

REGULAR MEETING OF THE MAYOR AND BOARD OF ALDERMEN
TUESDAY, JUNE 4, 1996
MUNICIPAL COURTROOM - 305 MONROE STREET

The Mayor and Board of Aldermen of the City of Clinton, Mississippi, met in Regular Meeting on Tuesday, June 4, 1996, 7 P.M., at the Municipal Courtroom, 305 Monroe Street.

WELCOME AND CALL TO ORDER - Mayor Rosemary Aultman

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG

The invocation was led by Alderman Touchton followed by the Pledge of Allegiance to the Flag led by Alderman Lott.

ROLL CALL - Deputy Clerk Donna Wilson

Present - Jehu Brabham - Alderman-At-Large
George Ferrell - Alderman Ward 1
Rodney DePriest - Alderman Ward 2
Ben Todd - Alderman Ward 3
Phil Fisher - Alderman Ward 4
Herb Touchton - Alderman Ward 5
Sharbert Lott - Alderman Ward 6
Mayor Rosemary Aultman - Presiding

Absent - City Attorney - Ken Dreher
City Clerk - Nelson Byrd

APPROVAL OF CONSENT AGENDA ITEMS A-X

MOTION made by Alderman Touchton and SECONDED by Alderman Lott to approve Consent Agenda Items A-X as listed on pages 1133-1134 of this Minute Book X, noting that the Consent Agenda Item C will serve to advertise favorably the opportunities, possibilities, and resources of the City of Clinton. Quotes listed in item I can be found on file in the office of the City Clerk. MOTION CARRIED UNANIMOUSLY

AGENDA CHANGES

Mayor Aultman announced that Item 9 - "Easthaven Part IV Drainage Problems", Item 14 - "Contract Agreement for Construction Engineering Services by Neel Schaffer" and Item 17 - "Local Surface Transportation Program Agreement" be removed from the agenda.

AUTHORIZATION GIVEN TO PUBLIC WORKS TO PROCEED WITH CLEAN UP AT 312 INDIAN MOUND

MOTION made by Alderman Brabham and SECONDED by Alderman Todd to approve that resolution found on pages 1136-1138 of this Minute Book X to authorize the city to proceed with cleaning the house on 312 Indian Mound Road to the acceptable standard by the city. MOTION CARRIED UNANIMOUSLY

AUTHORIZATION GIVEN TO PUBLIC WORKS TO PROCEED WITH CLEAN UP AT LINDALE CIRCLE AND ANGELIA LANE

MOTION made by Alderman Touchton and SECONDED by Alderman Fisher to approve that Resolution found on pages 1139-1141 of this Minute Book X authorizing Public Works to clean properties at Lindale Circle - Parcel Number 2862-175-114 and Angelia Lane - Parcel Number 2862-175-304. MOTION CARRIED UNANIMOUSLY

AUTHORIZATION FOR PUBLIC WORKS TO REMOVE BURNED DWELLING AT 111 LOVETT DRIVE

MOTION made by Alderman Ferrell and **SECONDED** by Alderman Todd to approve that Resolution found on pages 1142-1144 of this Minute Book X authorizing Public Works to proceed with removal of burned dwelling at 111 Lovett Drive. Public Works Director Harold Alderman to be advised by City Attorney with legal proceeding. **MOTION CARRIED UNANIMOUSLY**

APPROVAL FOR EXTENSION ON REPAIRS AT 702 LINDALE STREET

Public Works Director Harold Alderman advised that owners of 702 Lindale Street, Paul and Judy Reed are working after hours to repair home. Mayor Aultman advised that situation needs to be monitored. **NO BOARD ACTION**

L&V COMPANY BID ACCEPTED FOR CLAY-GRAVEL MATERIAL FOR STREET MAINTENANCE

As shown by proof of publication and bid tabulation on pages 1145-1146 of this Minute Book X that bids were properly received, **MOTION** made by Alderman Touchton and **SECONDED** by Alderman Ferrell to accept low bid by L & V Company for clay-gravel material for street maintenance department for one year period. **MOTION CARRIED UNANIMOUSLY**. Copy of bids can be found in the office of the City Clerk.

APPROVAL OF INCLUSION OF 805 LONGWOOD ON STREET DRAINAGE PROJECT WORKLIST

MOTION made by Alderman Fisher and **SECONDED** by Alderman Lott that after conducting a visual inspection, and subsequent investigation of the street drainage problem at 805 Longwood Street, the Mayor and Board of Aldermen, upon consultation and professional advice from the City Engineer, have determined that there appears to be the initial stages of an open joint or pipe section deteriorating in a storm drain that is located on private property on which cannot be found a recorded drainage easement. This storm drainage pipe is connected directly to the street drainage system for 805 Longwood, and in the professional opinion of the City Engineer, and supportive opinion of the Board of Aldermen, that unless this storm drain system situation is corrected, the situation will continue to worsen, impacting and adversely affecting our street drainage system, and generally producing a public safety hazard. Therefore, it is the recommendation of the Board of Aldermen that the City of Clinton authorize the inclusion of this project on our street drainage project worklist, and that said work be initiated according to a orderly, timely, and prioritized work schedule. Further, it is recommended that the City of Clinton proceed to acquire the necessary permission and release of damages from the property owners, so that at such time that the scheduled work is to begin, the necessary work can be implemented to correct the drainage pipe system deficiencies. **MOTION CARRIED UNANIMOUSLY**

DISCUSSION ON VARIOUS DRAINAGE PROBLEM LIST

Public Works Assistant Director Tim Rogers presented for information purposes a list of priority drainage problems that are being presently addressed at Public Works. Board of Aldermen have approved work to be done at Hathaway Drive and Church Street, Rockingham Drive, 805 Longwood, 105 & 107 Pima Street. A follow up letter has been sent to Joe Dehmer for Hollyberry Drive to clean his side of property. Public Works Assistant Director Tim Rogers advised to refer Wildwood Drive ditch back to SCS. **NO BOARD ACTION**

APPROVAL OF RETIREMENT MAILOUT TO MISSISSIPPI COLLEGE ALUMNI

MOTION made by Alderman Fisher and **SECONDED** by Alderman Brabham to approve the mass Retirement Mailout to Mississippi College Alumni - Clinton Retirement Community Program, \$1,648.34 from 2% sales tax funds. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF TELEVISION ADVERTISING FOR MONTHS OF JUNE, JULY, AUGUST AND SEPTEMBER

MOTION made by Alderman Todd and **SECONDED** by Alderman Fisher to approve T.V. advertising for June, July, August, and September at \$2,500/month as recommended by Jim Powell, director of Economic Development. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PAYMENT OF LANDOWNERS FOR EASEMENTS AND RIGHT-OF-WAY FOR IMPROVEMENTS, NORTHSIDE DRIVE AND PINEHAVEN DRIVE

MOTION made by Alderman Brabham and **SECONDED** by Alderman Todd to approve payment of landowners for easements and right-of-way for improvements, Northside Drive and Pinehaven Drive as shown on page 1147 of this Minute Book X. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF RESOLUTION AUTHORIZING THE CONDEMNATION OF A RIGHT OF WAY AND TEMPORARY EASEMENT FOR THE EXPANSION AND IMPROVEMENT OF THE NORTHSIDE DRIVE AND PINEHAVEN INTERSECTION

MOTION made by Alderman Brabham and **SECONDED** by Alderman Todd to approve resolution found of pages 1148-1151 of this Minute Book X authorizing the condemnation of a right of way and temporary easement for the expansion and improvement of the Northside Drive and Pinehaven Intersection. **MOTION CARRIED UNANIMOUSLY**

Alderman Jehu Brabham excused himself from meeting at 7:36 P.M.

