

BE IT REMEMBERED THAT THE REGULAR MEETING OF APRIL 17, 2001 OF THE MAYOR AND BOARD OF ALDERMEN WAS RECESSED UNTIL 11:00 A.M. APRIL 24, 2001 IN THE BOARD ROOM OF SAID CITY.

THOSE PRESENT

MAYOR JACK GAY

ALDERMEN

WILLIE W. HINTON
CHARLES E. HOLBROOK
ROBERT L. LANGFORD
DONALD H. ROWELL
LEROY SCOTT

THE MAYOR DECLARED A QUORUM PRESENT AND DECLARED THE CITY COUNCIL IN SESSION.

WHEREAS, MAYOR GAY PRESENTED THE FOLLOWING ROADWAY EASEMENT AND DEDICATION AGREEMENT AND UTILITY EASEMENTS FROM THE CURRIE ESTATE

SEE EXHIBIT "A"

ROADWAY EASEMENT AND DEDICATION AGREEMENT

UTILITY EASEMENTS (2)

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ACCEPT THE FOREGOING EASEMENTS PENDING REVIEW BY THE CITY ATTORNEY. ALDERMAN HINTON SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, THE MAYOR PRESENTED THE BUDGET FOR THE BOND ISSUE 2001 WITH AN OPTION FOR A LIGHTED MESSENGER SIGN.

SEE EXHIBIT "B"

BOND ISSUE 2001 BUDGET

THEREUPON, ALDERMAN ROWELL MADE A MOTION TO ADOPT THE BUDGET WITH THE OPTION FOR THE LIGHTED MESSENGER SIGN. ALDERMAN LANGFORD SECONDED THE MOTION.

THOSE PRESENT AND VOTING "YEA"

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN HINTON MADE A MOTION TO ADJOURN. ALDERMAN SCOTT SECONDED THE MOTION.

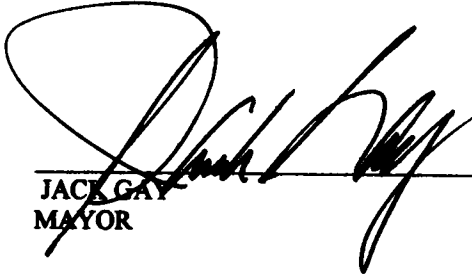
THOSE PRESENT AND VOTING "YEA"

ALDERMAN WILLIE W. HINTON
ALDERMAN CHARLES E. HOLBROOK
ALDERMAN ROBERT F. LANGFORD
ALDERMAN DONALD H. ROWELL
ALDERMAN LEROY SCOTT

THOSE PRESENT AND VOTING "NAY"

NONE

THEREBEING NO FURTHER BUSINESS, THE REGULAR RECESSED MEETING OF THE MAYOR AND BOARD OF ALDERMEN OF APRIL 17, 2001 WAS ADJOURNED ON THIS THE 24TH DAY OF APRIL, AD, 2001.



JACK GAY
MAYOR

(SEAL)



ATTEST: PRISCILLA DANIEL

EXHIBIT "A"

04/25/2001 09:04 FAX 601+264+0094

ROGERS&FARRIS, PL

02

STATE OF MISSISSIPPI
COUNTY OF FORREST

Indexing Instructions:
NE 1/4, SE 1/4 and part of SE 1/4, NE 1/4,
All in Sec. 31, T5N, R12W, Forrest
County, Mississippi

ROADWAY EASEMENT AND DEDICATION AGREEMENT

THIS AGREEMENT is made as of the 19th day of April, 2001, between CURRIE PETAL DEVELOPMENT, LLC, a Georgia limited liability company (hereinafter called "Grantor") and CITY OF PETAL, MISSISSIPPI, a municipal corporation, whose address is 119 West 8th Avenue, Petal, Mississippi 39465 (hereinafter called "Grantee").

