DEED BOOK 630 PAGE 73

CLERN

'of 4

AGREEMENT

This agreement is entered into on this date by and between Herbert N. Stallings and Sharon F.

Stallings 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 712 West Nettleton Avenue,

Jonesboro, Arkansas, Parcel Number 28A.

The party of the second part is in the process of improving West Nettleten Avenue.

The party of the second part has agreed to the following requests mad by the party of the

first part.

- 1. To be paid the sum of \$1,624.00
- 2. Construct 5' sidewalk at back of curb for width of property
- 3. Replace driveway to back of new R.O.W. line.
- 4. Landscape and resod all area disturbed.
- 5. Save large oak tree, if possible.

The above said agreed amount to be paid shall be free and clear of any and all emcumbrance with

the exception of /lone This agreement is executed on this the $2 \eta d$ day of 2002 *É***ITY OR JØ ESBORO, MATA DEPT.** BY: GHEAD COMMISSION 02-14-2010

712 West Nettleton Avenue Parcel #28A

Right-of-Way

Whereas, Herbert N. Stallings and Sharon F. Stallings, 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, Herbert N. Stallings and Sharon F. Stallings, and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Herbert N. Stallings and Sharon F. Stallings, in favor of city and in favor of the land of city.

Now, Therefore, be it agreed between Herbert N. Stallings and Sharon F. Stallings, and city on _____ 2 had day of _____, 2002.

1. Herbert N. Stallings and Sharon/F. Stallings, 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 Herbert N. Stallings and Sharon F. Stallings, in City of Jonesboro, Craighead County, Arkansas, or particularly described as follows:

DESCRIPTION OF PERMANENT RIGHT-OF-WAY

PART OF LOT 5 OF ALTMAN'S SUBDIVISION OF LOT 1, AND PART OF LOT 2 OF BLOCK "A" OF THE WEST SIDE ADDITION TO THE CITY OF JONESBORO, ARKANSAS AS RECORDED IN DEED BOOK #48, PAGE #100 IN THE OFFICE OF THE CIRCUIT COURT CLERK AND EX-OFFICIO RECORDER BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF LOT 5 OF ALTMAN'S SUBDIVISION OF LOT 1, AND PART OF LOT 2 OF BLOCK "A" OF THE WEST SIDE ADDITION TO THE CITY OF JONESBORO, ARKANSAS; THENCE NORTH 1°04'50" EAST, ALONG THE WEST LINE OF LOT 5 AFORESAID, 13.03 FEET; THENCE NORTH 89°16'29" EAST 50.00 FEET TO THE EAST LINE OF LOT 5 AFORESAID; THENCE SOUTH 1°04'50" WEST, ALONG SAID EAST LINE, 12.95 FEET TO THE SOUTHEAST CORNER OF LOT 5 AFORESAID; THENCE SOUTH 89°11'14" WEST, ALONG THE SOUTH LINE OF LOT 5 AFORESAID, 50.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.015 ACRES, (649.01 SQUARE FEET).

DESCRIPTION OF TEMPORARY CONSTRUCTION EASEMENT

PART OF LOT 5 OF ALTMAN'S SUBDIVISION OF LOT 1, AND PART OF LOT 2 OF BLOCK "A" OF THE WEST SIDE ADDITION TO THE CITY OF JONESBORO, ARKANSAS AS RECORDED IN DEED BOOK #48, PAGE #100 IN THE OFFICE OF THE CIRCUIT COURT CLERK AND EX-OFFICIO RECORDER BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF LOT 5 OF ALTMAN'S SUBDIVISION OF OT 1, AND PART OF LOT 2 OF BLOCK "A" OF THE WEST SIDE ADDITION TO THE CITY OF JONESBORO, ARKANSAS; THENCE NORTH 1°04'50" EAST, ALONG THE WESTLINE OF LOT 3 AFORESAID, 13.03 FEET TO THE POINT OF BEGINNING PROPER; THENCE CONTAILER SOTH 1°04'50" EAST, ALONG SAID WEST LINE, 2.25 FEET; THENCE NORTH 21°04'51" EAST 4.40 FEET; THENCE NORTH 89°59'42" EAST 14.25 FEET; THENCE SOUTH 24°5'5' EAST 700 FET; THENCE SOUTH 89°16'29" WEST 18.81 FEET TO THE POINT OF BEGINNING PROPER, CONTAINING 0.003 ACRES, (106.96 SQUARE FEET).

