

This agreement is entered into on this date by and between **Kenneth Adams and Stacy Adams** 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 809 West Nettleton Avenue, Jonesboro, Arkansas, Parcel Number 44.

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 \$995.00
2. Remove old sidewalk
3. Remove driveway to back of new R.O.W. line or as needed
4. Replace sidewalk
5. Replace the amount of driveway removed
6. Relocate power pole to east side of driveway
7. Resod any area where soil is disturbed
8. DO NOT DISTURB CONCRETE PARKING PAD

Certified Copy
DATE 6/3/02
DONNA K. JACKSON
CITY CLERK

The above said agreed amount to be paid shall be free and clear of any and all emcumbance with the exception of First National Bank of Jonesboro

This agreement is executed on this the 28th day of May, 2002

Kenneth Adams
Kenneth Adams

Stacy Adams
Stacy Adams

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

J. Harry Hardwick

CITY OF JONESBORO, MATA DEPT.

BY: A.S. Scott
DIRECTOR - MATA

Right-of-Way

Whereas, KENNETH ADAMS AND STACY ADAMS, 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, KENNETH ADAMS AND STACY ADAMS, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of KENNETH ADAMS AND STACY ADAMS, in favor of city and in favor of the land of city.

Now, Therefore, be it agreed between KENNETH ADAMS AND STACY ADAMS, and city on _____ day of _____, 2001.

1. KENNETH ADAMS AND STACY ADAMS, 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 KENNETH ADAMS AND STACY ADAMS, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

DESCRIPTION OF PERMANENT RIGHT-OF-WAY

PART OF LOT 5 IN BLOCK "B" OF HOLLYWOOD ADDITION TO JONESBORO, ARKANSAS AS RECORDED IN DEED BOOK #48, PAGE #101 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 "B" OF HOLLYWOOD ADDITION TO JONESBORO, ARKANSAS; THENCE SOUTH 0°43'31" EAST, ALONG THE EAST LINE OF LOT 5 AFORESAID, 10.68 FEET; THENCE SOUTH 89°16'29" WEST 49.60 FEET TO THE WEST LINE OF LOT 5 AFORESAID; THENCE NORTH 0°43'31" WEST, ALONG SAID WEST LINE, 10.60 FEET TO THE NORTHWEST CORNER OF LOT 5 AFORESAID; THENCE NORTH 89°11'43" EAST, ALONG THE NORTH LINE OF LOT 5 AFORESAID, 49.60 FEET TO THE POINT OF BEGINNING, CONTAINING 0.012 ACRES, (528.06 SQUARE FEET).

DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT

PART OF LOT 5 IN BLOCK "B" OF HOLLYWOOD ADDITION TO JONESBORO, ARKANSAS AS RECORDED IN DEED BOOK #48, PAGE #101 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 "B" OF HOLLYWOOD ADDITION TO JONESBORO, ARKANSAS; THENCE SOUTH 0°43'31" EAST, ALONG THE EAST LINE OF LOT 5 AFORESAID, 10.68 FEET TO THE POINT OF BEGINNING PROPER; THENCE CONTINUE SOUTH 0°43'31" EAST 10.48 FEET; THENCE SOUTH 19°44'46" WEST 2.74 FEET; THENCE WEST 14.75 FEET; THENCE NORTH 42°37'58" WEST 5.35 FEET; THENCE NORTH 22°09'58" WEST 9.54 FEET; THENCE NORTH 89°16'29" EAST 22.77 FEET TO THE POINT OF BEGINNING PROPER, CONTAINING 0.006 ACRES, (256.68 SQUARE FEET).

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DONNA K. JACKSON
CITY CLERK

2. KENNETH ADAMS AND STACY ADAMS, 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 KENNETH ADAMS AND STACY ADAMS.

Kenneth Adams & Stacy Adams
KENNETH ADAMS AND STACY ADAMS

STATE OF ARKANSAS,
COUNTY OF Craighead

ACKNOWLEDGEMENT

On this day before me, the undersigned officer, personally appeared KENNETH ADAMS AND STACY ADAMS, 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 28th day of May, 2002.

J. Harry Hardwick
NOTARY PUBLIC

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

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DONNA K. JACKSON
CITY CLERK