

RIGHT-OF-WAY

Whereas, Farmer Enterprises, Inc., by its duly authorized representative, Alec Farmer, 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, Farmer Enterprises, Inc., and city have agreed upon a right-of-way for construction and maintenance of a street across the land of Farmer Enterprises, Inc., in favor of city and in favor of the land of the city;

Now, ~~therefore~~ be it agreed between Farmer Enterprises, Inc., and city on this 11 day of JUNE, 2010.

1. Farmer Enterprises, Inc., 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 Farmer Enterprises, Inc., in City of Jonesboro, Craighead County, Arkansas, more particularly described as follows:

PART OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER (0.15 ACRES) TOGETHER WITH PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (0.65 ACRES) ALL LYING IN SECTION 35, TOWNSHIP 14 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 35, TOWNSHIP 14 NORTH, RANGE 4 EAST, CRAIGHEAD COUNTY, ARKANSAS: THENCE NORTH 89°59'57" EAST ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 35, 352.54; THENCE NORTH 01°29'24" EAST DEPARTING SAID SOUTH LINE, 124.93 FEET TO THE POINT OF BEGINNING: THENCE NORTH 45°52'31" WEST 353.91 FEET: THENCE NORTH 49°41'21" WEST 251.34 FEET: THENCE NORTH 40°40'12" EAST 60.00 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF U.S. HIGHWAY #63: THENCE ALONG SAID RIGHT OF WAY LINE AS FOLLOWS, SOUTH 49°41'21" EAST 252.97 FEET, SOUTH 45°52'31" EAST 300.67 FEET, SOUTH 01°29'24" WEST DEPARTING SAID RIGHT OF WAY, 81.56 FEET TO THE POINT OF BEGINNING.

CONTAINING IN ALL 34,767 SQ. FT. OR 0.80 ACRES, MORE OR LESS.


SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND RIGHTS-OF-WAY OF RECORD.

2. Farmer Enterprises, Inc. 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 maintain the property through the use as is set forth herein after official acceptance by the City of Jonesboro.

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 Farmer Enterprises, Inc.

FARMER ENTERPRISES INC.


By: Alec Farmer

STATE OF ARKANSAS
COUNTY OF Craighead

ACKNOWLEDGMENT

On this day before me, the undersigned officer, personally appeared Alec Farmer, a duly authorized representative of Farmer Enterprises, Inc., to me well known to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he, as a duly authorized representative of said corporation, had executed the same for the purposes therein stated and set forth.

WITNESS my hand and seal this 11th day of June, 2010.




NOTARY PUBLIC