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DEED BOOK 630 PAGE 75

2. Herbert N. Stallings and Sharon F. Stallings, 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 Herbert N. Stallings and Sharon F. Stallings.

Herbert N. Stallings and Sharon F. alling STATE OF ARKANSAS COUNTY OF (na CIER DATE MA ्रति

ACKNOWLEDGEMENT

and

On this day before me, the undersigned officer, personally appeared Herbert N. Stallings and Sharon F. Stallings, 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.

seal

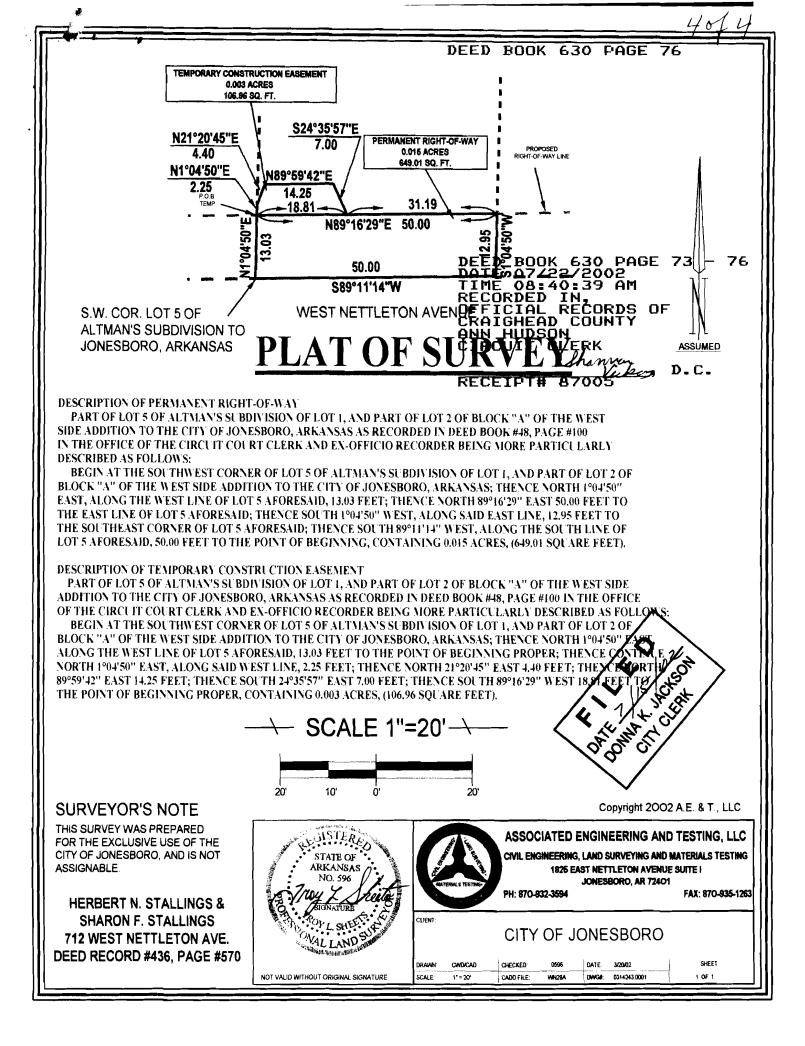
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my hand , 2002.

this

____day of

OTARY PUB OFFICIAL SEAL Y HARRY HARDWICK NOTARY PUBLIC-ARKANSAS AIG-EAD COUNTY MY C SION EXPIRES: 02-14-2010





DATE:	April 26, 2002
TO:	Aubrey Scott
FROM:	Bob Gibson
REF:	Parcel #28A

We show the address to be 712 W Nettleton. Further research may be needed to be certain.

LOCATED AT:

712 W Nettleton Ave Pt Lot 5 of Altman's Subdivision Jonesboro, AR 72401-3972

FOR:

City of Jonesboro-Mr. Aubrey Scott 314 W Washington, Jonesboro AR 72401

AS OF:

April 26, 2002

BY: Bob Gibson, CG0247 **BOB GIBSON & ASSOCIATES**

Real Estate Appraisers & Consultants 420 W. Jefferson P. O. Box 3071 Jonesboro, Arkansas 72401

Telephone (870) 932-5206 Facsimile (870) 972-9959

Bob L. Gibson, CG0247 Fred D. Jaynes, CG0496 Dennis L. Jaynes, CG0607 Bessie V. Richmond, SL1786

