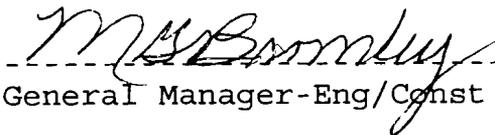


CONDITIONAL CONCURRENCE
to
CLOSE and/or VACATE STREET, ALLEY or UTILITY EASEMENT

BE IT KNOWN BY THESE PRESENTS that Southwestern Bell Telephone Company, a Missouri Corporation, hereby concurs in the closing of the following described portion of a public utility easement subject to stated conditions:

A section of Murray Street approximately 75 feet in length and 60 feet in width and all utility/drainage easements on Lots 48, 49 & 50 in Murry Creek Subdivision, Phase III, CONDITIONED UPON the provision of a replacement utility easement 10 feet in width the center line of which coincides with the path of the existing telephone cable which is located on the above described lots.

This CONDITIONAL CONCURRENCE should be considered null and void if the above described utility easement is not provided.

BY 

General Manager-Eng/Const

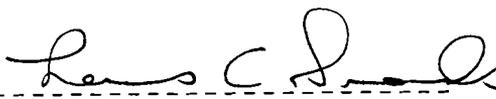
ACKNOWLEDGEMENT

STATE OF ARKANSAS

COUNTY OF SALINE

On this the 18 day of July, 1994, before me, the abovesigned manager, M.G. Bromley, acknowledged himself to be authorized to execute the foregoing instrument.

In witness whereof I hereunto set my hand and official stamp.



Lewis C. Grounds

Notary Public

My commission expires April 20, 2002

MULHOLLEN & ASSOCIATES INC.

CIVIL ENGINEERING SERVICES

July 6, 1994

Mr. Tim Armstrong, Manager
Arkla Gas Company
Post Office Box 1765
Jonesboro, Arkansas 72403

RE: Request to Close Street and Utility Easement

Dear Mr. Armstrong,

The Kelso Pausch Land Company platted Murray Creek Subdivision, Phase III, Jonesboro, Arkansas, on which streets and utility easements were dedicated. A copy of this plat is enclosed for your records. This plat was recorded in Plat Cabinet B at Page 93 in the office of the Circuit Clerk for the Western District of Craighead County in Jonesboro.

The Replat of that subdivision has been presented to the Planning Commission for review at their meeting of July 12, 1994. A print of that replat is also enclosed. Please note that the south seventy five feet (75') of Murray Creek Drive and a utility easement east of the drainage easement along the west side of Lots 49 and 50 and along the south side of Lots 48 and 49 have been located differently in the Replat but all easements required for proper development have been provided.

State law stipulates that the proper procedure for abandonment of streets and easements requires the passage of an ordinance by majority vote of the elected City Council. Simply recording the Replat does not satisfy the legal requirements for closure of the easements. City officials need written evidence from all utility service providers agreeing with the closure before passing the required ordinance.

A space has been provided below for your signature acknowledging your concurrence with this proposed action to close that portion of Murray Creek Drive and the utility easements shown on the original plat of this subdivision. Please sign and return one copy of this letter.

Sincerely,

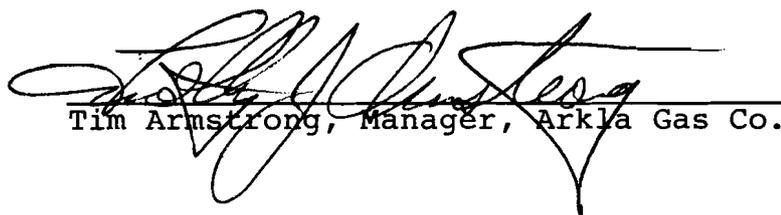


Dan B. Mulhollen, PE
President

DBM/kjm

Tim Armstrong, Manager
Arkla Gas Company
July 6, 1994
Page Two

I, Tim Armstrong, Manager, Arkla Gas Company, concur in the closure of the south seventy five feet (75'), more or less, of Murray Creek Drive and easements in LOTS 48, 49 and 50 in the Murray Creek Subdivision, Phase III, Jonesboro, Arkansas, as recorded in Plat Cabinet B at Page 93 in the office of the Circuit Clerk for the Western District of Craighead County in Jonesboro, Arkansas.


Tim Armstrong, Manager, Arkla Gas Co.

MULHOLLEN & ASSOCIATES INC.

CIVIL ENGINEERING SERVICES

July 6, 1994

Ron Bowen, PE, Assistant Manager
City Water and Light
400 East Monroe
Jonesboro, Arkansas 72401

RE: Request to Close Street and Utility Easement

Dear Mr. Bowen,

The Kelso Pausch Land Company platted Murray Creek Subdivision, Phase III, Jonesboro, Arkansas, on which streets and utility easements were dedicated. A copy of this plat is enclosed for your records. This plat was recorded in Plat Cabinet B at Page 93 in the office of the Circuit Clerk for the Western District of Craighead County in Jonesboro.

The Replat of that subdivision has been presented to the Planning Commission for review at their meeting of July 12, 1994. A print of that replat is also enclosed. Please note that the south seventy five feet (75') of Murray Creek Drive and a utility easement east of the drainage easement along the west side of Lots 49 and 50 and along the south side of Lots 48 and 49 have been located differently in the Replat but all easements required for proper development have been provided.

State law stipulates that the proper procedure for abandonment of streets and easements requires the passage of an ordinance by majority vote of the elected City Council. Simply recording the Replat does not satisfy the legal requirements for closure of the easements. City officials need written evidence from all utility service providers agreeing with the closure before passing the required ordinance.

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Sincerely,

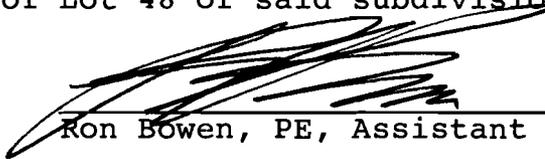


Dan B. Mulhollen, PE
President

DBM/kjm

Ron Bowen, PE, Assistant Manager
City Water and Light
July 6, 1994
Page Two

I, Ron Bowen, PE, Assistant Manager, City Water and Light, concur in the closure of the south seventy five feet (75'), more or less, of Murray Creek Drive and easements in Lots 48, 49 and 50 in the Murray Creek Subdivision, Phase III, Jonesboro, Arkansas, as recorded in Plat Cabinet B at Page 93 in the office of the Circuit Clerk for the Western District of Craighead County in Jonesboro, Arkansas, subject to the condition that utility easements be provided on the east ten feet (10') of Lot 49 and on the west ten feet (10') of Lot 48 of said subdivision.



Ron Bowen, PE, Assistant Manager, CW&L