APPROVAL OF ACCEPTANCE OF RIGHT-OF-WAYS AND EASEMENT DEDICATION FOR PARKWAY BAPTIST CHURCH

MOTION made by Alderman Touchton and **SECONDED** by Alderman Ferrell for the acceptance of that warranty deed for conveyance of easements found on pages 1152-1155 of this Minute Book X from Parkway Baptist Church. **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF PAYMENT OF \$8,957.00 TO PARKWAY BAPTIST CHURCH

MOTION made by Alderman Lott and **SECONDED** by Alderman Fisher to approve payment of \$8,957.00 for difference in cost of a 12 inch water line requested by the City of Clinton in lieu of an 8 inch water line planned by Parkway Baptist Church. Documents supporting this increase can be found on pages 1156-1158 of this Minute Book X. **MOTION CARRIED UNANIMOUSLY**

Alderman Jehu Brabham returned to the board room at 7:40 P.M.

DISCUSSION OF ACCEPTANCE OF UNIVERSAL HIRING GRANT AWARD FOR 8 (EIGHT) POLICE OFFICERS

Chief Byington updated the Board on a Grant awarded for 8 (eight) full time police officers. Chief Byington has not received any formal documentation on this grant. **NO BOARD ACTION**

APPROVAL OF APPLICATION FOR AD VALOREM TAX EXEMPTIONS FROM GULF STATES CANNERS, INC.

MOTION made by Alderman Ferrell and SECONDED by Alderman Todd to approve application and resolutions for ad valorem tax exemptions from Gulf States Canners, Inc. on property, raw materials, work in process, and products held for sale to other than the final customer found on pages 1159-1176 of this Minute Book X. MOTION CARRIED UNANIMOUSLY

APPROVAL LEASE-AGREEMENT FOR BMX TRACK

MOTION made by Alderman Touchton and SECONDED by Alderman Lott to approve the two-year lease-agreement for BMX Track on Springridge Road found on pages 1177-1180 of this Minute Book X. MOTION CARRIED UNANIMOUSLY

ADJOURNMENT 7:50

There being no further business to discuss, MOTION made by Alderman Fisher and SECONDED by Alderman Brabham to recess until June 18, 1996, 7 p.m. MOTION CARRIED UNANIMOUSLY

Copy of Agenda may be found on Pages 1133-1135 of this Minute Book X.

APPROVED: Rosemary G. Aultman June 12, 1996
Rosemary G. Aultman, Mayor Date

ATTEST: Nelson Byrd June 12, 1996
Nelson Byrd, City Clerk Date

SEAL

RESOLUTION

There came on for public hearing before the Mayor and Board of Aldermen of the City of Clinton, Mississippi, the matter of unclean property located at 312 INDIAN MOUND ROAD-PARCEL 2862-0114-140 (OWNED BY MICHAEL MULRENIN), Clinton, Mississippi, and after full consideration of the matter, Alderman BRABHAM offered the following Resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, DETERMINING THE NECESSITY FOR THE CLEANING OF PRIVATE PROPERTY LOCATED AT 312 INDIAN MOUND ROAD, CLINTON, MISSISSIPPI, UNDER THE AUTHORITY GRANTED TO MUNICIPALITIES BY §21-19-11, MISSISSIPPI CODE OF 1972, AS AMENDED, AND OTHER APPLICABLE STATUTES AND ORDINANCES.

WHEREAS, it has come to the attention of the Mayor and Board of Aldermen that the property located at 312 INDIAN MOUND ROAD, Clinton, Mississippi, may constitute a menace to the public health and safety of the community because of its present condition and state of uncleanness; and

WHEREAS, notice was give to the owner of said property as required by §21-19-11 of the Miss. Code of 1972, as amended, of a public hearing on this matter; and

WHEREAS, a public hearing was held at 7:00 p.m., JUNE 4, 1996 at the Municipal Room of the Public Safety Complex, 305 Monroe Street, Clinton, Mississippi; and

WHEREAS, said public hearing was conducted; and

WHEREAS, based upon the information and evidence provided at said public hearing, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, has determined that this property in its present condition and state of uncleanness constitutes a menace to the public health and safety of the community and does adjudicate said property in its present condition to be a menace to the public health and safety of the community. The Director of the Public Works Department is directed to take such action as appropriate under §21-19-11 of the Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to use municipal employees or, by contract, clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

NOW BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, as follows:

1. It is hereby adjudicated that the property located at 312 INDIAN MOUND ROAD, Clinton, Mississippi, in its present condition constitutes a menace to the public health and safety of the community.
2. The Director of Public Works is hereby directed to take such action as appropriate under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to clean the property by cutting weeds, removing rubbish and dilapidated buildings and debris.
3. The Director of Public Works is hereby directed that upon completion of this cleaning that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in cleaning the property so that the Mayor and Board of Aldermen for the City of Clinton, Mississippi, may adjudicate the costs of such action and impose such penalty as it adjudicates, all as provided by under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances.

Alderman TODD seconded the motion to adopt the foregoing

and the roll call vote was as follows:

Alderman Jehu W. Brabham	voted: <u>AYE</u>
Alderman O. C. George Ferrell	voted: <u>AYE</u>
Alderman Rodney W. DePriest	voted: <u>AYE</u>
Alderman Ben L. Todd	voted: <u>AYE</u>
Alderman Phil Fisher	voted: <u>AYE</u>
Alderman Herb Touchton	voted: <u>AYE</u>
Alderman Sharbert K. Lott	voted: <u>AYE</u>

The motion having received the affirmative vote of the majority of all of the members of the Board present, the Mayor declared the motion carried and the Resolution adopted on this the 4TH day of JUNE, 1996.

THE MAYOR AND ALDERMEN OF THE
CITY OF CLINTON, MISSISSIPPI

By: Rosemary J. Aultman
MAYOR ROSEMARY AULTMAN

By: _____
ALDERMAN JEHU W. BRABHAM

By: ALDERMAN O. C. GEORGE FERRELL

By: ALDERMAN RODNEY W. DePRIEST

By: ALDERMAN BEN L. TODD

By: ALDERMAN PHIL FISHER

By: ALDERMAN HERB TOUCHTON

By: ALDERMAN SHARBERT K. LOTT

ATTEST:

Nelson Byrd
NELSON BYRD, CITY CLERK

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RESOLUTION

There came on for public hearing before the Mayor and Board of Aldermen of the City of Clinton, Mississippi, the matter of unclean property located at Parcel 2862-175-114 LINDALE CIRCLE AND 2862-175-304 ANGELIA LN (OWNED BY DEBORAH P. REED), Clinton, Mississippi, and after full consideration of the matter, Alderman TOUCHTON offered the following Resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, DETERMINING THE NECESSITY FOR THE CLEANING OF PRIVATE PROPERTY LOCATED AT Parcel 2862-175-114 LINDALE CIR. & 2862-175-304 ANGELIA LANE, CLINTON, MISSISSIPPI, UNDER THE AUTHORITY GRANTED TO MUNICIPALITIES BY §21-19-11, MISSISSIPPI CODE OF 1972, AS AMENDED, AND OTHER APPLICABLE STATUTES AND ORDINANCES.