April 26, 2002

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MATA Attn: Mr Aubrey Scott 314 W Washington Jonesboro, AR 72401

> Re: 712 W Nettleton Jonesboro AR

Dear Mr. Scott:

I have appraised the above property as of April 26, 2002, and find the market value to be \$10,800. In accordance with your instructions, I have reduced the lot size by the "amount of taking" for the purpose of widening Nettleton Avenue. The remaining value is \$9,826 or a difference of \$974 which is the just compensation due the owner. A temporary easement of 106.96 sq ft is being used. A fee of \$150 is paid for this inconvenience bringing total compensation to \$1,124.

Should I be of future service, please contact my office.

CERTIF Sincerely STATE ERTIFIED GENERAL Bob Gibser, 660247 O_B L. GIBS Minimum

The purpose of this appraisal is to give a fair market value of the land taken by the City of Jonesboro for the expansion of Nettleton Avenue. The subject at 712 W Nettleton will lose a tract of land: 649.01 sq ft

The value of the improvements has not been affected. Therefore, the assessed value of the improvements has not been used in the appraisal. The set back should not affect the driveway and the entrance to the improvements.

Subject Value as of April 26, 2002

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Value Before Taking: Improvements: Land:	7,200 sq ft x \$1.50 = \$10,800 NA <u>\$10,800</u> \$10,800
Value After Taking: Improvements: Land:	7,200 - 649.01 sq ft x \$1.50 = \$9,826 NA <u>\$9,826</u> \$9,826

Difference is the just compensation or \$974

In addition, a temporary easement of 106.96 sq ft is being used. A fee of \$150 is being paid for this inconvenience.

Total compensation \$974 + \$150 = \$1124

NOTE: A tree may be destroyed. If it is, the owner should be compensated for such in the amount of \$500.

SUMMARY OF SALIENT FEATURES

	Subject Address	712 W Nettleton Ave
	Legal Description	Pt Lot 5 of Altman's Subdivision
E.	City	Jonesboro
	County	Craighead
101211212121	State	AR
	Zip Code	72401-3972
	Census Tract	0001.00
	Map Reference	N/A
	Sale Price \$	N/A
n La R E Ta	Date of Sale	N/A
ŧ.	Borrower / Client	CLIENT: City of Jonesboro
	Lender	City of Jonesboro-Mr. Aubrey Scott
	Size (Square Feet)	
	Price per Square Foot \$	
	Location	Urban-Avg
	Age	
	Condition	
	Total Rooms	
	Badrooms	
	Baths	
1 1 1 1 1	Appraiser	Bob Gibson, CG0247
	Date of Appraised Value	April 26, 2002
1 1 1	Final Estimate of Value \$	1,124 - Just Compensation

- nmary Apprais	ı el Ponert		LAN						File No.		
	City of Jonesboro	7				Census	is Tract 00	001.00 N	lap Reference N/		
	2 W Nettleton Ave		· · ·		_				·		
City <u>Jonesboro</u>	Lot 5 of Altman's S			ounty Craigh	lead	Sta	ate <u>AR</u>		Zip Code 724	401-3972	
Sale Price \$_N/A		Sale N/A		oan Term N/A	 yrs.	Property R	Rights Appr	alsed 🖂 Fr	e Leaseho	ld De	Minimis F
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	of J <u>onesboro-Mr. A</u>	ubrey S	Scott		Addres	s <u>314 W Was</u>					
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COMPARABLE LAND SALES

