

5002 Southwest Drive
Parcel #1
Temporary Construction Easement

Whereas, Sara Hitt, Bobby Hitt and Claude Smith are the owners of land in Craighead County, Arkansas, as described below, and the City of Jonesboro ("the City"), a municipal corporation of the State of Arkansas, is the owner of adjoining land;

Whereas, Sara Hitt, Bobby Hitt and Claude Smith and the City have agreed upon a temporary construction easement for construction of a street across the land of Sara Hitt, Bobby Hitt and Claude Smith in favor of the City and in favor of the land of the City.

Now, therefore, be it agreed between Sara Hitt, Bobby Hitt and Claude Smith and the City on the 16th day of November, 2005.

1. Sara Hitt, Bobby Hitt and Claude Smith in consideration of the agreement hereinafter made by city, grant to the City a temporary construction easement for construction of a street over the land of Sara Hitt, Bobby Hitt and Claude Smith in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

Temporary Construction Easement Area

Being part of the Sara Hitt, Bobby Hitt and Claude Smith property as recorded in will book as referenced to deed Book 606, Page 854 at the Craighead County Circuit Clerk's office of the State of Arkansas.

Commencing at the northwest corner of the northeast quarter of the southeast quarter of Section 2, Township 13 North, Range 3 East; thence along the west line of said northeast quarter of southeast quarter South 00° 10' 35" West, a distance of 466.81 feet to a point on the existing north right-of-way (R.O.W.) line of Lawson Road Extended (110 feet wide); thence continuing along said west line South 00° 10' 35" West, a distance of 120.52 feet to the true POINT OF BEGINNING; thence continuing along said west line South 00° 10' 35" West, a distance of 10.96 feet to a point; thence leaving said west line North 65° 42' 08" West, a distance of 297.06 feet to a point; thence South 22° 48' 50" West, a distance of 10.18 feet to a point; thence North 80° 51' 15" West, a distance of 37.86 feet to a point; thence North 09° 08' 45" East, a distance of 10.00 feet to a point on the existing east R.O.W. line of U.S. Highway 49 (R.O.W. width varies); thence along said east R.O.W. line South 80° 51' 15" East, a distance of 30.00 feet to a point; thence continuing along said east R.O.W. line North 22° 48' 50" East, a distance of 12.58 feet to a point on the existing south R.O.W. line of Lawson Road Extended; thence along said existing south R.O.W. line South 65° 42' 08" East, a distance of 302.84 feet to the POINT OF BEGINNING and containing 3,453 square feet (0.079 acres).

Temporary Construction Easement Area

Being part of the Sara Hitt, Bobby Hitt and Claude Smith property as recorded in will book as referenced to deed Book 606, Page 854 at the Craighead County Circuit Clerk's office of the State of Arkansas.

Commencing at the northwest corner of the northeast quarter of the southeast quarter of Section 2, Township 13 North, Range 3 East; thence along the west line of said northeast quarter of southeast quarter South 00° 10' 35" West, a distance of 466.81 feet to a point on the existing north right-of-way (R.O.W.) line of Lawson Road Extended (110 feet wide); thence continuing along said west line South 00° 10' 35" West, a distance of 120.52 feet to the true POINT OF BEGINNING; thence continuing along said west line South 00° 10' 35" West, a distance of 10.96 feet to a point; thence leaving said west line North 65° 42' 08" West, a distance of 297.06 feet to a point; thence South 22° 48' 50" West, a distance of 10.18 feet to a point; thence North 80° 51' 15" West, a distance of 37.86 feet to a point; thence North 09° 08' 45" East, a distance of 10.00 feet to a point on the existing east R.O.W. line of U.S. Highway 49 (R.O.W. width varies); thence along said east R.O.W. line South 80° 51' 15" East, a distance of 30.00 feet to a point; thence continuing along said east R.O.W. line North 22° 48' 50" East, a distance of 12.58 feet to a point on the existing south R.O.W. line of Lawson Road Extended; thence along said existing south R.O.W. line South 65° 42' 08" East, a distance of 302.84 feet to the POINT OF BEGINNING and containing 3,453 square feet (0.079 acres).



2. Sara Hitt, Bobby Hitt and Claude Smith warrant the temporary construction easement against anyone claiming it or in any manner preventing free and unobstructed use of it by the City.

3. The City, in consideration of the grant of temporary construction easement aforesaid, agrees to construct and improve the property through the use as is set forth herein.

4. This agreement shall insure to and bind the heirs, executors, administrators, successors and assigns of the parties and shall constitute a covenant running with the land of Sara Hitt, Bobby Hitt and Claude Smith.