WHEREAS, it has come to the attention of the Mayor and Board of Aldermen that the property located at LINDALE CIRCLE & ANGELIA LANE, Clinton, Mississippi, may constitute a menace to the public health and safety of the community because of its present condition and state of uncleanness; and

WHEREAS, notice was give to the owner of said property as required by §21-19-11 of the Miss. Code of 1972, as amended, of a public hearing on this matter; and

WHEREAS, a public hearing was held at 7:00 p.m., JUNE 4, 1996, at the Municipal Room of the Public Safety Complex, 305 Monroe Street, Clinton, Mississippi; and

WHEREAS, said public hearing was conducted; and

WHEREAS, based upon the information and evidence provided at said public hearing, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, has determined that this property in its present condition and state of uncleanness constitutes a menace to the public health and safety of the community and does adjudicate said property in its present condition to be a menace to the public health and safety of the community. The Director of the Public Works Department is directed to take such action as appropriate under §21-19-11 of the Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to use municipal employees or, by contract, clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

NOW BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, as follows:

By: _____
ALDERMAN O. C. GEORGE FERRELL

By: _____
ALDERMAN RODNEY W. DePRIEST

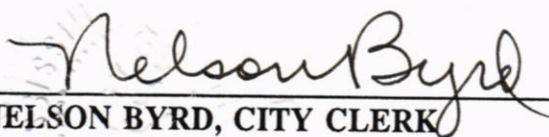
By: _____
ALDERMAN BEN L. TODD

By: _____
ALDERMAN PHIL FISHER

By: _____
ALDERMAN HERB TOUCHTON

By: _____
ALDERMAN SHARBERT K. LOTT

ATTEST:



NELSON BYRD, CITY CLERK

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RESOLUTION

There came on for public hearing before the Mayor and Board of Aldermen of the City of Clinton, Mississippi, the matter of unclean property located at 111 LOVETT DRIVE (J.C. CAMPBELL), Clinton, Mississippi, and after full consideration of the matter, Alderman Ferrell offered the following Resolution:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, DETERMINING THE NECESSITY FOR THE CLEANING OF PRIVATE PROPERTY LOCATED AT 111 LOVETT DRIVE, CLINTON, MISSISSIPPI, UNDER THE AUTHORITY GRANTED TO MUNICIPALITIES BY §21-19-11, MISSISSIPPI CODE OF 1972, AS AMENDED, AND OTHER APPLICABLE STATUTES AND ORDINANCES.

WHEREAS, it has come to the attention of the Mayor and Board of Aldermen that the property located at 111 LOVETT DRIVE, Clinton, Mississippi, may constitute a menace to the public health and safety of the community because of its present condition and state of uncleanness; and

WHEREAS, notice was give to the owner of said property as required by §21-19-11 of the Miss. Code of 1972, as amended, of a public hearing on this matter; and

WHEREAS, a public hearing was held at 7:00 p.m., June 4, 1996, at the Municipal Room of the Public Safety Complex, 305 Monroe Street, Clinton, Mississippi; and

WHEREAS, said public hearing was conducted; and

WHEREAS, based upon the information and evidence provided at said public hearing, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, has determined that this property in its present condition and state of uncleanness constitutes a menace to the public health and safety of the community and does adjudicate said property in its present condition to be a menace to the public health and safety of the community. The Director of the Public Works Department is directed to take such action as appropriate under §21-19-11 of the Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to use municipal employees or, by contract, clean the property by cutting weeds, removing rubbish and dilapidated buildings and other debris.

NOW BE IT RESOLVED, by the Mayor and Board of Aldermen of the City of Clinton, Mississippi, as follows:

1. It is hereby adjudicated that the property located at 111 LOVETT DRIVE
_____, Clinton, Mississippi, in its present condition constitutes a menace to the public health and safety of the community.
2. The Director of Public Works is hereby directed to take such action as appropriate under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to clean the property by cutting weeds, removing rubbish and dilapidated buildings and debris.
3. The Director of Public Works is hereby directed that upon completion of this cleaning that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in cleaning the property so that the Mayor and Board of Aldermen for the City of Clinton, Mississippi, may adjudicate the costs of such action and impose such penalty as it adjudicates, all as provided by under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances.

Alderman TODD seconded the motion to adopt the foregoing

and the roll call vote was as follows:

Alderman Jehu W. Brabham	voted: <u>Aye</u>
Alderman O. C. George Ferrell	voted: <u>Aye</u>
Alderman Rodney W. DePriest	voted: <u>Aye</u>
Alderman Ben L. Todd	voted: <u>Aye</u>
Alderman Phil Fisher	voted: <u>Aye</u>
Alderman Herb Touchton	voted: <u>Aye</u>
Alderman Sharbert K. Lott	voted: <u>Aye</u>

The motion having received the affirmative vote of the majority of all of the members of the Board present, the Mayor declared the motion carried and the Resolution adopted on this the 4th day of JUNE, 1996.

THE MAYOR AND ALDERMEN OF THE
CITY OF CLINTON, MISSISSIPPI

By: Rosemary S. Aultman
MAYOR ROSEMARY AULTMAN

By: _____
ALDERMAN JEHU W. BRABHAM

PROOF OF PUBLICATION
THE STATE OF MISSISSIPPI
HINDS COUNTY

PASTE PROOF HERE

Bid Notices 415

ADVERTISEMENT FOR BIDS
CITY OF CLINTON
CLINTON, MISSISSIPPI

NOTICE is hereby given that the City of Clinton will receive written sealed bids for the CITY OF CLINTON, ROAD CONSTRUCTION MATERIALS, until the hour of 10:00 A.M. local time, on May 21, 1996, at the office of the City Clerk, City Hall, Clinton, Mississippi, and immediately thereafter bids will be opened and publicly read. The project involves the following contract:
Twelve month bid for clay-gravel material, Class 5, Group C, meeting the Mississippi Standard Specifications for State Aid Road and Bridge Construction. Bid shall be per ton based on an approved scale weight ticket and shall include delivery to the City of Clinton. Bids received will be opened and considered by City of Clinton thereafter. City of Clinton reserves the right to reject any or all bids.

CITY OF CLINTON
By /s/ Nelson Byrd
Nelson Byrd, City Clerk

Approved by:
/s/ Rosemary G. Aultman
Rosemary G. Aultman,
Mayor
May 7, 14, 1996

PERSONALLY appeared before me, the undersigned notary public in and for Hinds County, Mississippi,

Shirley Waits,

an authorized clerk of THE CLARION-LEDGER, a daily newspaper as defined and prescribed in Sections 13-3-31 and 13-3-32, of the Mississippi Code of 1972, as amended, who, being duly sworn, states that the notice, a true copy of which is hereto attached, appeared in the issues of said newspaper as follows:

Date May 7, 19 96
Date May 14, 19 96
Date _____, 19 ____
Date _____, 19 ____
Date _____, 19 ____

Number of Lines/Words 41/163

Published 2 Times

Total \$ 23.19

Signed Shirley Waits
Authorized Clerk
of The Clarion-Ledger

SWORN to and subscribed before me the 14 day of May, 1996.

My Commission Expires:

Marie Mills
Notary Public

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE.
MY COMMISSION EXPIRES: Nov 8, 1996.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

(SEAL)

1. It is hereby adjudicated that the property located at LINDALE CIRCLE & ANGELIA LANE, Clinton, Mississippi, in its present condition constitutes a menace to the public health and safety of the community.
2. The Director of Public Works is hereby directed to take such action as appropriate under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances, to clean the property by cutting weeds, removing rubbish and dilapidated buildings and debris.
3. The Director of Public Works is hereby directed that upon completion of this cleaning that he advise the Mayor and Board of Aldermen of the City of Clinton, Mississippi, of the actual costs incurred in cleaning the property so that the Mayor and Board of Aldermen for the City of Clinton, Mississippi, may adjudicate the costs of such action and impose such penalty as it adjudicates, all as provided by under §21-19-11, Miss. Code of 1972, as amended, and other applicable statutes and ordinances.