<u>SALE #1:</u> Grantor/Grantee: Frank Spence/David Rees, et ux Record: DR bk/pg 459/172 04/20/94 Date: Sale Price: \$90,000.00 Price/FrontFt: \$488.60 Race St., Jonesboro Location: 85,377.6 +-Sq.Ft.: \$1.05 Cost/sq.ft.: Comments: This lot is located at 2131 Race. It is an irregular-shaped lot and came to a point on the south end which diminished its utility. (Corner of Spence) **SALE #2:** Grantor/Grantee: Fred Dacus, et al/Gladiola Apartments Record: DR bk/pg 453/587 Date: 01/03/94 Sale Price: \$258,000.00 Price/FrontFt: NA Location: Hwy. 1 B, Jonesboro Sq.Ft.: 384,765.5+-Cost/sq.ft.: \$.67 Comments: This property is located near the Gladiola Farm on Highway 1-B. SALE #3: Grantor/Grantee: Fred Dacus/Walter Harber, et al Record: DR bk/pg 453/578 01/03/94 Date: Sale Price: \$206,000.00 Price/FrontFt: NA Highway 1 B, Jonesboro Location: 422,096.4+-Sq.Ft.: \$.49 Cost/sq.ft.: This property is a part of Gladiola Apartments. Comments: SALE #4: Grantor/Grantee: Jonesboro Lodging/Bob Harrison Record: DR bk/pg 450/611 11/02/93 Date: Sale Price: \$70,000.00 \$497.00 (frontage - 140.8) Price/FrontFt: Location: Marketplace Drive 65.252 Sq.Ft.: Cost/sq.ft.: \$1.07 Comments: Property purchase to construct apartments. SALE #5: Grantor/Grantee: Max Dacus, Sr./Jim Fulkerson and Dale Dyer Date:

Grantor/Grantee:Max Dacus, Sr./Jim Fulkerson and Dale DyerDate:03/08/93Sale Price:\$60,000.00Price/FrontFt:\$289.00Location:Corner of Kitchen and Nettleton, Max Dacus Replat of Block 8 of R.L. Hayes
AdditionSq.Ft.:48,918 +-Cost/sq.ft.:\$1.23Comments:Purchased to construct quality apartments. Construction is complete.

SALE #6: Grantor/Grantee: Matthews to M. Bearden Record: DR bk/pg 524/82 12/11/96 Date: Sale Price: \$80,000.00 Price/FrontFt: NA Location: Off Caraway at Thaddeus Sq.Ft.: 1.32 acre +-Cost/sq.ft.: \$1.38 Comments: Site for Multi-family housing. SALE #7: Grantor/Grantee: C&H Properties to Mike Watson Record: Parcel 22723 and 22722 Date: 06/23/95 \$41,000.00 Sale Price: \$2.28 Price/sq.ft. Location: Richmond and Church St. Sq.Ft.: 85,377.6 +-**SALE #8** Grantor/Grantee: Abernathy to Mike Watson Record: Parcel 18060-0052 Date: 7-20-99 Sale Price: \$35,000.00 Price/sq.ft. \$0.91 Location: Aggie Rd Sq.Ft.: 38,332.8 +-Sale #9 Grantor/Grantee: DVD to Smothermon Record: Bk/Pg 590/933 Date: 5-2-00 Sales Price: \$13,000 Size: 90' x 120' or 10,800 sq ft Price/Sq Ft: \$1.20 Location: 2300 Willow Rd Sale #10 Grantor/Grantee: Mark Haggenmaker to Richard Tangeman Location: 106 Leggett Date: 8-3-99 Record: Book 580 Page 84 Sales Price: \$58,000 Acres: 1.52 33,750 Land Sq Ft: \$1.75 Price/Sq Ft:

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After adjustments for time of sale, size, and location, a value of 1.50/sq ft has been determined. Therefore, the value of the taking is $1.50 \times 649.01 \text{ sq}$ ft = 974

Subject Photo Page

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Borrower/Client CLIENT: City of	Jonesboro		
Property Address 712 W Nettleto	on Ave		
City Jonesboro	County Craighead	State_AR	Zip Code 72401-3972
Lender City of Jonesboro-Mr.	Aubrev Scott		

