

AGREEMENT

This agreement is entered into on this date by and between Ernest C. Farabee III and Frances Farabee Jones 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."

WITNESSETH:

The party of the first part is the owner of certain property at 1319 Vine Street, Jonesboro, Arkansas, Parcel Number 53.

The party of the second part is in the process of improving West Nettleton 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 the sum of \$1,043.00

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

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

This agreement is executed on this the 26th day of November, 2001

Ernest C Farabee III
 Ernest C. Farabee III

Frances Farabee Jones
 Frances Farabee Jones

DEED BOOK 620 PAGE 570
 DATE 02/04/2002
 TIME 02:11:31 PM
 RECORDED IN,
 OFFICIAL RECORDS OF
 CRAIGHEAD COUNTY
 ANN HUDSON
 CIRCUIT CLERK
Shannon Vickers, D.C.
 RECEIPT# 78446

CITY OF JONESBORO, MATA DEPT.

BY: [Signature]
 DIRECTOR - MATA

THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL.

Hubert Seale
1319 VINE STREET DEED BOOK 621 PAGE 359

Parcel #53

Right-of-Way

Whereas, Ernest C. Farabee III and Frances Farabee Jones, 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, Ernest C. Farabee III and Frances Farabee Jones, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Ernest C. Farabee III and Frances Farabee Jones, in favor of city and in favor of the land of city.

Now, Therefore, be it agreed between Ernest C. Farabee III and Frances Farabee Jones, and city on 26th day of November, 2001.

1. Ernest C. Farabee III and Frances Farabee Jones, 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 Ernest C. Farabee III and Frances Farabee Jones, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

DESCRIPTION OF PERMANENT RIGHT-OF-WAY

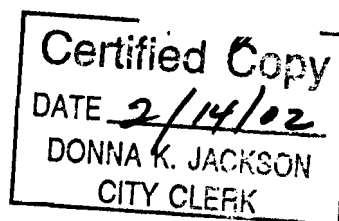
PART OF LOT 21 OF BLOCK "B" OF STUCK BROTHER'S THIRD ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, AS RECORDED IN DEED BOOK #28, PAGE'S #238 & #239 IN THE OFFICE OF THE CIRCUIT COURT CLERK AND EX-OFFICIO RECORDER, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF LOT 21 OF BLOCK "B" OF STUCK BROTHER'S THIRD ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS; THENCE NORTH 0°53'35" WEST ALONG THE WEST LINE OF LOT 21, AFORESAID, 7.68 FEET; THENCE SOUTH 89°38'30" EAST 77.33 FEET TO THE EAST LINE OF LOT 21, AFORESAID; THENCE SOUTH 1°09'02" WEST, ALONG SAID EAST LINE, 5.98 FEET TO THE SOUTH LINE OF LOT 21, AFORESAID; THENCE SOUTH 89°06'00" WEST, ALONG SAID SOUTH LINE, 77.10 FEET TO THE POINT OF BEGINNING, CONTAINING, 0.012 ACRES, (527.16 SQUARE FEET).

DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT

PART OF LOT 21 OF BLOCK "B" OF STUCK BROTHER'S THIRD ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, AS RECORDED IN DEED BOOK #28, PAGE'S #238 & 239 IN THE OFFICE OF THE CIRCUIT COURT CLERK AND EX-OFFICIO RECORDER, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF LOT 21 OF OF BLOCK "B" OF STUCK BROTHER'S THIRD ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS; THENCE NORTH 0°53'35" WEST ALONG THE WEST LINE OF LOT 21, AFORESAID, 7.68 FEET; THENCE SOUTH 89°38'30" EAST 27.00 FEET TO THE POINT OF BEGINNING PROPER; THENCE NORTH 78°56'19" EAST 49.76 FEET, TO THE EAST LINE OF LOT 21, AFORESAID; THENCE SOUTH 1°09'02" WEST, ALONG SAID EAST LINE, 10.57 FEET; THENCE NORTH 89°38'30" WEST 50.33 FEET TO THE POINT OF BEGINNING PROPER, CONTAINING, 0.006 ACRES, (256.98 SQUARE FEET).



THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL.

Hubert Brodell

2. Ernest C. Farabee III and Frances Farabee Jones, warrants the right-of-way against anyone claiming it or in any manner preventing free and unobstructed use of it by city.

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 Ernest C. Farabee III and Frances Farabee Jones.

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

Ernest C. Farabee III
Frances Farabee Jones
Ernest C. Farabee III and Frances Farabee Jones

STATE OF ARKANSAS
COUNTY OF *Craighead*

DEED BOOK 620 PAGE 568 - 569
DATE 02/04/2002
TIME 02:11:30 PM
RECORDED IN,
OFFICIAL RECORDS OF
CRAIGHEAD COUNTY
ANN HUDSON
CIRCUIT CLERK

Shanna Vickers, D.C.
RECEIPT# 78446

ACKNOWLEDGEMENT

On this day before me, the undersigned officer, personally appeared Ernest C. Farabee III and Frances Farabee Jones, to me well known to be the person whose name is subscribed to the foregoing instrument and acknowledged that she had executed the same for the purposes therein stated and set forth.

WITNESS my hand and seal this *26th* day of *November*, 2001.

1-21-02
I acknowledge this was done in the presence of Harry Heidwick.
Hubert Brodell
Meyer

J. Harry Hardwick
NOTARY PUBLIC
OFFICIAL SEAL
J. HARRY HARDWICK
NOTARY PUBLIC-ARKANSAS
CRAIGHEAD COUNTY
MY COMMISSION EXPIRES 12-14-2010