

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL (THE "GOVERNING BODY") OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE "CITY), TO ACQUIRE, BY DONATION, CERTAIN REAL PROPERTY LOCATED WITHIN THE CITY FROM DONOR, PURCELL COMPANY, INC.

WHEREAS, the Mayor and City Council (the "Governing Body") of the City of Diamondhead, Mississippi (the "City"), acting for and on behalf of the City, hereby finds and determines as follows:

1. The City is in need of acquiring certain real property for roadway purposes that is currently owned by Purcell Company, Inc.
2. The City is authorized to acquire real property pursuant to Miss. Code Ann §21-17-1.
3. Purcell Company, Inc., has expressed a willingness to donate the property legally described in a survey completed by Seymour Engineering and attached hereto as Exhibit "A" to this resolution
4. The City is willing to accept the donation of the aforementioned property.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY, AS FOLLOWS:

SECTION 1. That the Governing Body of the City will accept the donation of the aforementioned property.

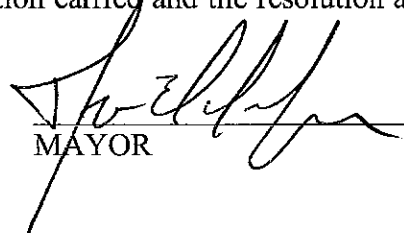
SECTION 2. That the Governing Body of the City does hereby authorize the City Attorney to prepare any and all documentation related to the acquisition of the aforementioned property by donation and for the City Manager to execute any necessary documentation to effectuate the donation of the subject property.

The above and foregoing resolution, after having been first reduced to writing, was introduced by Councilmember LaFontaine, seconded by Councilmember Sislow and the question being put to a roll call vote, the result was as follows:

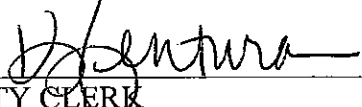
	Aye	Nay	Absent
Councilmember Knobloch	<u>✓</u>	___	___
Councilmember LaFontaine	<u>✓</u>	___	___

Councilmember Lopez	<input checked="" type="checkbox"/>	___	___
Councilmember Rech	<input checked="" type="checkbox"/>	___	___
Councilmember Sislow	<input checked="" type="checkbox"/>	___	___
Mayor Schaffer	<input checked="" type="checkbox"/>	___	___

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the 17th day of December, 2013.

