

**AGREEMENT**

This agreement is entered into on this date by and between **Anita N. Posey Family** 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 1433 Flint Street, Jonesboro, Arkansas, Parcel Number 15A.

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 \$ 514.00.
2. Replace the steps and sidewalk to the back side of the City Right of Way

This agreement is executed on this the 29th day of January, 2001

Anita N. Posey  
**Anita N. Posey Family**

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

J. Harry Hardwick

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

CITY OF JONESBORO, MATA DEPT.  
BY: [Signature]  
DIRECTOR- MATA

MISC BOOK 43 PAGE 630  
DATE 10/12/2001  
TIME 04:49:13 PM  
RECORDED IN  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK

Deborah Weaver, D.C.

1433 Flint Street

Parcel #15A

Right-of-Way

Whereas, Anita N. Posey Family, Trust 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, Anita N. Posey Family, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Anita N. Posey Family, in favor of city and in favor of the land of city.

Now, Therefore, be it agreed between Anita N. Posey Family, and city on

29<sup>th</sup> day of January, ~~2000~~ 2001

1. Anita N. Posey Family, 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 Anita N. Posey Family, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

DESCRIPTION OF PERMANENT RIGHT-OF-WAY

PART OF LOT 5 IN BLOCK 1 OF COLE'S SECOND ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, AS RECORDED IN DEED BOOK #26, PAGE #402 IN THE OFFICE OF THE CIRCUIT COURT CLERK AND EX-OFFICIO RECORDER, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF LOT 5 IN BLOCK 1 OF COLE'S SECOND ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, THENCE SOUTH 1°22'20" WEST ALONG THE EAST LINE OF LOT 5, AFORESAID, 72.00 FEET TO THE SOUTHEAST CORNER OF LOT 5, AFORESAID; THENCE NORTH 88°37'43" WEST, ALONG THE SOUTH LINE OF LOT 5 AFORESAID, 4.14 FEET; THENCE NORTH 0°52'11" EAST 72.00 FEET TO THE NORTH LINE OF LOT 5, AFORESAID; THENCE SOUTH 88°37'43" EAST, ALONG SAID NORTH LINE, 4.77 FEET TO THE POINT OF BEGINNING, CONTAINING, 0.007 ACRES, (320.57 SQUARE FEET).

2. Anita N. Posey Family Trust, 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 Anita N. Posey Family Trust.

*Anita N. Posey*  
Anita N. Posey Family Trust

STATE OF ARKANSAS  
COUNTY OF *Craighead*

ACKNOWLEDGEMENT

On this day before me, the undersigned officer, personally appeared Anita N. Posey Family Trust, to me well known to be the person whose name is subscribed to the foregoing instrument and acknowledged that he had executed the same for the purposes therein stated and set forth.

WITNESS my hand and seal this 29<sup>th</sup> day of January, ~~2000~~ 2001

DEED BOOK 602 PAGE 439 - 440  
DATE 02/22/2001  
TIME 08:09:20 AM  
RECORDED IN,  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK  
*Sherry Wright*, D.C.  
RECEIPT# 59814

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