

Jonesboro, AR 72404  
Parcel #L  
Right-of-Way

Whereas, State of Arkansas – Arkansas Department of Human Services, Division of Developmental Disabilities Services, (formerly the Arkansas Department of Mental Retardation), are the owners 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, State of Arkansas lease property, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Fox Meadow Elementary School, lessee, in favor of city and in favor of the land of city.

Now, therefore, be it agreed between The State of Arkansas – DHS/DDS, and city on 8 day of June, 2005.

1. The State of Arkansas – DHS/DDS, 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 Fox Meadow Elementary School, lessee, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

**RIGHT OF WAY ACQUISITION**

A PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 13 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 4; THENCE N89°36'E 35.82 FEET TO THE POINT OF BEGINNING;

THENCE N00°09'E 322.54 FEET; THENCE N00°24'W 170.78 FEET; THENCE N00°50'W 170.40 FEET; THENCE N89°54'E 3.50 FEET; THENCE S00°50'E 170.35 FEET; THENCE S00°24'e 170.78 FEET; THENCE S00°09'W 322.51 FEET; THENCE S89°36'W 3.50 FEET TO THE POINT OF BEGINNING; (2,322.36 SQUARE FEET) 0.0533 ACRES, MORE OR LESS.

**10.0 FEET TEMPORARY CONSTRUCTION EASMENT**

A 10.0 FEET WIDE STRIP OF LAND PARALLEL AND ADJACENT TO THE EAST LINE AFORESAID RIGHT OF WAY ACQUISITION AS SHOWN BY ATTACHMENT.

3 of 3

- 2. State of Arkansas – DHS/DDS, 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 Fox Meadow Elementary School, lessee.

Jay Barnes  
 Division of Developmental Disabilities  
 Board Chairperson

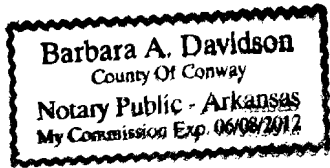
\_\_\_\_\_  
 Fox Meadow Elementary School, lessee

STATE OF ARKANSAS  
 COUNTY OF Conway

ACKNOWLEDGMENT

On this day before me, the undersigned officer, personally appeared State of Arkansas – DHS/DDS, 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 8<sup>th</sup> day of June, 2005.



Barbara Davidson  
 NOTARY PUBLIC



# CITY OF JONESBORO

April 21, 2005

Board of Directors  
Division of Development Disabilities Services  
4701 Colony Drive  
Jonesboro, AR 72404

Attn: Mr. Forrest Steele, Supt.

Dear Mr. Steele:

In restructuring the design on the Fox Meadow Project, we find that we need an additional 3 ½ feet of right of way for the length of the project on South Caraway Road to complete this project. Please find enclosed a plat describing the needed right of way and easement. Also enclosed is an appraisal showing the amount to be paid. Would you please submit this to your Board of Directors at your May meeting.

Sincerely,

Harry Hardwick  
Right of Way Consultant  
City of Jonesboro



**Arkansas Department of Human Services**  
**Division of Developmental Disabilities Services**

DEED BOOK 707 PAGE 717

Human Development Center  
4701 Colony Drive  
Jonesboro, Arkansas 72404  
Telephone: 870-932-4043  
Fax: 870-935-3463

**RECEIVED**  
**APR 26 2005**

**DDS DIRECTOR'S OFFICE**

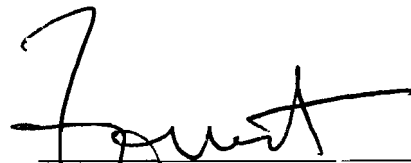
April 25, 2005

Dr. Charlie Green, DDS Director  
Mail Slot N501  
P.O. Box 1437  
Little Rock, AR 72203-1437

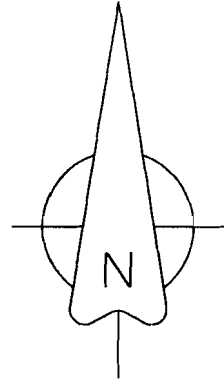
Charlie, attached is a request from the City of Jonesboro for an additional 3.5 feet of right of way on Fox Meadow Lane. The city is offering to pay full appraisal value for the additional easement (\$1,740).

This additional easement should not have an adverse impact on the JHDC. If possible, could this be placed on the Physical Management Subcommittee agenda for the upcoming board meeting?