WITNESSETH:

The said Grantor, for and in consideration of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant to Grantee, its successors and assigns, a permanent non-exclusive right-of-way easement to enter upon and to construct, operate, repair and maintain thereon a municipal street to be installed over, along and across a strip of land located in Petal, Forrest County, Mississippi, as described in Exhibit "A" attached hereto and made a part hereof. THE EASEMENT IS MADE SUBJECT TO THE FOLLOWING:

1. This grant of easement is in accordance with the terms of the Tax Increment Financing (T.I.F.) Development and Reimbursement Agreement between Wal-Mart Stores East, Inc., an Arkansas corporation (hereinafter "Wal-Mart") and the Grantee, which provides for the construction and financing of a municipal street connecting the Wal-Mart property to Highway 42 and the dedication of said street for maintenance by the Grantee.
2. The parties hereto agree that, upon completion of the subject street, and approval and acceptance of the street by Grantee, said street shall be dedicated to public use and Grantee shall assume responsibility for the maintenance of, and repairs to, said street. Grantee agrees to

EXHIBIT "A"

04/25/2001 09:04 FAX 601+284+0094

ROGERS&FARRIS, PL

03

STATE OF MISSISSIPPI
COUNTY OF FORREST

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County, Mississippi

UTILITY EASEMENT AGREEMENT

THIS AGREEMENT is made as of the 19th day of April, 2001, between CURRIE PETAL DEVELOPMENT, LLC, a Georgia limited liability company (hereinafter called "Grantor") and CITY OF PETAL, MISSISSIPPI, a municipal corporation, whose address is 119 West 8th Avenue, Petal, Mississippi 39465 (hereinafter called "Grantee").

WITNESSETH:

The said Grantor, for and in consideration of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant to Grantee, its successors and assigns, a permanent non-exclusive right-of-way easement to enter upon and to construct, use, operate, maintain and patrol public water lines and appurtenances, to be installed over, across or under a strip of land located in Petal, Forrest County, Mississippi, which is shown on Exhibit "A" attached hereto and made a part hereof. **THE EASEMENT IS MADE SUBJECT TO THE FOLLOWING:**

1. This grant of easement is in accordance with the terms of the agreement between Grantor, Wal-Mart Stores, East, Inc., (hereinafter Wal-Mart) and the Grantee, for Grantee to provide municipal utilities (including a twelve (12) inch municipal water main) to the Wal-Mart property line at no cost to Wal-Mart through a Community Development Block Grant project.
2. The Grantor shall have the right to use and enjoy fully said premises subject to the easement rights hereby granted, however Grantor agrees that it will not construct nor permit to be constructed any lakes, ponds, buildings or other structures of a permanent nature upon or over said easement area without the written consent of Grantee. It is understood and agreed that

EXHIBIT "A"

04/25/2001 09:04 FAX 801+284+0094

ROGERS&FARRIS, PL

04

STATE OF MISSISSIPPI

COUNTY OF FORREST

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WITNESSETH:

The said Grantor, for and in consideration of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby grant to Grantee, its successors and assigns, a permanent non-exclusive right-of-way easement to enter upon and to construct, use, operate, maintain and patrol public sanitary sewer lines and appurtenances, to be installed over, across or under a strip of land located in Petal, Forrest County, Mississippi, which is shown on Exhibit "A" attached hereto and made a part hereof.

THE EASEMENT IS MADE SUBJECT TO THE FOLLOWING:

1. This grant of easement is in accordance with the terms of the agreement between Grantor, Wal-Mart Stores, East, Inc., (hereinafter Wal-Mart) and the Grantee, for Grantee to provide municipal utilities (including sanitary sewer main, lift station and force main) to the Wal-Mart property line at no cost to Wal-Mart through a Community Development Block Grant project.
2. The Grantor shall have the right to use and enjoy fully said premises subject to the easement rights hereby granted, however Grantor agrees that it will not construct nor permit to be constructed any lakes, ponds, buildings or other structures of a permanent nature upon or over

EXHIBIT "B"

BOND ISSUE 2001 (BUDGET)

1) 14 acres recreation area at Lewis/Logan	\$16,000.00
2) Pavilion behind civic center	\$85,000.00
3) Restrooms/storage at track	\$19,000.00
4) Overlay 25 streets	\$400,000.00
5) Court room	\$140,000.00
6) South Main road project	\$390,000.00
7) Street Sweeper	\$110,000.00
8) Issuance expense	\$40,000.00
TOTAL	\$1,200,000.00

OPTION TO BE CONSIDERED: Lighted messenger sign, estimated cost being \$26,000 could be added by putting E. 4th, Morris to Charles (\$10,987.50) and City Barn Loop (\$15,375.00) under Road Maintenance Fund.