STATE OF ARKANSAS
COUNTY OF CRAIGHEAD

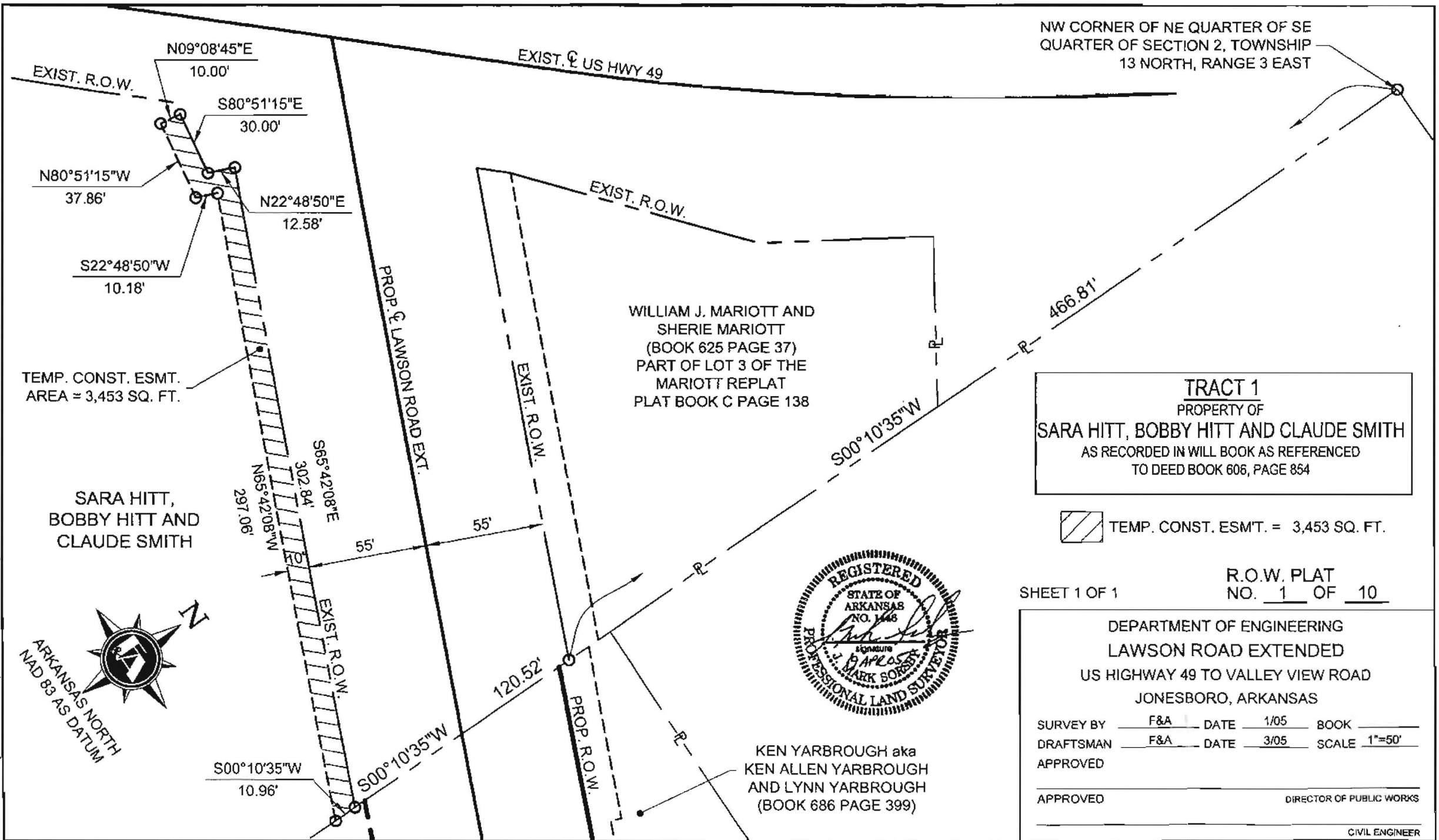
ACKNOWLEDGEMENT

On this day before me, the undersigned officer, personally appeared Sara Hitt, Bobby Hitt and Claude Smith to me well-known to be the people whose names are 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 16th day of November, 2005.

W:\5576\Transportation\5576\plats\5576 Tract 1.dwg 4/19/2005 8:38:19 AM CST

NW CORNER OF NE QUARTER OF SE QUARTER OF SECTION 2, TOWNSHIP 13 NORTH, RANGE 3 EAST



TRACT 1
PROPERTY OF
SARA HITT, BOBBY HITT AND CLAUDE SMITH
AS RECORDED IN WILL BOOK AS REFERENCED
TO DEED BOOK 606, PAGE 854

 TEMP. CONST. ESMT. = 3,453 SQ. FT.

SHEET 1 OF 1
R.O.W. PLAT NO. 1 OF 10

DEPARTMENT OF ENGINEERING
LAWSON ROAD EXTENDED
US HIGHWAY 49 TO VALLEY VIEW ROAD
JONESBORO, ARKANSAS

SURVEY BY F&A DATE 1/05 BOOK _____
DRAFTSMAN F&A DATE 3/05 SCALE 1"=50'
APPROVED _____
APPROVED _____ DIRECTOR OF PUBLIC WORKS
CIVIL ENGINEER

KEN YARBROUGH aka
KEN ALLEN YARBROUGH
AND LYNN YARBROUGH
(BOOK 686 PAGE 399)