

AGREEMENT

We, the undersigned, _____, as owners of real estate lying in Jonesboro, Craighead County, Arkansas, and described more particularly as:

LOT 1 OF SCHWAN'S MINOR PLAT AS RECORDED IN PLAT CABINET "B", PAGE #135, TO THE CITY OF JONESBORO, ARKANSAS AND PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 14 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35, TOWNSHIP 14 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS; THENCE EAST 46.00 FEET; THENCE NORTH 2°24'00" EAST 322.00 FEET; THENCE EAST 14.10 FEET TO THE POINT OF BEGINNING PROPER; THENCE NORTH 2°24'00" EAST 426.00 FEET; THENCE EAST 230.30 FEET; THENCE SOUTH 2°24'00" WEST 225.00 FEET; THENCE WEST 34.40 FEET; THENCE SOUTH 2°24'00" WEST 210.00 FEET; THENCE WEST 195.90 FEET TO THE POINT OF BEGINNING PROPER, CONTAINING 2.09 ACRES.

herewith provide, agree and stipulate that:

WHEREAS, the undersigned have submitted a plat for approval to the Metropolitan Area Planning Commission regarding the development of the aforescribed tract of land, and

WHEREAS, certain stipulations have been made regarding the street widening and installation of curb and gutter along _____ adjacent to said property.

NOW, THEREFORE, the undersigned agree that as owners of said property:

1. At such time as the City of Jonesboro shall begin preparations to widen the street contiguous to this property and to install curb, gutter and underground drainage, the undersigned will pay their share for the costs of these improvements.

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2. In the event that the undersigned should sell or otherwise transfer all or any part of the aforesaid real estate, such transfer shall be subject to the stipulation herein contained with regard to the owner providing the cost of street widening and curbs and gutters at such time as the improvements are initiated by the City of Jonesboro.

Dated this 25th day of September, 1995.

Schwan's Sales Enterprises, Inc.
OWNERS SIGNATURE DATE

[Signature] Vice President
OWNERS SIGNATURE DATE

ACKNOWLEDGMENT

WITNESS my hand and official seal on this 25th day of September, 1995.

[Signature]
NOTARY PUBLIC

County of Lyon

State of Minnesota

My commission expires 1-31-2000