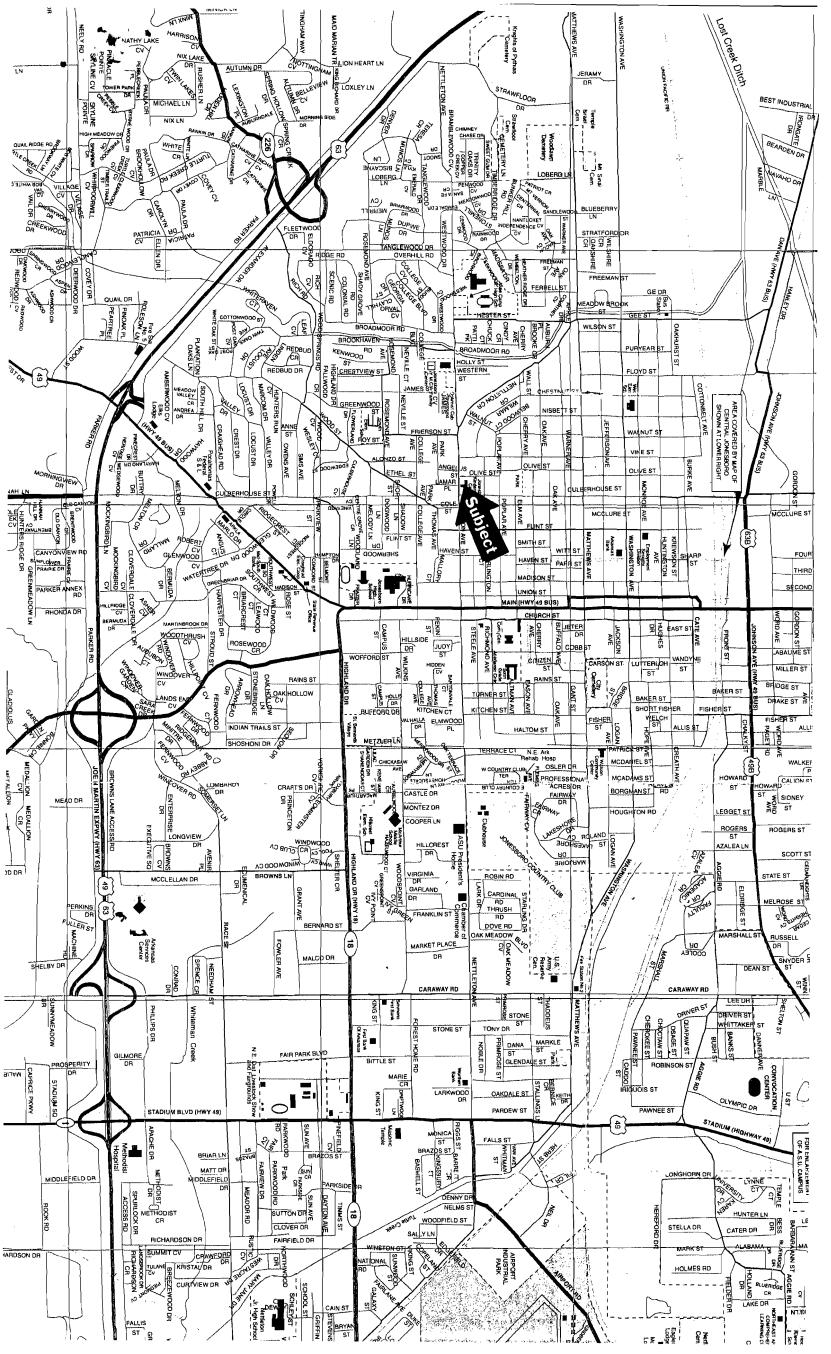


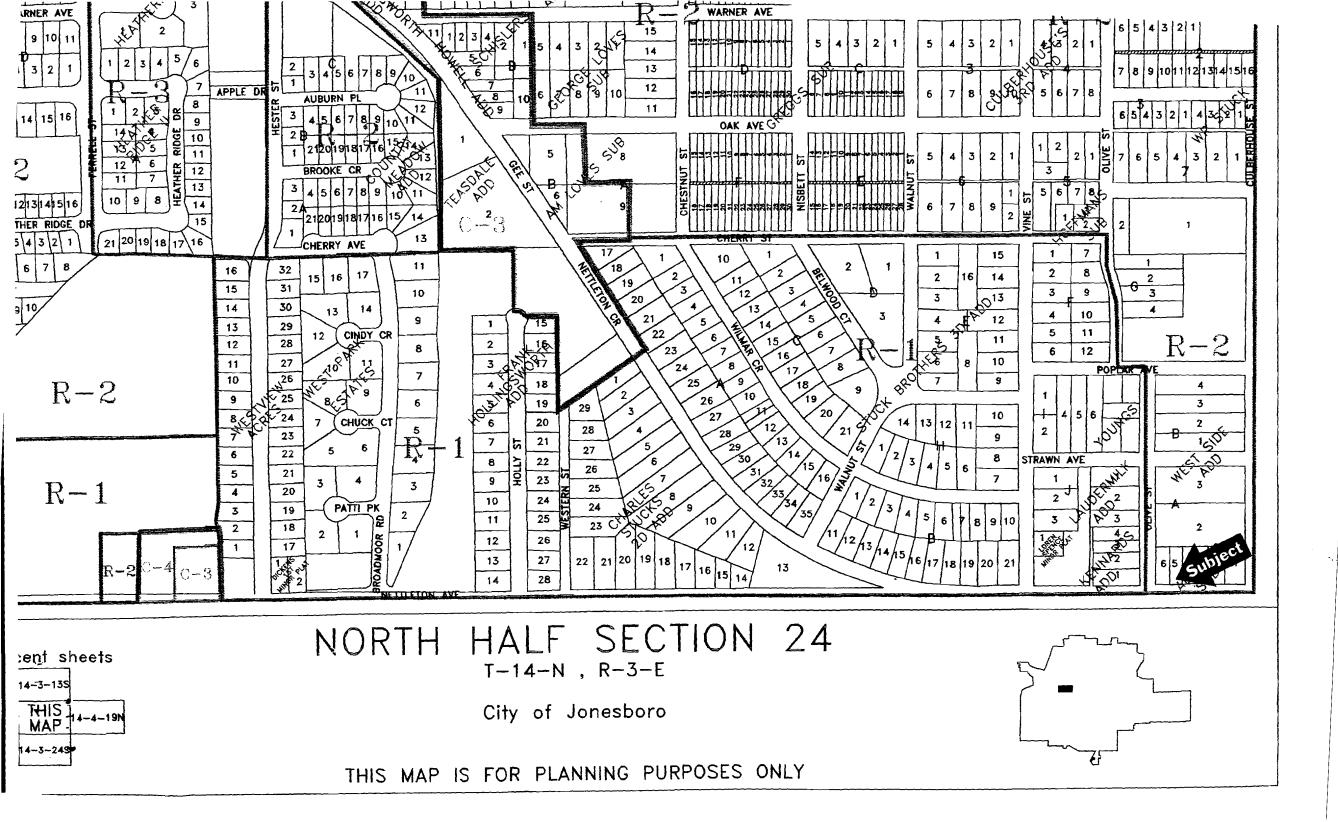
Subject Front

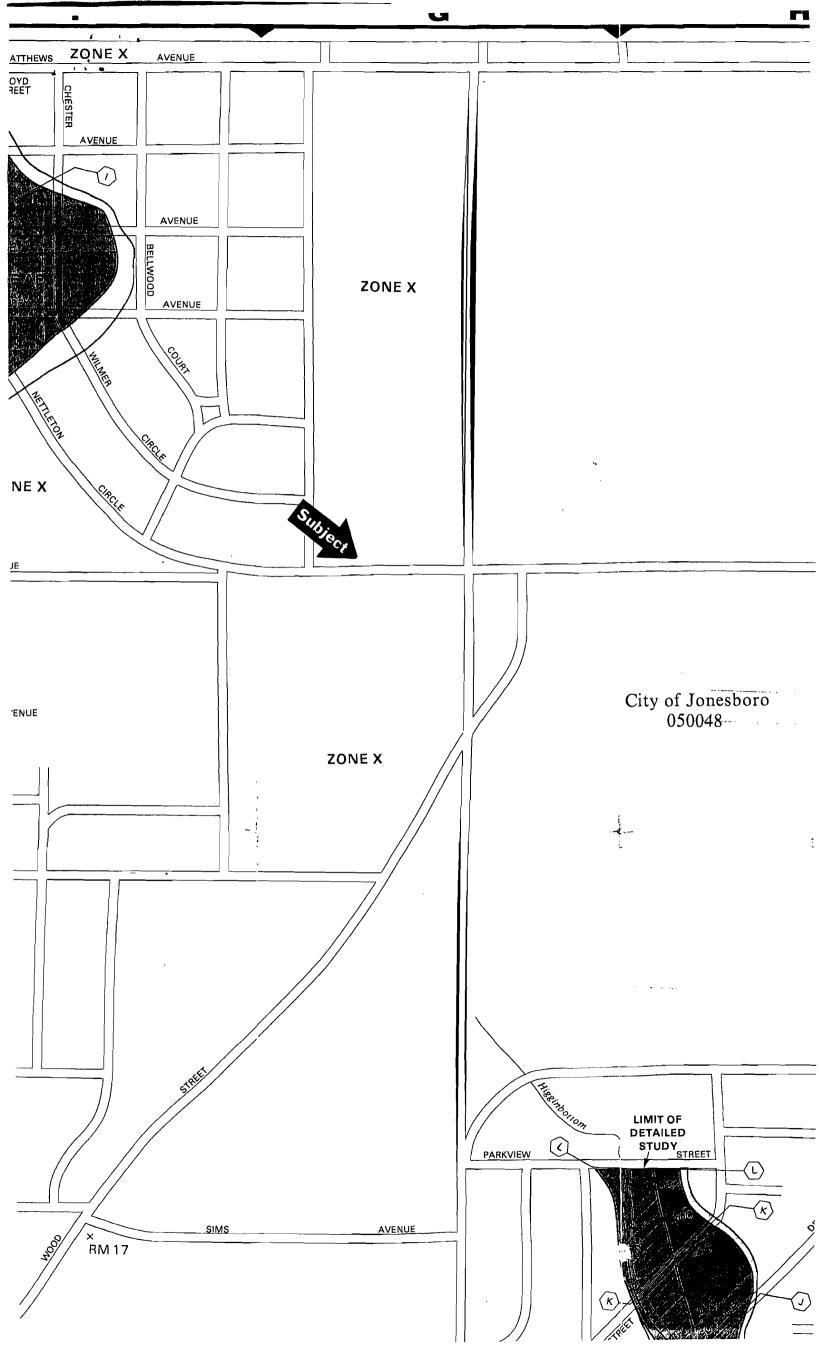
712 W Nettleton AveSales PriceN/AGross Living AreaTotal RoomsTotal Rooms-Total Bedrooms-Total BathroomsUrban-AvgLocationUrban-AvgView7,200 sq ftSite-QualityAge











