

AGREEMENT

This agreement is entered into on this date by and between Jonesboro Arkansas Congregation of Jehovah's Witnesses, 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 717 S. Patrick Avenue, Jonesboro, Arkansas, Parcel Number 13..

The party of the second part is in the process of improving East 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 \$ 7,660.00.
2. The second party agrees that it will not park any construction equipment or place any other thing on the property of the party of the first part and will prevent its contractors, agents and subcontractors from doing the same.
3. The party of the second part agrees to keep the current driveway of the party of the first part open at all times and not block or obstruct the entrance and to prevent its agents, contractors and subcontractors from doing the same; the party of the second also agrees to allow access to the property of the party of the first part at all times and will prevent its agents, contractors and subcontractors from blocking access to the property.

The parties agree that the violations of this agreement will cause party of the first part irreparable harm. Thus, in addition to all remedies available to it, the party of the first part shall be entitled, without posting bond or other security, to injunctive or other relief to enforce these provisions and to prevent or cure any breach or threatened breach thereof. Provided, however, that the parties recognize and agree that injunctive relief would not be warranted if it is necessary to close the entrance temporarily for a few hours for pouring the sidewalk at the entrance or installing pipe at the entrance or if some other unanticipated contingency should arise which would make it absolutely necessary to close the entrance for a short duration. Prior to the temporary closure, party of the second part shall give reasonable advance notice of the estimated time that the driveway will be closed and the time of the closure shall not be any longer than is reasonably necessary to complete the work expeditiously and the driveway shall in no event, absent a bona fide emergency, be closed during any regularly scheduled church service of party of the first part.

5. Party of the second part agrees to restore the driveway of party of the first part to a condition that is equal to or better than the condition of the current driveway.

**FILED**  
 DATE 10/13/01  
 DONNA K. JACKSON  
 CITY CLERK

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 executed on this the 16th day of ~~October~~ <sup>NOVEMBER</sup>, 2000

**Jonesboro Arkansas Congregation  
of Jehovah's Witness**

*By Leslie D. Langley, Elder*

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

**CITY OF JONESBORO, MATA DEPT.**

BY:

*[Signature]*  
**DIRECTOR - MATA**

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

MISC BOOK 43 PAGE 551 - 552  
DATE 10/12/2001  
TIME 03:36:45 PM  
RECORDED IN  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK  
*Alton Weaver, D.C.*  
RECEIPT# 72456

**RIGHT-OF-WAY**

Whereas, Jonesboro Arkansas Congregation of Jehovah's Witnesses 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, Jonesboro Arkansas Congregation of Jehovah's Witnesses, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Jonesboro Arkansas Congregation of Jehovah's Witnesses, in favor of city and in favor of the land of the city;

Now, Therefore, be it agreed between Jonesboro Arkansas Congregation of Jehovah's Witnesses, and city on this 16 day of November, 2000.

1. Jonesboro Arkansas Congregation of Jehovah's Witnesses, 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 Jonesboro Arkansas Congregation of Jehovah's Witnesses, in City of Jonesboro, Craighead County, Arkansas, more particularly described as follows:

**PART OF THE SOUTHEAST 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 SOUTHEAST CORNER OF LOT 1, BLOCK 1, ACCORDING TO THE PLAT OF BROADWAY'S ADDITION TO THE CITY OF JONESBORO, ARKANSAS, AS RECORDED IN DEED RECORD 200, AT PAGE 354-355, IN AND FOR THE PUBLIC RECORDS OF CRAIGHEAD COUNTY, AT JONESBORO, ARKANSAS; THENCE SOUTH 89°43'34" WEST, ALONG THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 87.44 FEET TO A POINT; THENCE NORTH 00°51'52" EAST, DEPARTING FROM THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 17.13 FEET TO A POINT LYING ON THE PROPOSED NORTHERLY RIGHT-OF-WAY LINE OF EAST MATTHEWS AVENUE (33.5' HALF RIGHT-OF-WAY); THENCE NORTH 88°48'25" EAST, ALONG SAID PROPOSED NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 87.46 FEET TO A POINT LYING ON THE EAST LINE OF SAID LOT 1; THENCE SOUTH 00°51'52" WEST, ALONG THE EAST LINE OF SAID LOT 1 AND DEPARTING FROM SAID PROPOSED NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 17.92 FEET TO THE POINT OF BEGINNING.**

**CONTAINING IN ALL 1,532 SQ.FT. OR 0.035 ACRES, MORE OR LESS.**

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

2. Jonesboro Arkansas Congregation of Jehovah's Witnesses, 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 Jonesboro Arkansas Congregation of Jehovah's Witnesses.

Jonesboro Arkansas Congregation of  
Jehovah's Witnesses

By: Alex Hanusowski  
Title: Trustee

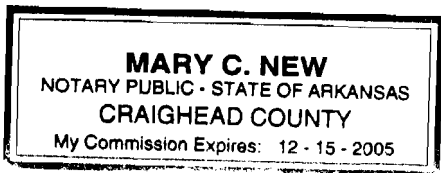
STATE OF ARKANSAS  
COUNTY OF Craighead

DEED BOOK 599 PAGE 381 - 382  
DATE 11/29/2000  
TIME 11:48:44 AM  
RECORDED IN,  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK

ACKNOWLEDGMENT Sherry J. [Signature], D.C.  
RECEIPT# 55825

On this day before me, the undersigned officer, personally appeared Jonesboro Arkansas Congregation of Jehovah's Witnesses, by: Alex Hanusowski, Title: Trustee 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 9th day of November, 2000.



Mary C. New  
NOTARY PUBLIC