Alderman FISHER seconded the motion to adopt the foregoing

and the roll call vote was as follows:

Alderman Jehu W. Brabham	voted: <u>AYE</u>
Alderman O. C. George Ferrell	voted: <u>AYE</u>
Alderman Rodney W. DePriest	voted: <u>AYE</u>
Alderman Ben L. Todd	voted: <u>AYE</u>
Alderman Phil Fisher	voted: <u>AYE</u>
Alderman Herb Touchton	voted: <u>AYE</u>
Alderman Sharbert K. Lott	voted: <u>AYE</u>

The motion having received the affirmative vote of the majority of all of the members of the Board present, the Mayor declared the motion carried and the Resolution adopted on this the 4th day of JUNE, 1996.

THE MAYOR AND ALDERMEN OF THE
CITY OF CLINTON, MISSISSIPPI

By: Rosemary J. Aultman
MAYOR ROSEMARY AULTMAN

By: _____
ALDERMAN JEHU W. BRABHAM

By: _____
ALDERMAN O. C. GEORGE FERRELL

By: _____
ALDERMAN RODNEY W. DePRIEST

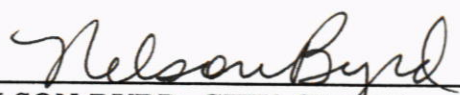
By: _____
ALDERMAN BEN L. TODD

By: _____
ALDERMAN PHIL FISHER

By: _____
ALDERMAN HERB TOUCHTON

By: _____
ALDERMAN SHARBERT K. LOTT

ATTEST:



NELSON BYRD, CITY CLERK

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BID OPENING REPORT

Project: Clay - Gravel Material
 Bid Date: 5-21-96 at 10 ^{a.m.} _{p.m.}
 Location: City Hall
300 Jefferson Street
Clinton, MS 39056

Owner: City of Clinton
 Engineer: Richard Broom
 Pre Bid Estimate: _____

BIDDER	C.O.R. #	BID BOND	BASE BID	ALTERNATIVE #1	ALTERNATIVE #2	TOTAL BASE BID & ALTERNATIVES
<i>R + V Services</i>						<i>4.50/Ton</i>
<i>Sogorum Trucking, Inc</i>						<i>5.40/Ton</i>
						<i>8.</i>

The above bid amounts have not been checked. The bid totals are subject to correction after the bids have been completely reviewed.

Signed: Christine Wells
 Date: 5-21-96

6-4-94

Nelson #15

SAMPLE & ASSOCIATES, INC.2600 INSURANCE CENTER DR.
JACKSON, MISSISSIPPI 39216PHONE: (601) 362-2863
FAX: (601) 362-7427

May 31, 1996

Mayor Rosemary Aultman
City of Clinton
P. O. Box 156
Clinton, Ms 39060Re: Project No. STP-7306 (1) City of Clinton, Hinds County
Northside Drive and Pinehaven Drive Intersection

Dear Mayor Aultman:

We have successfully completed negotiations on nine (9) of the ten (10) parcels needed for construction of the referenced project. We are submitting the following entire original parcel files for the permanent records of the City of Clinton and for your use in the closing of these acquisitions:

PROPERTY OWNER/S	PARCEL NO.	AMOUNT
Ken Sykes, et al	1	\$28,024.00
Ernest L. Johnson	1-A	\$4,842.00
Bible Tabernacle Ch. of Clinton	3	\$182.00
James A. Cooper, et al	4	\$900.00
Richard McCraw, et ux	5	\$2,928.00
Jesse M. Martin	6	\$105.00
James R. Wiygul, et ux	7	\$205.00
David W. Stevens	8	\$12,339.00
Irvin H. Cronin, et al	9	\$7,421.00

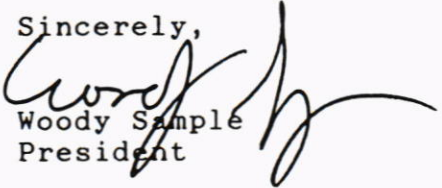
Please process the above for payment at your earliest convenience.

Parcel No. 2, Joe H. Treloar, et ux, is still in negotiations and it may be necessary to acquire this parcel through eminent domain proceedings.

Thank you for allowing Sample & Associates, Inc. to provide right of way acquisition services for this project.

If there are any questions or additional information is needed on any of the above acquisitions, please do not hesitate to let us know.

Sincerely,


 Woody Sample
 President
Specializing in Community Development

**RESOLUTION AUTHORIZING THE CONDEMNATION
OF A RIGHT OF WAY AND TEMPORARY EASEMENT
FOR THE EXPANSION AND IMPROVEMENT OF THE
NORTHSIDE DRIVE AND PINEHAVEN INTERSECTION**

WHEREAS, it has been reported to the Mayor and Board of Aldermen of the City of Clinton, State of Mississippi, that the attempt to obtain the right-of-way and temporary easement required for construction, expansion, maintenance and repair of the Northside Drive and Pinehaven Intersection, has been unsuccessful, and condemnation proceedings will have to be instituted in order to acquire the right-of-way and temporary easement across certain land because of the failure of efforts to enter into a voluntary agreement with Joe H. Treloar and Mary H. Treloar for a road expansion right-of-way and accompanying temporary construction easement running from the Southwest corner Northward to the Northwest corner and then running Eastward to the Northeast corner of their property located in the Northwest one-quarter of Section 20, Township 6 North, Range 1 West, at the intersection of Northside Drive and Livingston Road, Clinton, First Judicial District of Hinds County, Mississippi; and

WHEREAS, it is necessary to obtain this right-of-way and easement for improvements to the intersection of Northside Drive and Pinehaven Road to improve the access and safe passage to the new Clinton High School and the long range transportation plans of the City of Clinton, Mississippi; and

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, have previously found and determined that the Northside Drive and

Pinehaven Intersection Project will be necessary to promote the health, safety, and welfare of the citizens of the City of Clinton, Mississippi.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Board of Aldermen of the City of Clinton, Mississippi, hereby direct its legal counsel to prepare the necessary documents to present a Complaint in Condemnation to the Special Court of Eminent Domain of the First Judicial District of Hinds County, Mississippi, against Joe H. Treloar and Mary H. Treloar for the condemnation of a right-of-way and temporary easement on the land mentioned above, such right-of-way and temporary easement being more particularly described as found in the document attached hereto as Exhibit "A"; and be it further,

RESOLVED, that if necessary, the Mayor of the City of Clinton, Mississippi, is hereby authorized to sign and verify such complaint; and be it further,

RESOLVED, that legal counsel be and it is hereby authorized and directed to commence any and all proceedings necessary for the condemnation of such right-of-way and temporary easement, to include the employment of appropriate expert witnesses to give testimony concerning the location and value of the property to be obtained; and be it further,

RESOLVED, that the City of Clinton, Mississippi, its citizens and school children will suffer irreparable harm and delay by exercising the right to condemn the property through eminent domain proceedings pursuant to Mississippi Code Annotated, Sections

11-27-1 through 11-27-49, as opposed to claiming the right of immediate possession of said property pursuant to Sections 11-27-81 through 11-27-89; and be it further,

RESOLVED, that legal counsel is hereby authorized to pursue condemnation pursuant to the rights of immediate possession provided by Mississippi Code Annotated Section 11-27-81, et seq., necessitous circumstances having been hereby found.

SIGNED, this the 4th day of June, 1996.

