

AGREEMENT

This agreement is entered into on this date by and between **Doswell H. McDaniel and Carolyn June McDaniel** 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 922 East Nettleton Avenue, Jonesboro, Arkansas, Parcel Number 29A.

The party of the second part is in the process of improving East Nettleton Avenue.

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

1. Retaining wall - Demolish to north side of new sidewalk rebuild with Tennessee crab orchard stone.
2. Concrete drive way - Remove back to first east west expansion joint. Pour new section with exposed aggregate to match existing finish.
3. Right of Way 501 sq.ft. @ \$1.60/sq.ft. = \$802.00

This agreement is executed on this the 2nd day of August, 2000

Doswell H. McDaniel  
Doswell H. McDaniel

Carolyn June McDaniel  
Carolyn June McDaniel

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

J. Harry Hardwick

CITY OF JONESBORO, MATA DEPT.

BY: [Signature]  
DIRECTOR - MATA

**FILED**  
 DATE 10/3/01  
 DONNA K. JACKSON  
 CITY CLERK

MISC BOOK 43 PAGE 627  
 DATE 10/12/2001  
 TIME 04:49:10 PM  
 RECORDED IN,  
 OFFICIAL RECORDS OF  
 CRAIGHEAD COUNTY  
 ANN HUDSON  
 CIRCUIT CLERK  
Deborah Weaver, D.C.  
 RECEIPT# 72471

922 E. Nettleton

29A

RIGHT OF WAY

Whereas, Doswell H. McDaniel and Carolyn June McDaniel, 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, Doswell H. McDaniel and Carolyn June McDaniel, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Doswell H. McDaniel and Carolyn June McDaniel, in favor of city and in favor of the land of city;

Now, Therefore, be it agreed between Doswell H. McDaniel and Carolyn June McDaniel, and city on 2nd day of October, 2000.

1. Doswell H. McDaniel and Carolyn June McDaniel, 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 Doswell H. McDaniel and Carolyn June McDaniel, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

Part of the northeast quarter of Section 19, T14N, R4E, Craighead County, Arkansas, and being part of Lots 8 and 9 Block B of Sloan's Addition to the City of Jonesboro, Arkansas, being more particularly described as follows:

Permanent Right-of-Way

Beginning at the southeast corner of Lot 9 Block B of Sloan's Addition to the City of Jonesboro, Arkansas, the point of beginning proper; thence S 88°57' 49" W, 126.32 feet to a point; thence N 00°51' 14" E, 4.59 feet to a point; thence N 89°31' 42" E, 126.29 feet to a point; thence S 00°51' 14" W, 3.35 feet to the point of beginning and containing 0.0115 acres (501.0 sq. ft.).

2. Doswell H. McDaniel and Carolyn June McDaniel, 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 Doswell H. McDaniel and Carolyn June McDaniel.

*Doswell H. McDaniel Carolyn June McDaniel*  
Doswell H. McDaniel and Carolyn June McDaniel

STATE OF ARKANSAS  
COUNTY OF Craighead

ACKNOWLEDGMENT

On this day before me , the undersigned officer, personally appeared Doswell H. McDaniel and Carolyn June McDaniel, 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 2nd day of October, 2000.

*Sharon Davis*  
NOTARY PUBLIC



DEED BOOK 597 PAGE 232 - 233  
DATE 10/09/2000  
TIME 09:02:43 AM  
RECORDED IN,  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK  
*Shanna Vickers*, D.C.  
RECEIPT# 53053