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ENVIRONMENTAL ADDENDUM <u>APPARENT* HAZARDOUS SUBSTANCES AND/OR DETRIMENTAL ENVIRONMENTAL CONDITIONS</u>

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City Jon	712 W Nettler esboro		County Crai	ghead	State	AR	Zip	code	72401-39	7	
Lender	City of Jones	oro-Mr. Aubrey	Scott								
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DEFINITION OF MARKET VALUE: The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby: (1) buyer and seller are definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby: (3) a reasonable time is allowed typically motivated; (2) both parties are well informed or well advised, and each acting in what he considers his own best interest; (3) a reasonable time is allowed for exposure in the open market; (4) payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and (5) the price for exposure in the open market; (4) payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and (5) the price sale.

* Adjustments to the comparables must be made for special or creative financing or sales concessions. No adjustments are necessary for those costs which are normally paid by sellers as a result of tradition or law in a market area; these costs are readily identifiable since the seller pays these costs in virtually all sales transactions. Special or creative financing adjustments can be made to the comparable property by comparisons to financing terms offered by a third party institutional lender that is not already involved in the property or transaction. Any adjustment should not be calculated on a mechanical dollar for dollar cost of the financing or concession but the dollar amount of any adjustment should approximate the market's reaction to the financing or concessions based on the appralser's judgement.

STATEMENT OF LIMITING CONDITIONS AND APPRAISER'S CERTIFICATION

CONTINGENT AND LIMITING CONDITIONS: The appraiser's certification that appears in the appraisal report is subject to the following conditions:

1. The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is appraised on the basis of it being under responsible ownership.

2. The appraiser has provided a sketch in the appraisal report to show approximate dimensions of the improvements and the sketch is included only to assist the reader of the report in visualizing the property and understanding the appraiser's determination of its size.

3. The appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.

4. The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.

5. The appraiser has estimated the value of the land in the cost approach at its highest and best use and the improvements at their contributory value. These separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used.

6. The appraiser has noted in the appraisal report any adverse conditions (such as, needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property or adverse environmental conditions (including the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.

7. The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.

8. The appralser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice.

9. The appraiser has based his or her appraisal report and valuation conclusion for an appraisal that is subject to satisfactory completion, repairs, or alterations on the assumption that completion of the improvements will be performed in a workmanlike manner.

10. The appraiser must provide his or her prior written consent before the lender/client specified in the appraisal report can distribute the appraisal report (including conclusions about the property value, the appraiser's identity and professional designations, and references to any professional appraisal organizations or the firm with which the appraiser is associated) to anyone other than the borrower; the mortgagee or its successors and assigns; the mortgage insurer; consultants; professional appraisal organizations; any state or federally approved financial institution; or any department, agency, or instrumentality of the United States or any state or the District of Columbia; except that the lender/client may distribute the property description section of the report only to data collection or reporting service(s) without having to obtain the appraiser's prior written consent. The appraiser's written consent and approval must also be obtained before the appraisal can be conveyed by anyone to the public through advertising, public relations, news, sales, or other media.