CITY OF CLINTON, MISSISSIPPI

BY:

Rosemary G. Aultman
ROSEMARY AULTMAN, Mayor

ATTEST:

Nelson Byrd
NELSON BYRD, City Clerk

TRELOAR.RES
6/4/96-MMH

(2)

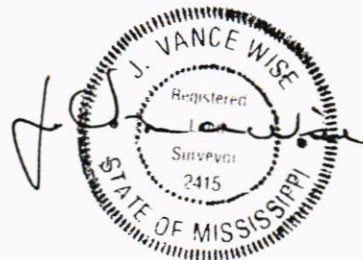
JOE H. TRELOAR PROPERTY
PROPOSED RIGHT-OF-WAY AND A TEMPORARY CONSTRUCTION EASEMENT

A parcel of land containing 0.181 acres or 7885 square feet situated in the Northwest Quarter (NW1/4) of Section 20, Township 6 North, Range 1 West, Clinton, Hinds County, Mississippi and being more particularly described as follows:

Begin at the Eastern right-of-way line of Livingston Road with the Southern right-of-way line of Northside drive and run South 77 degrees 51 minutes 56 seconds East along said Southern right-of-way line for a distance of 368.17 feet; leaving said Southern right-of-way line, run thence South 12 degrees 05 minutes 00 seconds West for a distance of 11.69 feet; thence North 77 degrees 50 minutes 38 seconds West for a distance of 305.37 feet; thence South 50 degrees 33 minutes 57 seconds West for a distance of 49.74; thence South 03 degrees 08 minutes 11 seconds East for a distance of 35.69 feet; thence South 04 degrees 54 minutes 31 seconds East for a distance of 63.59 feet; thence South 85 degrees 05 minutes 29 seconds West for a distance of 20.00 feet to the aforesaid Eastern right-of-way line of Livingston Road; thence North 04 degrees 54 minutes 31 seconds West along said Eastern right-of-way line for a distance of 63.90 feet; thence North 03 degrees 08 minutes 18 seconds West along said Eastern right-of-way line for a distance of 40.31 feet; thence North 00 degrees 23 minutes 12 seconds West along said Eastern right-of-way line for a distance of 52.89 feet to the POINT OF BEGINNING.

Also a temporary construction easement 10.00 feet in width, South and East of, adjacent to and contiguous with the above described parcel.

EXHIBIT "A"



WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00) cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the undersigned PARKWAY BAPTIST CHURCH OF CLINTON, INC. does hereby sell, convey and warrant unto CITY OF CLINTON, the following described land and property situated in Hinds County, State of Mississippi, and being more particularly described as follows, to-wit;

AS PER ATTACHED EXHIBIT "A"

THIS CONVEYANCE is subject to any and all restrictive covenants, easements, liens, dedications, rights of way, and oil, gas or mineral reservations or conveyances of record pertaining to or affecting the usage of the herein described property.

WITNESS the respective hand and signature of the undersigned Grantor hereto affixed on this the 15 day of April, 1996.

PARKWAY BAPTIST CHURCH OF CLINTON, INC.

By: Kenneth L. Anderson
Kenneth L. Anderson
President

DESCRIPTION OF PROPOSED

10.00 FOOT WIDE WATER LINE EASEMENT

A 10.00 foot wide water line easement consisting of 0.086 acres situated in the Northeast Quarter (NE 1/4) of Section 30, Township 6 North, Range 1 West, Hinds County, First Judicial District, Mississippi, being more particularly described as follows, to wit:

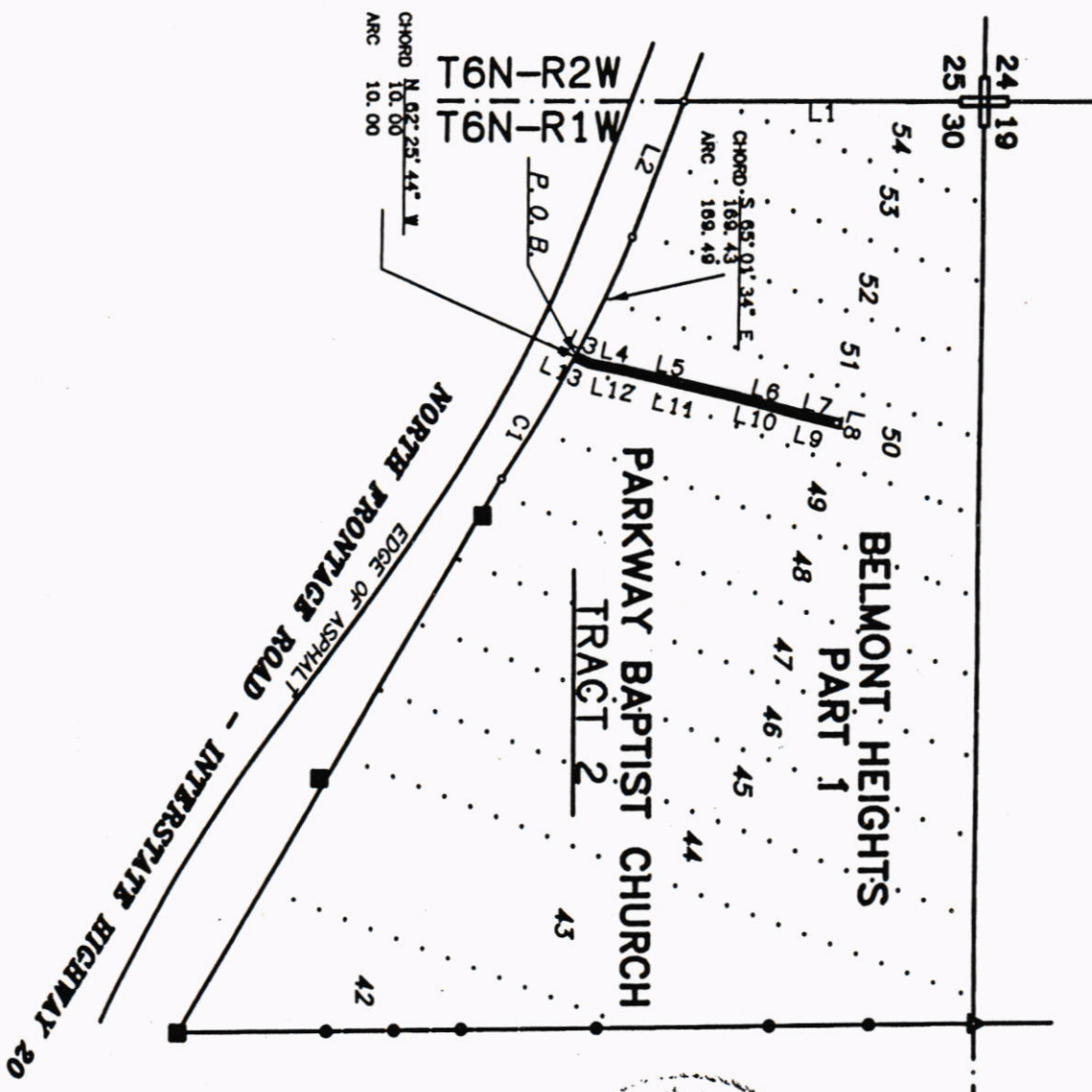
Beginning at the common corner to Sections 19 and 30, Township 6 North, Range 1 West and Sections 24 and 25, Township 6 North, Range 2 West, Hinds County, Mississippi, thence run South 00 degrees 21 minutes 00 seconds West for a distance of 376.54 feet to a point on the Northern right-of-way line of the North Frontage Road of Interstate Highway 20, as presently laid out and in use; thence run South 69 degrees 10 minutes 00 seconds East, along said Northern right-of-way line, for a distance of 194.40 feet to the point of curvature of a curve to the right having a Delta Angle of 10 degrees 48 minutes 01 second and a Radius of 1979.86 feet; thence run along the arc of said curve to the right and said Northern right-of-way line, for a distance of 169.49 feet (Chord South 65 degrees 01 minute 34 seconds East for a distance of 169.43 feet) to a point on said curve and the POINT OF BEGINNING of the easement herein described; thence run North 24 degrees 27 minutes 27 seconds East for a distance of 21.50 feet; thence run North 11 degrees 47 minutes 39 seconds East for a distance of 44.53 feet; thence run North 13 degrees 34 minutes 02 seconds East for a distance of 155.38 feet; thence run North 15 degrees 38 minutes 30 seconds East for a distance of 90.48 feet; thence run North 14 degrees 06 minutes 53 seconds East for a distance of 61.52 feet; thence run South 75 degrees 53 minutes 07 seconds East for a distance of 10.00 feet; thence run South 14 degrees 06 minutes 53 seconds West for a distance of 61.66 feet; thence run South 15 degrees 38 minutes 30 seconds West for a distance of 90.44 feet; thence run South 13 degrees 34 minutes 02 seconds West for a distance of 155.04 feet; thence run South 11 degrees 47 minutes 39 seconds West for a distance of 45.49 feet; thence South 24 degrees 27 minutes 27 seconds West for a distance of 23.15 feet to a point on the aforementioned Northern right-of-way line and curve; thence run along said curve and Northern right-of-way line for a distance of 10.00 feet (Chord North 62 degrees 25 minutes 44 seconds West for a distance of 10.00 feet) to the POINT OF BEGINNING.

