

AGREEMENT

This agreement is entered into on this date by and between Frierson Corporation 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 1330 Flint Street, Jonesboro, Arkansas, Parcel Number 10.

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 \$ 7,805.00
2. To be paid the sum of \$ 600.00 for temporary easement.
3. To be paid the sum of \$ 3,000.00 for tree damages.
4. To be paid the total sum of \$ 11,405.00
5. *Replace chain link fence with like quality & height.*
6. *Install Retaining Wall.*

This agreement is executed on this the 15th day of November, 2000

*[Signature]*  
Frierson Corporation  
*President*

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

*[Signature]*

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

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

MISC BOOK 43 PAGE 592  
DATE 10/12/2001  
TIME 04:48:35 PM  
RECORDED IN,  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK  
*[Signature]*, D.C.  
RECEIPT# 72471

1330 Flint Street  
Parcel #10

Right-of-Way

Whereas, Frierson Corporation, 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, Frierson Corporation, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Frierson Corporation, in favor of city and in favor of the land of city.

Now, Therefore, be it agreed between Frierson Corporation, and city on 15 day of November, 2000.

1. Frierson Corporation, 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 Frierson Corporation, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

DESCRIPTION OF PERMANENT RIGHT-OF-WAY

PART OF LOT 1 OF MOORE'S ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, AS RECORDED IN PLAT CABINET "A", PAGE #164 IN THE OFFICE OF THE CIRCUIT COURT CLERK AND EX-OFFICIO RECORDER, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF LOT 1 OF BLOCK "A" OF MOORE'S ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, THENCE NORTH 89°36'48" WEST ALONG THE SOUTH LINE OF LOT 1, AFORESAID, 240.00 FEET TO THE WEST LINE OF LOT 1 AFORESAID; THENCE NORTH 0°36'22" EAST, ALONG SAID WEST LINE, 13.80 FEET; THENCE SOUTH 89°14'06" EAST 240.08 FEET TO THE EAST LINE OF LOT 1 AFORESAID; THENCE SOUTH 0°58'43" WEST 12.22 FEET TO THE POINT OF BEGINNING, CONTAINING 0.072 ACRES, (3122.309 SQUARE FEET).

DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT

PART OF LOT 1 OF MOORE'S ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, AS RECORDED IN PLAT CABINET "A", PAGE #164 IN THE OFFICE OF THE CIRCUIT COURT CLERK AND EX-OFFICIO RECORDER, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 1 OF BLOCK "A" OF MOORE'S ADDITION TO THE CITY OF JONESBORO, CRAIGHEAD COUNTY, ARKANSAS, THENCE SOUTH 89°39'48" EAST ALONG THE NORTH LINE OF LOT 1, AFORESAID, 11.62 FEET; THENCE SOUTH 3°27'52" EAST 49.30 FEET; THENCE SOUTH 10°18'17" EAST 5.59 FEET; THENCE SOUTH 1°04'15" WEST 20.07 FEET; THENCE SOUTH 37.88 FEET; THENCE SOUTH 11°57'54" EAST 9.65 FEET; THENCE SOUTH 57°23'34" EAST 10.09 FEET; THENCE SOUTH 80°09'48" EAST 15.73 FEET; THENCE SOUTH 89°43'19" EAST 12.88 FEET; THENCE SOUTH 85°06'00" EAST 35.76 FEET; THENCE NORTH 89°14'06" WEST 91.14 FEET TO THE WEST LINE OF LOT 1 AFORESAID; THENCE NORTH 0°36'22" EAST 132.20 FEET TO THE POINT OF BEGINNING, CONTAINING 0.052 ACRES, (2243.206 SQUARE FEET).

2. Frierson Corporation, 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 Frierson Corporation.

*[Handwritten Signature]*  
← Frierson Corporation *President*

STATE OF ARKANSAS  
COUNTY OF Craighead

ACKNOWLEDGEMENT

On this day before me, the undersigned officier, personally appeared Frierson Corporation, to me well known to be the person whose name is subscribed to the foregoing instrument and acknowledged that they had executed the same for the purposes therein stated and set forth.

WITNESS my hand and seal this 15<sup>th</sup> day of November, 2000.

*[Handwritten Signature]*  
NOTARY PUBLIC

DEED BOOK 599 PAGE 375 - 376  
DATE 11/29/2000  
TIME 11:48:41 AM

RECORDED IN  
OFFICIAL RECORDS OF  
CRAIGHEAD COUNTY  
ANN HUDSON  
CIRCUIT CLERK

*[Handwritten Signature]*, D.C.  
RECEIPT # 55825