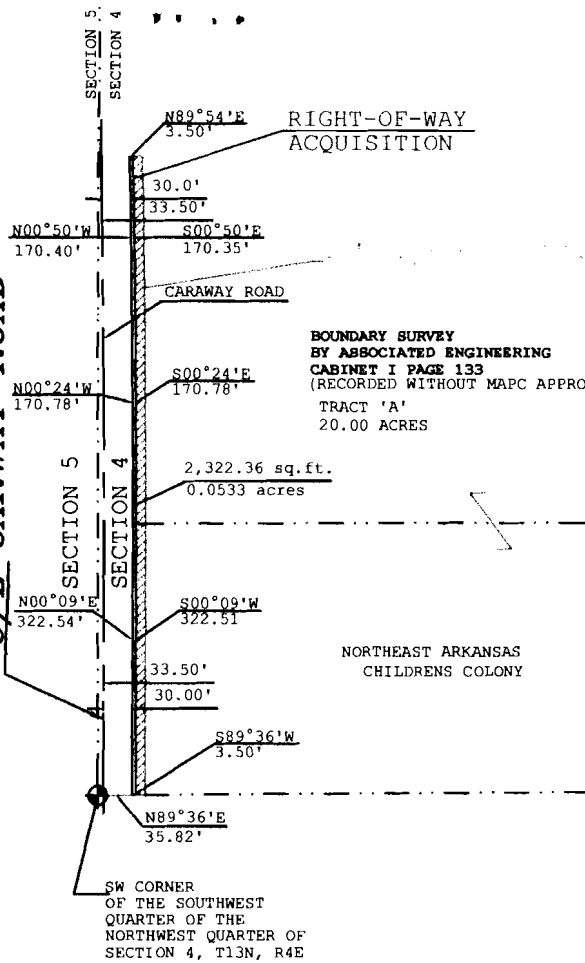
Thanks, and let me know if you have any questions.

  
\_\_\_\_\_  
Forrest Steele, Superintendent

FS/tdk



C/L CARWAY ROAD



BOUNDARY SURVEY  
BY ASSOCIATED ENGINEERING  
CABINET I PAGE 133  
(RECORDED WITHOUT MAPC APPROVAL STAMP)  
TRACT 'A'  
20.00 ACRES

**PARCEL 'L'**

**RIGHT OF WAY ACQUISITION**

A PART OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 4, TOWNSHIP 13 NORTH, RANGE 4 EAST; CRAIGHEAD COUNTY, ARKANSAS ; MORE PARTICULARLY DESCRIBED AS FOLLOWS;

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**10.0 FOOT TEMPORARY CONSTRUCTION EASEMENT**

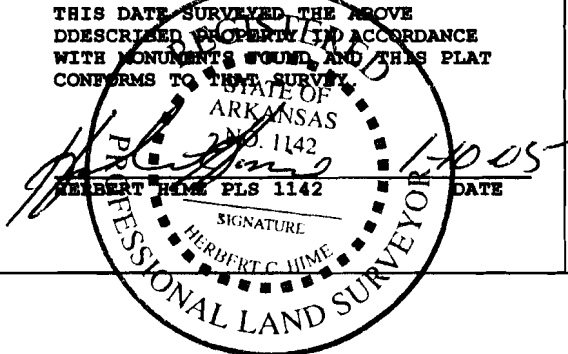
A 10 FOOT WIDE STRIP OF LAND PARALLEL AND ADJACENT TO THE EAST LINE OF DESCRIBED RIGHT OF ACQUISITION AS SHOWN BY PLAT OF SURVEY HEREON.

DEED BOOK 707 PAGE 716 - 721  
DATE 10/03/2005  
TIME 09:02:59 AM  
RECORDED IN,  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK  
RECEIVED 10/27/05

SURVEY FOR: FOX MEADOW STREET IMPROVEMENT PROGRAM CITY OF JONESBORO

**SURVEYORS CERTIFICATION**

THIS IS TO CERTIFY THAT I FOUND OF THIS DATE SURVEYED THE ABOVE DESCRIBED PROPERTY IN ACCORDANCE WITH MONUMENTS FOUND AND THIS PLAT CONFIRMS TO THAT SURVEY.



**PARCEL 'L'**

<b>DRAWN</b>	<b>DATE</b>	<b>NE. AR. CHILDRENS COLONY</b>
<b>APPROVED</b>	<b>DATE</b>	<b>JONESBORO, AR</b>
<b>SCALE</b>	<b>SHEET</b>	<b>PROJECT NO.</b>
1" = 200'		