EXHIBIT "A"

SIGNED FOR IDENTIFICATION THIS THE
15 DAY OF April, 1996.

By: Kenneth L. Anderson
Kenneth L. Anderson, President
PARKWAY BAPTIST CHURCH OF
CLINTON, INC.





LINE	BEARING	DISTANCE
L1	S 00° 21' 00" W	378.54
L2	S 69° 10' 00" E	194.40
L3	N 24° 27' 27" E	21.50
L4	N 11° 47' 39" E	44.53
L5	N 13° 34' 02" E	155.38
L6	N 15° 38' 30" E	90.48
L7	N 14° 06' 53" E	61.52
L8	S 75° 53' 07" E	10.00
L9	S 14° 06' 53" W	61.66
L10	S 15° 36' 30" W	90.44
L11	S 13° 34' 02" W	155.04
L12	S 11° 47' 39" W	45.48
L13	S 24° 27' 27" W	23.15

CURVE	DELTA	RADIUS
C1	10° 48' 01"	1979.86



MAPTECH, INC.
SURVEYING • MAPPING
GPS SERVICES
A. B. BOW ALBION • JACKSON, MISSISSIPPI 39206-0001 • (601) 881-0112

10.00 FOOT WIDE WATER EASEMENT

**0.086 ACRES LOCATED IN
SECTION 30 T6N-R1W AND**

CLINTON, HINDS COUNTY, MISSISSIPPI

PROJECT No.: 961208 SIZE: B DRAWING No.: 961208.DWG

SCALE: 1"=200' DATE: 21MARCH1996 SHEET 1 of 1

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY came and appeared before me, the undersigned authority in and for the said county and state, on this 15 day of April, 1996, within my jurisdiction, the within named Kenneth L. Anderson, who acknowledged that he/she is President of PARKWAY BAPTIST CHURCH OF CLINTON, INC., a Mississippi Corporation, and that for and on behalf of said corporation, and as its act and deed he/she executed and delivered the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

WITNESS MY SIGNATURE AND OFFICIAL SEAL OF OFFICE, this the 15 day of April, 1996.


Notary Public

My Commission Expires:
NOTARY PUBLICS MUST BE RE-ELECTED AT LARGE.
MY COMMISSIONS EXPIRE: Nov 25, 1996.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

GRANTOR:

NAMES: PARKWAY BAPTIST CHURCH OF CLINTON, INC.

ADDRESS: P. O. Box 65, Clinton, MS 39060

PHONE: (601) 924-9912

GRANTEE:

NAMES: City of Clinton

ADDRESS: 300 Jefferson St., Clinton, MS 39056

PHONE: (601) 924-5462

DOCUMENT PREPARED BY:

Albert Glenn Calloway

124 Lake Estates

Clinton, MS 39056

(601) 922-6925

Parkway Baptist Church
A NEW HORIZON

PARKWAY BAPTIST CHURCH

202 West Leake Street
Clinton, MS 39056-4254
P.O. Box 65
Clinton, MS 39060-0065
(601) 924-9912

KEN ANDERSON
PASTOR

September 26, 1995

Mr. Richard L. Broome, P.E.
City Engineer
City of Clinton
P. O. Box 156
Clinton, MS 39060

RE: Phase 1/Package B, Building and Grounds
802 North Frontage Road

Dear Mr. Broome:

Our consultants (Dean and Dean/Spencer Engineers) determined that an 8-inch water line was sufficient for all of our planned facilities. During the City's review and approval process, the City requested that a 12-inch water line be installed in lieu of the 8-inch.

We understand that the 12-inch line was requested to comply with the City's master plan. Since this larger line is for the City's benefit, we request reimbursement for the increased costs we incurred.

As requested by you at a meeting on September 6, 1995, we are attaching documentation for our increased cost totaling \$8,957.00. Paul Jackson & Son, Inc.'s letter of September 8, 1995, itemizes the additional cost for the 1,301 L.F. of water line.

Please have the City reimburse the Church for their costs as soon as possible. The line has been installed, connected to the City's system, and tested to meet City and Board of Health regulations.

If you need additional information, please contact us.

Sincerely,

Ken Anderson

Ken Anderson, Pastor

Enclosure

cc: Dean and Dean Associates
Paul Jackson & Son, Inc.

RECEIVED

SEP 29 1995

CITY OF CLINTON
ENGINEER DEPARTMENT

City of Clinton Mississippi

W. Harold Alderman
Director

Richard L. Broome, P.E.
City Engineer

October 2, 1995

Department of Public Works

Reverend Ken Anderson, Pastor
Parkway Baptist Church
P. O. Box 65
Clinton, MS 39060-0065

Re: Phase 1/Package B, Building and Grounds
802 North Frontage Road

Dear Reverend Anderson:

We have received your construction breakdown of the difference in the 12 and 8 inch water line for the church.

To dedicate this line, we will need a document transferring any required easements and an offer of dedication. We have included a copy of the subdivision regulations discussing this offer of dedication.

At the time of dedication, we will recommend that the Board of Aldermen pay the difference in the amount of \$8,957.00.

If you have any questions regarding this matter, please let us know.

Sincerely,



Richard L. Broome, P.E.
City Engineer

RLB/pw
Encl.

cc: Mayor Rosemary G. Aultman
W. Harold Alderman, Public Works Director
Board of Aldermen

P.O. Box 156 • 200 W. Leake St. • Clinton, MS 39060 • (601) 924-2239 • Fax (601) 924-8532

since 1953
PAUL JACKSON & SON, INC.
GENERAL CONSTRUCTION
 P. O. Box 1166
 Brookhaven, MS 39601
 Phone 833-3453 Fax 833-3474

14063
 CB
 mth

September 08, 1995

Mr. Charles Barnes
 Dean & Dean / Associates
 P.O. Box 4685
 Jackson, MS 39296-4685

Post-It* Fax Note	7671	Date	9/8	# of pages	4
To	Charles Barnes	From	Paul W. Jackson		
Co./Dept.	Dean + Dean	Co.	DJ+S		
Phone #		Phone #	833-3453		
Fax #	939-3420	Fax #	833-3474		
Hard copy to follow					

RE: Parkway Baptist Church, Clinton, MS

Dear Charles:

Subsequent to the weekly meeting of 09/06/95, I have prepared this request for change order to take precedence over previous correspondence of 08/22/95, 09/06/95 (both attached) and Item 13 of Appendix A of our contract. Find below, an itemized breakdown concerning this request.

