



PON 2-7

## EASEMENT FOR FACILITIES

THIS EASEMENT, entered into by **CITY OF JONESBORO, ARKANSAS**, the undersigned, 515 W. Washington Jonesboro, AR 72401, hereinafter referred to as GRANTOR, and **RITTER COMMUNICATIONS**, 2109 Fowler Avenue, Jonesboro, AR 72401, hereinafter referred to as GRANTEE, wherein GRANTOR, in consideration of the sum of One and 00/100 Dollars (\$1.00), and/or other valuable consideration, receipt of which is hereby acknowledged, do by these presents GRANT, BARGAIN AND SELL, CONVEY AND CONFIRM unto GRANTEE, its affiliates, its and their respective successors, assigns and licensees, a permanent easement to construct, reconstruct, install, modify, supplement, maintain, repair, replace, operate and/or remove facilities for the transmission of signals used in the provision of communication, video and/or information services and/or any other services or uses for which such facilities may be used including, but not limited to conduit, ducts and handholes, equipment, cables, wires, fiber optic cables, marker posts and signs, and other related or useful, improvements and facilities, together with the right to have commercial electrical service extended in, under, over, upon and across a strip of land situated in the City of Jonesboro, Craighead County, State of Arkansas and which is part of GRANTOR'S land described as follows:

A 10' X 10' TRACT IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 28, TOWNSHIP 14 NORTH, RANGE 4 EAST, ALSO BEING A PART OF LOT 4 OF HERNDON ADDITION, PLAT RECORDED IN BOOK 123, PAGE 153 & DEED RECORDED IN BOOK 827, PAGE 351, IN THE OFFICE OF THE CIRCUIT CLERK, CRAIGHEAD COUNTY, ARKANSAS; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 4; THENCE WEST 15 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 10 FEET PARALLEL TO THE EAST LINE OF LOT 4; THENCE WEST 10 FEET PARALLEL TO THE NORTH LINE OF LOT 4; THENCE NORTH 10 FEET PARALLEL TO THE EAST LINE OF LOT 4; THENCE EAST 10 FEET ALONG THE NORTH LINE OF LOT 4, ALSO BEING THE SOUTH RIGHT-OF-WAY OF ARKANSAS HWY 18 (HIGHLAND DRIVE), TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD same, with all rights and appurtenances to the same belonging, unto GRANTEE, its successors, assigns and licensees, until the use of the easement is relinquished or abandoned, including (1) the right of ingress and egress to and from the easement by reasonable routes across Grantor's property; (2) the right to place on or below the surface of the easement handholes, cable, conduit, connector terminals, testing terminals, route marker, etc.(3) in the event that this easement would interfere with any future Grantor projects, Grantee would agree to move, at Grantees expense, the existing equipment to another location on the same parcel of ground.

GRANTEE, its successors, assigns and licensees shall promptly repair and restore the property following construction and maintenance work. Further, GRANTOR reserves the right to use and enjoy its interests in the easement area insofar as the exercise thereof does not endanger or interfere with the construction, installation, repair, operation, maintenance and removal of said facilities.

Signed and executed this \_\_\_\_\_ day of \_\_\_\_\_ **2010** A.D

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**CORPORATION ACKNOWLEDGEMENT**

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

BEFORE ME, the undersigned authority, on this day personally appeared \_\_\_\_\_

\_\_\_\_\_, known to me to be the person whose name is subscribed to the foregoing instrument and who, upon being duly sworn, did state and acknowledge that he/she is \_\_\_\_\_ of \_\_\_\_\_, a corporation organized under the laws of the State of \_\_\_\_\_, and that he/she executed the foregoing instrument in the capacity stated under authority of its Board of Directors, therein expressed as the free and voluntary act and deed of the corporation.

Given under my hand and seal of office this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public  
My Commission Expires