

**DRAINAGE EASEMENT**

KNOW ALL BY THESE PRESENTS:

THAT, **THE LARRY W. ROBERSON IRREVOCABLE TRUST**, "Grantor", for and in consideration of the sum of Ten Dollars and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto the City of Jonesboro, Arkansas ("Grantee"), its successors and assigns, the following described easements:

Exhibit A. Permanent Easement. This easement is for the purpose of permitting the construction, laying, placement, operations, use, repair, relocation, removal or abandonment of a drainage ditch and/or structure, including all pipes, tiles, connections, catch basins and necessary equipment or appurtenances; and to convey a right of ingress and egress for the purposes aforesaid.

Exhibit B. Temporary Easement. This easement is a temporary, non-exclusive easement over and across the easement area for the purpose of storing excavated materials, tools, supplies and equipment and providing working space for the construction of the improvements in the Permanent Easement.

TO HAVE AND TO HOLD, such easements, rights and privileges unto Grantee, its successors and assigns forever, subject to the terms of this instrument. And we, the Grantor, for a consideration deemed and here stated to be of value, do hereby release and relinquish unto the Grantee, all our rights of dower, curtesy and homestead in and to said lands. The easement and rights granted by Grantor under this instrument are limited to and encumber only that portion of their lands situate within the Permanent Easement and the Temporary Easement (collectively, the "Easements"). Grantor does not intend to encumber lands which it does not own.

The Temporary Easement shall begin when Grantee or its contractors or agents commence work on the improvements within the Permanent Easement and shall terminate upon the earlier to occur of (i) the completion of the improvements within the Permanent Easement, or (ii) twenty-four months after the date this instrument is recorded in the real estate records of Craighead County, Arkansas.

Grantor hereby reserves for the use and benefit of itself, its successors and assigns, the right to use, enjoy and occupy the lands over which the easements set forth in this instrument are granted for any purpose not inconsistent with Grantees full enjoyment of the rights granted in the

Easements; provided that Grantor shall not place a building, footing, wall, fence, structure or other obstruction upon the easement area.

IN WITNESS WHEREOF, Grantor has executed and delivered this instrument this 6 day of May, 2006.

**GRANTOR:**

The Larry W. Roberson Irrevocable Trust

By: Lisa Roberson Foster, Trustee  
Lisa Roberson Foster, Trustee

ACKNOWLEDGMENT

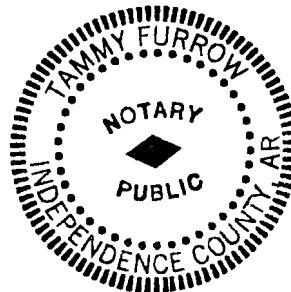
STATE OF ARKANSAS    )  
  ) ss.  
COUNTY OF CRAIGHEAD)

On May 6<sup>th</sup>, 2006, before me, a duly qualified and acting Notary Public, personally appeared Lisa Roberson Foster, Trustee of The Larry W. Roberson Irrevocable Trust, who acknowledged that she executed the foregoing instrument for the purposes and consideration therein contained.

In witness whereof, I hereunto set my hand and official seal.

Tammy Furrow  
Notary Public

My Commission Expires: 12/29/2010



**EXHIBIT A**

**Permanent Easement Description**

A PART OF THE WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 13; TOWNSHIP 14 NORTH, RANGE 3 EAST, CRAIGHEAD COUNTY, ARKANSAS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

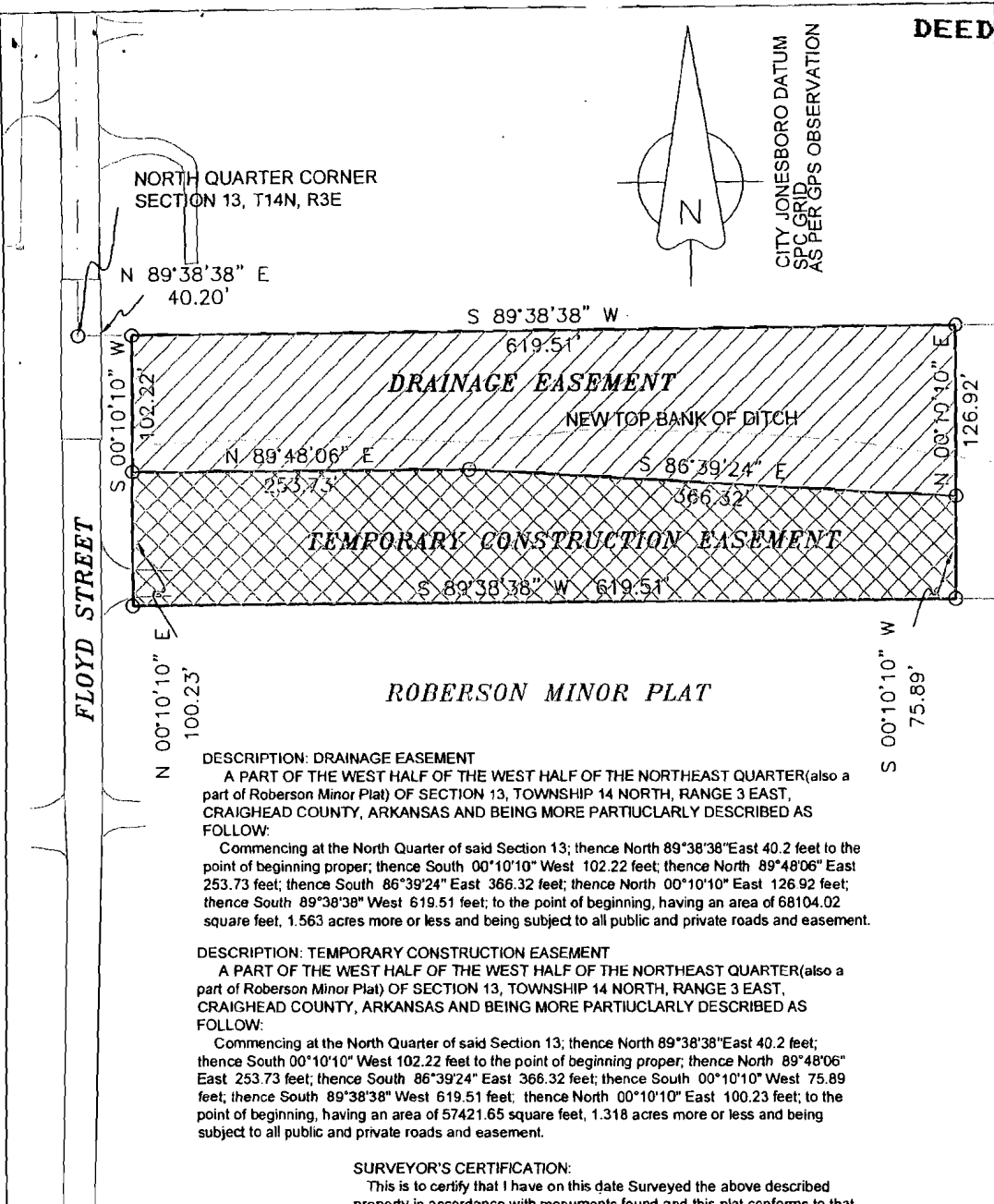
Commencing at the North Quarter corner of said Section 13; thence North 89°38'38"East 40.2 feet to the point of beginning proper; thence South 00°10'10"West 102.22 feet; thence North 89°48' 06"East 253.73 feet; thence South 86°39'24"East 366.32 feet; thence North 00°10'10"East 126.92 feet; thence South 89°38'38"West 619.51 feet to the point of beginning, having an area of 68104.02 square feet, 1.563 acres more or less and being subject to all public and private roads and easement.

