

AGREEMENT

This agreement is entered into on this date by and between Lomer Gene Turney, Jr. hereinafter referred to as "party of the first part" and the CITY OF JONESBORO, MATA DEPARTMENT, hereinafter referred to as "party of the second part."

Certified Copy  
DATE 2/14/02  
DONNA K. JACKSON  
CITY CLERK

WITNESSETH:

The party of the first part is the owner of certain property at 536 West Matthews Avenue, Jonesboro, Arkansas, Parcel Number 37.

The party of the second part is in the process of improving West Matthews Avenue.

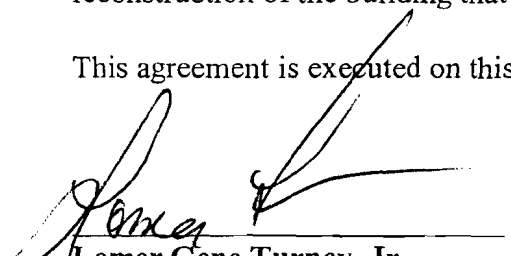
The party of the second part has agreed to the following requests made by the party of the first part.

- 1. To be paid \$ 84.00

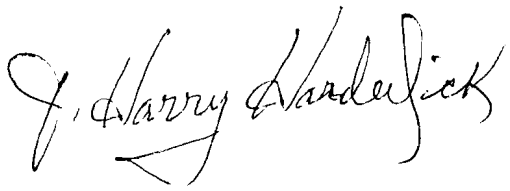
The above said agreed amount to be paid shall be free and clear of any and all encumbrance with the exception of none.

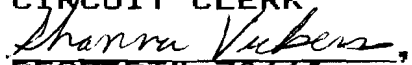
This agreement is subject to any and all set back Code or Ordinance which would allow reconstruction of the building that now exist on this property.

This agreement is executed on this the 3rd day of December, 2001.

  
Lomer Gene Turney, Jr.

DEED BOOK 620 PAGE 565  
DATE 02/04/2002  
TIME 02:11:28 PM  
RECORDED IN,  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK



, D.C.  
CITY OF JONESBORO, MATA DEPT.

BY:   
DIRECTOR - MATA

OFFICIAL SEAL  
J. HARRY HARDWICK  
NOTARY PUBLIC-ARKANSAS  
CRAIGHEAD COUNTY  
MY COMMISSION EXPIRES: 02-14-2010

RIGHT-OF-WAY

Whereas, Lomer Gene Turney, Jr. is the owner of land in Craighead County, Arkansas described below, and the City of Jonesboro, a municipal corporation of the State of Arkansas, is the owner of adjoining land;

Whereas, Lomer Gene Turney, Jr., and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Lomer Gene Turney, Jr., in favor of city and in favor of the land of the city;

Now, Therefore, be it agreed between Lomer Gene Turney, Jr., and city on this 3rd day of December, 2001.

1. Lomer Gene Turney, Jr., in consideration of the agreement hereinafter made by city, grants to city a right-of-way for construction and maintenance of a street over the land of Lomer Gene Turney, Jr., in City of Jonesboro, Craighead County, Arkansas, more particularly described as follows:

Certified Copy  
DATE 2/14/02  
DONNA K. JACKSON  
CITY CLERK

A PART OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 14 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PERMANENT RIGHT-OF-WAY

BEGINNING AT THE SOUTHWEST CORNER OF LOT 5, BLOCK 11, ACCORDING TO THE RECORD PLAT OF FLINT'S ADDITION TO JONESBORO, AS RECORDED IN PLAT BOOK 1, AT PAGE 352, IN AND FOR THE PUBLIC RECORDS OF CRAIGHEAD COUNTY, AT JONESBORO, ARKANSAS; THENCE NORTH 00°49'01" EAST, ALONG THE WEST LINE OF SAID LOT 5, A DISTANCE OF 10.74 FEET TO A POINT LYING ON THE ARC OF A CURVE, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 35.00 FEET AND WHOSE RADIUS POINT BEARS NORTH 63°37'32" EAST; THENCE SOUTHEASTERLY, ALONG THE ARC OF SAID CURVE AND DEPARTING FROM THE WEST LINE OF SAID LOT 5, THROUGH A CENTRAL ANGLE OF 14°59'18", A DISTANCE OF 9.16 FEET TO THE END OF SAID CURVE; THENCE NORTH 45°21'42" EAST, A DISTANCE OF 4.00 FEET TO A POINT; THENCE SOUTH 44°38'18" EAST, A DISTANCE OF 4.00 FEET TO A POINT; THENCE SOUTH 45°21'42" WEST, A DISTANCE OF 4.00 FEET TO A POINT LYING ON THE ARC OF A CURVE CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 35.00 FEET AND WHOSE RADIUS POINT BEARS NORTH 42°05'09" EAST; THENCE SOUTHEASTERLY, ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 01°03'48", A DISTANCE OF 0.65 FEET TO THE END OF SAID CURVE, SAID POINT LYING ON THE SOUTH LINE OF SAID LOT 5; THENCE NORTH 89°11'25" WEST, ALONG THE SOUTH LINE OF SAID LOT 5, A DISTANCE OF 8.54 FEET TO THE POINT OF BEGINNING.

CONTAINING IN ALL 56 SQ.FT. OR 0.001 ACRES, MORE OR LESS.

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF RECORD.

2. Grantor hereby covenants with Grantee that it is the owner in fee simple of the lands the subject of this right of way and will defend the Grantee's right of way to said lands against all claims done or suffered by, through or under Grantor, but against none other.

3. City, in consideration of the grant of right-of-way aforesaid, agrees to construct, maintain and improve the property through the use as is set forth herein.

4. This agreement shall inure to and bind the heirs, executors, administrators, successors and assigns of the parties and shall constitute a covenant running with the land of Lomer Gene Turney, Jr.

*Lomer Gene Turney, Jr.*  
\_\_\_\_\_  
Lomer Gene Turney, Jr.

By: None JWA

Title: None JWA

Certified Copy  
DATE 2/14/02  
DONNA K. JACKSON  
CITY CLERK

STATE OF ARKANSAS  
COUNTY OF Craighead

DEED BOOK 620 PAGE 566 - 567  
DATE 02/04/2002  
TIME 02:11:29 PM  
RECORDED IN,  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK  
*Shanne Vickers*, D.C.  
RECEIPT# 78446

**ACKNOWLEDGMENT**

On this day before me, the undersigned officer, personally appeared Lomer Gene Turney, Jr., by: None JWA, Title: None JWA to me well known to be the persons whose names are subscribed to the foregoing instrument, and acknowledged that they had executed the same for the purposes therein stated and set forth.

WITNESS my hand and seal this 3rd day of December, 2001.

*Jeffery Hardwick*  
NOTARY PUBLIC  
JEFFERY B. HARDWICK  
CRAIGHEAD COUNTY ARKANSAS  
MY COMMISSION EXPIRES: 02-14-2010