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Form ACR - "TOTAL for Windows" appraisal software by a la mode, inc. - 1-800-ALAMODE

APPRAISER'S CERTIFICATION: The Appraiser certifies and agrees that:

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1. I have researched the subject market area and have selected a minimum of three recent sales of properties most similar and proximate to the subject property for consideration in the sales comparison analysis and have made a dollar adjustment when appropriate to reflect the market reaction to those items of significant variation. If a significant item in a comparable property is superior to, or more favorable than, the subject property, I have made a negative adjustment to reduce the adjusted sales price of the comparable and, if a significant item in a comparable property is inferior to, or less favorable than the subject property, I have made a positive adjustment to increase the adjusted sales price of the comparable.

2. I have taken into consideration the factors that have an impact on value in my development of the estimate of market value in the appraisal report. I have not knowingly withheld any significant information from the appraisal report and I believe, to the best of my knowledge, that all statements and information in the appraisal report are true and correct.

3. I stated in the appraisal report only my own personal, unbiased, and professional analysis, opinions, and conclusions, which are subject only to the contingent and limiting conditions specified in this form.

4. I have no present or prospective interest in the property that is the subject to this report, and I have no present or prospective personal interest or bias with respect to the participants in the transaction. I did not base, either partially or completely, my analysis and/or the estimate of market value in the appraisal report on the race, color, religion, sex, handicap, familial status, or national origin of either the prospective owners or occupants of the subject property or of the present owners or occupants of the properties in the vicinity of the subject property.

5. I have no present or contemplated future interest in the subject property, and neither my current or future employment nor my compensation for performing this appraisal is contingent on the appraised value of the property.

6. I was not required to report a predetermined value or direction in value that favors the cause of the client or any related party, the amount of the value estimate, the attainment of a specific result, or the occurrence of a subsequent event in order to receive my compensation and/or employment for performing the appraisai. I did not base the appraisal report on a requested minimum valuation, a specific valuation, or the need to approve a specific mortgage loan.

7. I performed this appraisal in conformity with the Uniform Standards of Professional Appraisal Practice that were adopted and promulgated by the Appraisal Standards Board of The Appraisal Foundation and that were in place as of the effective date of this appraisal, with the exception of the departure provision of those Standards, which does not apply. I acknowledge that an estimate of a reasonable time for exposure in the open market is a condition in the definition of market value and the estimate i developed is consistent with the marketing time noted in the neighborhood section of this report, unless I have otherwise stated in the reconciliation section.

8. I have personally inspected the interior and exterior areas of the subject property and the exterior of all properties listed as comparables in the appraisal report. I further certify that I have noted any apparent or known adverse conditions in the subject improvements, on the subject site, or on any site within the immediate vicinity of the subject property of which I am aware and have made adjustments for these adverse conditions in my analysis of the property value to the extent that I had market evidence to support them. I have also commented about the effect of the adverse conditions on the marketability of the subject property.

9. I personally prepared all conclusions and opinions about the real estate that were set forth in the appraisal report. If I relied on significant professional assistance from any individual or individuals in the performance of the appraisal or the preparation of the appraisal report, I have named such individual(s) and disclosed the specific tasks performed by them in the reconciliation section of this appraisal report. I certify that any individual so named is qualified to perform the tasks. I have not authorized anyone to make a change to any item in the report; therefore, if an unauthorized change is made to the appraisal report, I will take no responsibility for it.

SUPERVISORY APPRAISER'S CERTIFICATION: If a supervisory appraiser signed the appraisal report, he or she certifies and agrees that: I directly supervise the appraiser who prepared the appraisal report, have reviewed the appraisal report, agree with the statements and conclusions of the appraiser, agree to be bound by the appraiser's certifications numbered 4 through 7 above, and am taking full responsibility for the appraisal and the appraisal report.

ADDRESS OF PROPERTY APPRAISED:	Ave, Jonesboro, AR 72401-3972
APPRAISER:	SUPERVISORY APPRAISER (only if required):
Signature:	Signature:
Name: Bob Gibson, CG0247 GENERAL	Name:
Date Signed: April 26, 2502 No. CG0247 *	Date Signed:
State Certification # CG0247	State Certification #:
or State License #:	or State License #:
State: AR	
Expiration Date of Certification or License: 6/30/2002	Expiration Date of Certification or License:
	Did Did Not Inspect Property