

**AGREEMENT**

This agreement is entered into on this date by and between Robert P. Wallace and Susan W. Wallace 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 319 East Nettleton, Jonesboro, Arkansas, Parcel Number 102.

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. To be paid \$1,002.00 (\$500.00 for temporary and \$502.00 for ROW)
2. Relocate driveway to East side of property line as per Owner's Centerline.
3. To be paid \$300.00 for shrubbery compensation.
4. Construct modular block retaining wall (all materials and labor included).
5. Remove and dispose of existing driveway, concrete included, backfill with dirt to match surrounding slope and place sod to right-of-way.
6. Remove and reconstruct concrete steps at no cost to owner.

This agreement is executed on this the 15<sup>th</sup> day of May, 2000

*Robert P. Wallace*

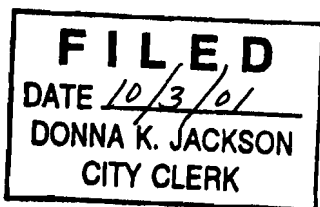
**Robert P. Wallace**

*Susan W. Wallace*

**Susan W. Wallace**



*J. Harry Hardwick*



CITY OF JONESBORO, MATA DEPT.

BY:

*Deborah Weaver*  
**DIRECTOR - MATA**

MISC BOOK 43 PAGE 647  
 DATE 10/12/2001  
 TIME 04:49:30 PM  
 RECORDED IN  
 OFFICIAL RECORDS OF  
 CRAIGHEAD COUNTY  
 ANN HUDSON  
 CIRCUIT CLERK

*Deborah Weaver* D.C.  
 RECEIPT# 72471

**RIGHT OF WAY**

Whereas, **Robert P. Wallace and Susan W. Wallace**, 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, **Robert P. Wallace and Susan W. Wallace**, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of **Robert P. Wallace and Susan W. Wallace**, in favor of city and in favor of the land of city;

Now, Therefore, be it agreed between **Robert P. Wallace and Susan W. Wallace**, and city on 13 day of May, ~~1999~~ 2000

1. **Robert P. Wallace and Susan W. Wallace**, 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 **Robert P. Wallace and Susan W. Wallace**, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

**Part of the southeast quarter of Section 19, T14N, R4E, Craighead County, Arkansas, and being part of Lot 1 of Hidden Acres Addition to the City of Jonesboro, Arkansas, being more particularly described as follows:**

**Permanent Right-of-Way**

**Beginning at the northeast corner of Lot 1 of Hidden Acres Addition to the City of Jonesboro, Arkansas, the point of beginning proper; thence S 01° 02' 27" W, 2.24 feet to a point; thence S 89° 29' 18" W, 193.58 feet to a point; thence N 01° 02' 27" E, 1.41 feet to a point; thence N 89° 14' 32" E, 193.60 feet to the point of beginning and containing 0.0081 acres (353.0 sq. ft.).**

**Temporary Construction Easement**

**Commencing at the northeast corner of Lot 1 of Hidden Acres Addition to the City of Jonesboro, Arkansas; thence S 01° 02' 27" W, 2.24 feet to a point; thence S 89° 29' 18" W, 71.19 feet to the point of beginning proper; thence S 08° 58' 48" W, 22.31 feet to a point; thence S 89° 29' 18" W, 13.44 feet to a point; thence N 31° 52' 05" W, 25.76 feet to a point; thence N 89° 29' 18" E, 30.52 feet to the point of beginning and containing 0.0111 acres (483.0 sq. ft.).**

- 2. **Robert P. Wallace and Susan W. Wallace**, 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 Robert P. Wallace and Susan W. Wallace.

*Robert P. Wallace Susan W. Wallace*  
Robert P. Wallace and Susan W. Wallace

STATE OF ARKANSAS  
COUNTY OF *Craighead*

ACKNOWLEDGMENT

On this day before me, the undersigned officer, personally appeared Robert P. Wallace and Susan W. Wallace, 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 13<sup>th</sup> day of May, ~~1999~~ 2000

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

DEED BOOK 591 PAGE 713 - 714  
DATE 05/19/2000  
TIME 11:54:37 AM  
RECORDED IN  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK  
*Shanna Vickers*, D.C.  
RECEIPT# 45848