Item 1: Correspondence of 08/22/95 (net amount /credit) \$ <2,282.00>

Item 2: Building permit credit (net amount /credit /see attached) <6,675.00>

Item 3: Clarification of Item 13 /Appendix A of contract in which a credit of \$3,185 was issued; As of the 09/06/95 weekly meeting, it is our understanding that all of the additional cost to go to the 12" line from the 8" line is to be reimbursed to the church from the city. In this scenario, the City of Clinton will reimburse Parkway Baptist Church based on the breakdown below. Parkway should increase their contract with Paul Jackson & Son, Inc. accordingly.

12" pvc C-900 /1301 lf @ 15.00 per lf	19,515.00	
8" pvc C-900 /1301 lf @ 8.70 per lf	<11,319.00>	
Sub-total amount of additional cost	8,196.00	
G-L on subs (8.196 x 5.35)	40.00	
Contractors Fee (4.82%)	387.00	
Bond Cost (8.196 x 5.00/per 1,000)	36.00	
Sales Tax (3.5%)	298.00	
TOTAL amount to add back to contract (net amount /add)		8,957.00
(Note: this voids Item 13 /Appendix A credit of \$3,185)		

TOTAL REVISION TO CONTRACT: (net add) \$ 0.00

Respectfully submitted,


 Paul W. Jackson

19

APPLICATION OF GULF STATES CANNERS, INC.,
FOR EXEMPTION FROM AD VALOREM TAXES
FOR A PERIOD OF FIVE YEARS AS AUTHORIZED
BY SECTION 27-31-101, ET SEQ., OF THE
MISSISSIPPI CODE OF 1972, AS AMENDED

TO THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, HINDS COUNTY, MISSISSIPPI:

(1)

Gulf States Canners, Inc., files this its Application in triplicate for exemption from ad valorem taxation, and respectfully represents unto this Honorable Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, as follows:

(2)

Applicant, Gulf States Canners, Inc., is a Mississippi corporation domiciled in the City of Clinton, Hinds County, Mississippi.

(3)

Applicant is now operating as a plastics products manufacturer and as a processor of canned soft drinks within the City of Clinton, Hinds County, Mississippi, which factory is a bona fide expanded enterprise of public utility within the meaning of Section 27-31-101, et seq., and related Sections of the Mississippi Code of 1972, as amended, and is eligible for the exemption granted by the above mentioned Sections, by specific enumeration, a manufacturer and processor as contemplated by the pertinent laws of the State of Mississippi, particularly Title 27, Chapter 31, Mississippi Code of 1972. The exemption sought in this Application is for the acquisition of additional equipment necessary for the operation of Applicant and for raw materials and work in process of Applicant used in connection with the said additional equipment.

(4)

Said enterprise was completed on the 29th day of February, 1996, within the meaning of the applicable statutes of the State of Mississippi, and, therefore, the exemption hereby claimed should commence on December 31, 1996, as provided by Section 27-31-105, Mississippi Code of 1972, as amended.

(5)

On the date of this Application, Applicant employs at its

Clinton Industrial Park plant approximately eighty (80) employees with an estimated annual payroll of approximately \$3,000,000.00. Additionally, the operations of Applicant have created numerous additional jobs for firms in Hinds County, Mississippi, supplying trucking services for the transporting of Applicant's products to various consumers of these products in the States of Louisiana, Arkansas, Tennessee, Alabama and Mississippi.

(6)

The additions and expansions hereinabove described will create ten (10) new jobs, and, in addition, will preserve the competitive position of Applicant. The additions and expansions described in this Application are essential to the preservation of existing jobs and to the maintenance of Applicant's competitive position with other manufacturing operations.

(7)

The exemption of the tangible property described in Exhibit "A" should be granted for a period of five (5) years from December 31, 1996.

(8)

The true value of the property for which exemption is sought as listed on Exhibit "A" is \$745,113.34.

(9)

Applicant also seeks exemption from ad valorem taxation for the raw materials and work in process used in the production of the plastic and can products for which the subject exemption is sought, which exemption for raw materials and work in process shall run concurrently with the exemption of the items shown on Exhibit "A" attached to this Application. Applicant estimates the value of these raw materials and work in process would not exceed at any time during the life of the exemption the sum of \$2,000,000.00.

Wherefore, Applicant prays that this Board enter a finding that Applicant's factory is, in fact, an expanded enterprise of public utility, and that the same was completed on the 29th day of February, 1996, within the meaning of the applicable laws of the State of Mississippi.

Applicant further prays that it be granted an exemption from ad valorem taxes except State and School District ad valorem taxes, as provided by law, for a period of five (5) years beginning on the 31st day of December, 1996, and ending on the 31st day of December, 2001, upon all of the tangible property described "A" attached hereto and made a part hereof, used in, or necessary to the operation of Applicant's factory in the City of Clinton, Hinds County, Mississippi.

Applicant further prays that it be granted an exemption from ad valorem taxation, except State and School District taxation for a period of five (5) years beginning on the 31st day of December, 1996, and ending on the 31st of December, 2001, upon the raw materials and work in process used in the production of the products produced by the equipment described in Exhibit "A".

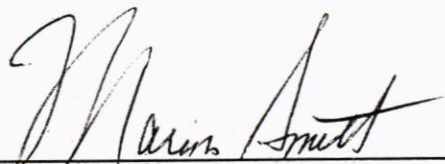
Applicant further prays that this Board approve this Application by an Order or Resolution spread upon its minutes, declaring that such property is exempt from all ad valorem taxation, except State and School District ad valorem taxation, for the said five (5) year period and forward the original and three (3) copies of this Application and a certified transcript of such approval to the Mississippi State Tax Commission, and upon approval of such Application by the said Mississippi State Tax Commission and certification of its approval, the Board enter a Final Order on its minutes granting the exemption herein prayed.

Respectfully submitted, this the 10 day of May, 1996.

GULF STATES CANNERS, INC.

BY:

Randy Lee
Randy Lee, Controller


MARION SMITH
TRULY, SMITH, LATHAM & KUEHNLE
P.O. BOX 1307
NATCHEZ, MS 39121
(601) 442-6495
ATTORNEYS FOR APPLICANT,
GULF STATES CANNERS, INC.

STATE OF MISSISSIPPI
COUNTY OF ~~HINDS~~ *Adams*

Personally came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, RANDY LEE, who being by me first placed on oath, deposes and says:

Affiant is the duly constituted, acting and serving Controller of Gulf States Cannery, Inc., the Applicant named in the above and foregoing Application for tax exemption addressed to the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, and as such, is duly authorized to execute, file and present this Application on behalf of the Corporate Applicant.

The construction projects described in the Application were completed on February 29, 1996.

All of the matters and facts set forth in the above and foregoing Application are true and correct as therein stated.

Randy Lee

RANDY LEE

Sworn to and subscribed
before me, this the 10th
day of May,
1996.