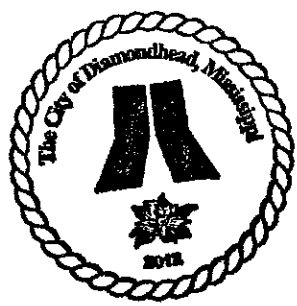


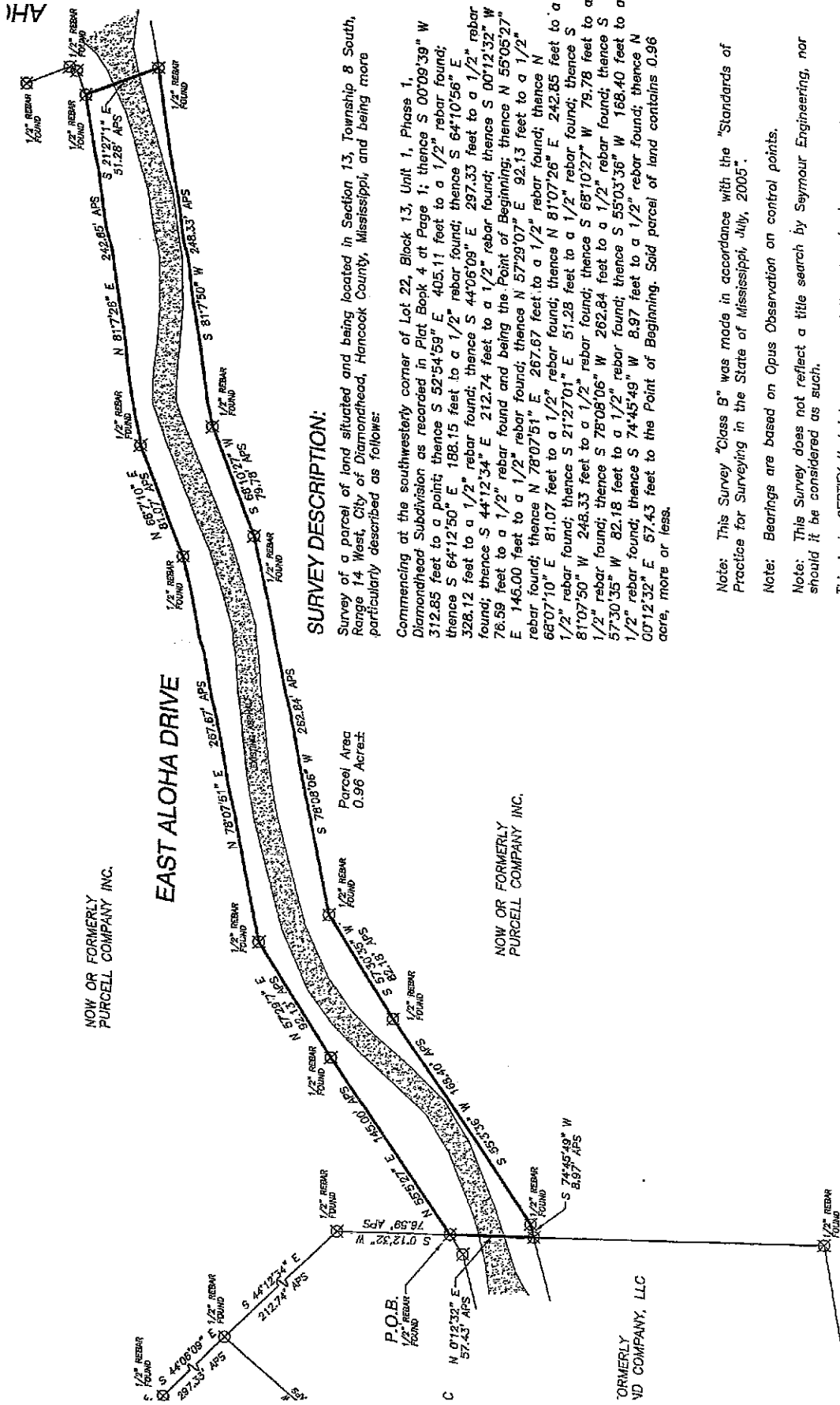
 MAYOR

ATTEST:


 CITY CLERK

(SEAL)





SURVEY DESCRIPTION:

Survey of a parcel of land situated and being located in Section 13, Township 8 South, Range 14 West, City of Diamondhead, Hancock County, Mississippi, and being more particularly described as follows:

Commencing at the southwesterly corner of Lot 22, Block 13, Unit 1, Phase 1, Diamondhead Subdivision as recorded in Plat Book 4 at Page 1; thence S 00°09'39" W 312.85 feet to a point; thence S 52°54'59" E 405.11 feet to a 1/2" rebar found; thence S 64°12'50" E 188.15 feet to a 1/2" rebar found; thence S 64°10'56" E 328.12 feet to a 1/2" rebar found; thence S 44°06'09" E 297.33 feet to a 1/2" rebar found; thence S 44°12'34" E 212.74 feet to a 1/2" rebar found; thence S 00°12'32" W 76.59 feet to a 1/2" rebar found and being the Point of Beginning; thence N 55°05'27" E 145.00 feet to a 1/2" rebar found; thence N 57°29'07" E 92.13 feet to a 1/2" rebar found; thence N 78°07'51" E 267.67 feet to a 1/2" rebar found; thence N 68°07'10" E 81.07 feet to a 1/2" rebar found; thence N 81°07'26" E 242.85 feet to a 1/2" rebar found; thence S 21°27'01" E 51.28 feet to a 1/2" rebar found; thence S 81°07'50" W 248.33 feet to a 1/2" rebar found; thence S 65°10'27" W 79.78 feet to a 1/2" rebar found; thence S 78°08'06" W 262.84 feet to a 1/2" rebar found; thence S 57°30'35" W 82.18 feet to a 1/2" rebar found; thence S 55°03'36" W 168.40 feet to a 1/2" rebar found; thence S 74°45'49" W 8.97 feet to a 1/2" rebar found; thence N 00°12'32" E 57.43 feet to the Point of Beginning. Said parcel of land contains 0.96 acre, more or less.

Note: This Survey "Class B" was made in accordance with the "Standards of Practice for Surveying in the State of Mississippi, July, 2005".

Note: Bearings are based on Opus Observation on control points.

Note: This Survey does not reflect a title search by Seymour Engineering, nor should it be considered as such.

This is to CERTIFY that I have surveyed the property described and delineated hereon, and that the measurements and other data indicated are correct to the best of my knowledge and belief.

Jamys C. Booth, Jr.
 LAND SURVEYOR
 #2668

Res. 2013-080
 Pg. 3 of 4

- Acquire Real Property thru Donation from Purcell, Co.

DATE: 12/17/13

Agenda Item #: 2013-3053

Subject: Resolution 2013-080

MOTION to: **ACCEPT** APPROVE ADOPT DENY RECEIVE TABLE

By: Councilmember Lafontaine /Second By: Sislow

- Road back of Rowser to Shepherd's Square
50 ft ROW

- Knobloch - bear need to be taken down +
Sign put up + Culvert added - land could be

MOTION to: **AMEND**

By: Councilmember /Second By:

Motion

Amended Motion

"All In Favor"

Aye Nay

Aye Nay

Roll Call Vote

Aye Nay Absent

Aye Nay Absent

Councilmember Lopez

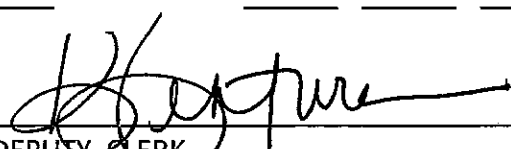
Councilmember LaFontaine

Councilmember Sislow

Councilmember Rech

Councilmember Knobloch

Mayor Schafer


DEPUTY CLERK