**EXHIBIT B**

**Temporary Easement Description**

A PART OF THE WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 13; TOWNSHIP 14 NORTH, RANGE 3 EAST, CRAIGHEAD COUNTY, ARKANSAS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

Commençing at the North Quarter corner of said Section 13; thence North 89°38'38"East 40.2 feet; thence South 00°10'10"West 102.22 feet to the point of beginning proper; thence North 89°48' 06"East 253.73 feet; thence South 86°39' 24"East 366.32 feet; thence South 00°10'10"West 75.89 feet; thence South 89°38'38"West 619.51 feet; thence North 00°10'10"East 100.23 feet to the point of beginning, having an area of 57421.65 square feet, 1.318 acres more or less and being subject to all public and private roads easement.



CITY JONESBORO DATUM  
SPC GRID  
AS PER GPS OBSERVATION

**DESCRIPTION: DRAINAGE EASEMENT**

A PART OF THE WEST HALF OF THE WEST HALF OF THE NORTHEAST QUARTER(also a part of Roberson Minor Plat) OF SECTION 13, TOWNSHIP 14 NORTH, RANGE 3 EAST, CRAIGHEAD COUNTY, ARKANSAS AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOW:

Commencing at the North Quarter of said Section 13; thence North 89°38'38" East 40.2 feet to the point of beginning proper; thence South 00°10'10" West 102.22 feet; thence North 89°48'06" East 253.73 feet; thence South 86°39'24" East 366.32 feet; thence North 00°10'10" East 126.92 feet; thence South 89°38'38" West 619.51 feet; to the point of beginning, having an area of 68104.02 square feet, 1.563 acres more or less and being subject to all public and private roads and easement.

**DESCRIPTION: TEMPORARY CONSTRUCTION EASEMENT**

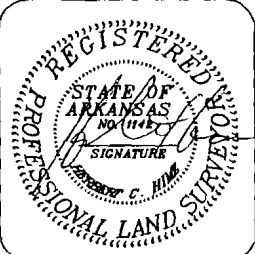
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Commencing at the North Quarter of said Section 13; thence North 89°38'38" East 40.2 feet; thence South 00°10'10" West 102.22 feet to the point of beginning proper; thence North 89°48'06" East 253.73 feet; thence South 86°39'24" East 366.32 feet; thence South 00°10'10" West 75.89 feet; thence South 89°38'38" West 619.51 feet; thence North 00°10'10" East 100.23 feet; to the point of beginning, having an area of 57421.65 square feet, 1.318 acres more or less and being subject to all public and private roads and easement.

**SURVEYOR'S CERTIFICATION:**

This is to certify that I have on this date Surveyed the above described property in accordance with monuments found and this plat conforms to that surveyed.

H & S HIME PROFESSIONAL SURVEYING SERVICES  
PMB # 283, 2704 SO. CULBERHOUSE "L"  
JONESBORO, ARKANSAS



**H & S HIME PROFESSIONAL SURVEYING SERVICES**  
PMB #283  
2704 SO. CULBERHOUSE STE "L"  
JONESBORO, ARKANSAS 72401

PHONE: 870 972 1288  
FAX:  
E-MAIL: hchime@cox-internet.com

<b>DRAINAGE EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT</b>	
DRAWN BY:	HH
DATE:	1-09-2006
SCALE:	1" = 100'
CLIENT:	CITY WATER AND LIGHT DIVISION CWL LOST CREEK IMPROVEMENT DISTRICT

DEED BK 722 PG 999 - 100

DATE 05/09/2006  
TIME 03:10:55 PM

RECORDED IN  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ARIZ THUDSON  
CIRCUIT CLERK  
RECEIPT# 148972