

AGREEMENT

This agreement is entered into on this date by and between Donn Mixon 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 717 Flint Street, Arkansas, Parcel Number 40.

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 the sum of \$ ~~35.00~~ ^{DM} 0

This agreement is executed on this the 6th day of November, 2001

Donn Mixon
Donn Mixon

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

DEED BOOK 620 PAGE 573
DATE 02/04/2002
TIME 02:11:33 PM
RECORDED IN
OFFICIAL RECORDS OF
CRAIGHEAD COUNTY
ANN HUDSON
CIRCUIT CLERK
Shannon Vibbers, D.C.
RECEIPT# 78446

CITY OF JONESBORO, MATA DEPT.
BY: AScott
DIRECTOR - MATA

This is a true and correct copy of the original.

AScott
Director - MATA

RIGHT-OF-WAY

Whereas, Donn Mixon 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, Donn Mixon, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Donn Mixon, in favor of city and in favor of the land of the city;

Now, Therefore, be it agreed between Donn Mixon, and city on this 6th day of November, 2001.

1. Donn Mixon, 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 Donn Mixon, in City of Jonesboro, Craighead County, Arkansas, more particularly described as follows:

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CITY CLERK

A PART OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 12 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

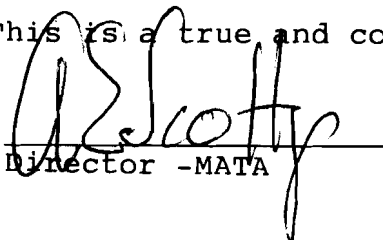
PERMANENT RIGHT-OF-WAY

BEGINNING AT THE SOUTHEAST CORNER OF LOT 6, BLOCK 10, 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 SOUTH 89°44'13" WEST, ALONG THE SOUTH LINE OF SAID LOT 6, A DISTANCE OF 4.06 FEET TO A POINT LYING ON THE ARC OF A CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 35.00 FEET AND WHOSE RADIUS POINT BEARS NORTH 37°16'35" WEST; THENCE NORTHEASTERLY, ALONG THE ARC OF SAID CURVE AND DEPARTING FROM THE SOUTH LINE OF SAID LOT 6, THROUGH A CENTRAL ANGLE OF 04°12'03", A DISTANCE OF 2.57 FEET TO THE END OF SAID CURVE; THENCE NORTH 44°45'11" WEST, A DISTANCE OF 4.00 FEET TO A POINT; THENCE NORTH 45°14'49" EAST, A DISTANCE OF 4.00 FEET TO A POINT; THENCE SOUTH 44°45'11" EAST, A DISTANCE OF 3.05 FEET TO A POINT LYING ON THE EAST LINE OF SAID LOT 6; THENCE SOUTH 01°07'22" WEST, A DISTANCE OF 5.10 FEET TO THE POINT OF BEGINNING.

CONTAINING IN ALL 23 SQ.FT. OR 0.001 ACRES, MORE OR LESS.

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

This is a true and correct copy of the original.


Director - MATA

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.

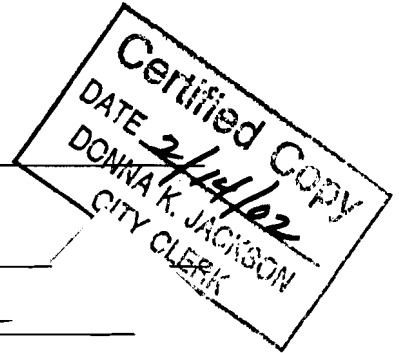
3. City, in consideration of the grant of right-of-way aforesaid, agrees to construct, maintain and improve the property through the use as is set forth herein.

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 Donn Mixon.

Donn Mixon
Donn Mixon

By: None

Title: None

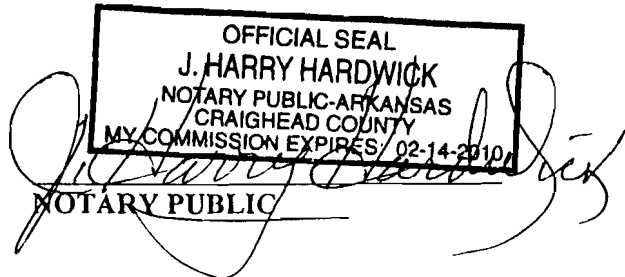


DEED BOOK 620 PAGE 571 - 572
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CIRCUIT CLERK
Sharon Vickers, D.C.
RECEIPT# 78446

STATE OF ARKANSAS
COUNTY OF Craighead

ACKNOWLEDGMENT

On this day before me, the undersigned officer, personally appeared **Donn Mixon**,
by: None, Title: None 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 6TH day of November, 2001.



00100-040

This is a true and correct copy of the original.

[Signature]
Director - MATA