Brenda Burgess

Notary Public

MY COMMISSION EXPIRES:

5-23-98

EXHIBIT "A"

<u>DESCRIPTION</u>	<u>COST</u>
DIFUSED AIR SYSTEM	\$ 24,649.94
RIGHT ANGLE DIVERTER CAN LINE 1	20,300.00
DENSITY METER	13,356.87
SYRUP ROOM COMPUTER	57,956.50
NISSAN NI C35 FORKLIFT	19,549.31
NISSAN NI C35 FORKLIFT	19,549.31
NISSAN NI C35 FORKLIFT	19,549.31
NISSAN NI C35 FORKLIFT	19,549.31
SYRUP RECOVERY TANK	34,865.44
VIDEO JET 1701 PRINTER	12,442.89
1 LITER BLOW MOLD	14,430.23
NISSAN NI C35 FORKLIFT	19,549.31
OIL/WATER SEPARATOR	25,416.61
#1218-2-25 COOLING TOWER	60,631.03
REFURBISH 2L HUSKY PREFORM MOLD	39,658.08
16/20 OZ. LOWER LOCKING RING-SIDEL	8,341.53
2L LOWER LOCKING RING FOR SIDEL	8,341.53
20 OZ. CONTR SPRT BLOW MOLD INSERTS	95,562.25
20 OZ. CONTR COKE BLOW MOLD INSERTS	86,267.15
INSERT HOLDERS - 2 PC CONTOUR MOLDS	56,807.52
HEAT EXCHAMBER FOR CIP SYSTEM	19,843.25
1993 OTTAWA COMMANDO YARD TRUCK	33,990.00
IBM 6408 LINE MATRIX PRINTER	7,627.76
IBM 6408 LINE MATRIX PRINTER	7,627.76
VILIER AMMONIA COMPRESSOR	<u>19,250.45</u>
TOTAL	\$745,113.34

19

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CLINTON,
HINDS COUNTY, MISSISSIPPI,
GRANTING EXEMPTION FROM AD VALOREM TAXATION

The Board next took up for consideration the matter of granting tax exemption from ad valorem taxes for Gulf States Cannery, Inc., and the following Resolution, having first been reduced to writing, was introduced:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CLINTON,
HINDS COUNTY, MISSISSIPPI,
GRANTING TAX EXEMPTION FROM AD VALOREM TAXES
FOR A PERIOD OF FIVE YEARS TO
GULF STATES CANNERS, INC.,
AS AUTHORIZED BY SECTION 27-31-101, ET SEQ.,
OF THE MISSISSIPPI CODE OF 1972, AS AMENDED.

WHEREAS, Gulf States Cannery, Inc., filed in triplicate with this Board its Application for exemption from ad valorem taxation;

WHEREAS, Gulf States Cannery, Inc., has produced written verification and documentation to this Board as to the authenticity and correctness of its Application in regard to the true value of the prayed for exemption and the completion date of said enterprise; and,

WHEREAS, this Board finds as a fact that the property described in the aforesaid Application constitutes an industrial enterprise of public utility which was completed on the 29th day of February 1996, and that said Company is entitled to the exemption sought of a period of five (5) years, beginning on December 31, 1996, subject to the approval and certification by the Mississippi State Tax Commission.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, as follows:

1. That the Application for ad valorem tax exemption by Gulf States Cannery, Inc., for a period of five (5) years, beginning December 31, 1996, on the property described in the Application filed by said Company for tax exemption and described in Exhibit "A" attached hereto, be, and the same is hereby, approved, subject to approval and certification by the Mississippi State Tax Commission.

2. That Gulf States Cannery, Inc., is hereby granted tax

exemption on ad valorem taxes, except State and School District ad valorem taxation, for a period of five (5) years, beginning December 31, 1996.

3. That Applicant be granted exemption from ad valorem taxation for raw materials and work in process used in the production of plastic and can products for which the subject exemption is granted, which exemption shall run concurrently with the exemption of the items shown on Exhibit "A" attached to the subject application.

4. That the Clerk of this Board be, and he is hereby, directed to spread a copy of this Order on the minutes of this Board; that said Clerk shall forward the original and three certified copies of the Application and a certified copy of the transcript of this Order approving said Application to the Mississippi State Tax Commission for its approval and certification; and said Clerk shall also forward one certified copy to the Tax Assessor of Hinds County, Mississippi, and obtain the Certificate of said Tax Assessor stating that the personal property as itemized in the Application and the raw materials and work in process have been placed on the appropriate tax roll as "Non-Taxable", except for State and School District ad valorem taxes, for the duration of the exemption period only.

After a full discussion of this matter, Mr. FERRELL moved that the foregoing Resolution be adopted and said motion was seconded by Mr. TODD, and upon the question being put to a vote, the Resolution was unanimously adopted by the affirmative vote of the members of the Board of Aldermen of the City of Clinton, Hinds County present.

WHEREUPON, the foregoing Resolution was declared passed and adopted at a regular meeting of the Mayor and Board of Aldermen of

the City of Clinton, Hinds County, Mississippi, on this 4th day of June, 1996.

CITY OF CLINTON, MISSISSIPPI

BY:

Rosemary J. Queltman
MAYOR

ATTEST:

Nelson Byrd
CITY CLERK

CERTIFICATE OF HINDS COUNTY TAX ASSESSOR

STATE OF MISSISSIPPI

COUNTY OF HINDS

I, Mike Barnes, Tax Assessor of the City of Clinton, Hinds County, Mississippi, do hereby certify that the above and foregoing property was entered on the "State Tax Only" or other appropriate tax roll on the ____ day of _____, 1996, at _____ .M., for a period of five (5) years from and after the 31st day of December, 1996.

This the ____ day of _____, 1996.

MIKE BARNES, TAX ASSESSOR

SEAL

EXHIBIT "A"

<u>DESCRIPTION</u>	<u>COST</u>
DIFUSED AIR SYSTEM	\$ 24,649.94
RIGHT ANGLE DIVERTER CAN LINE 1	20,300.00
DENSITY METER	13,356.87
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IBM 6408 LINE MATRIX PRINTER	7,627.76
VILIER AMMONIA COMPRESSOR	<u>19,250.45</u>
TOTAL	\$745,113.34

BEFORE THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON,
HINDS COUNTY, MISSISSIPPI

APPLICATION OF GULF STATES CANNERS, INC.,
FOR EXEMPTION FROM AD VALOREM TAXES
ON CERTAIN MANUFACTURED PRODUCTS
HELD FOR SALE OR SHIPMENT TO
OTHER THAN FINAL CONSUMER

TO: THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, HINDS
COUNTY, MISSISSIPPI:

Gulf States Canners, Inc., files this its Application in triplicate for an exemption from ad valorem taxes for certain manufactured products held for sale or shipment to other than final consumer, which Application is filed pursuant to the terms of Section 27-31-7 of the Mississippi Code of 1972, as amended, and as a companion Application to Applicant's Application for exemption of its facilities and properties at its plant in the Clinton Industrial Park, Hinds County, Mississippi. Applicant respectfully shows:

(1)

Applicant, Gulf States Canners, Inc., is a Mississippi corporation and is domiciled in the Clinton Industrial Park, Clinton, Mississippi.

(2)

Applicant is now operating a plant engaged in the manufacturing, making or processing of plastic products and canned soft drinks ("The Enterprise") qualifying the Applicant for ad valorem tax exemptions under the provisions of Section 27-31-101, et seq., of the Mississippi Code of 1972, as amended, and on this date has filed its Application for tax exemption for certain additions and expansions of its plant.

(3)

The Enterprise is located within the corporate limits of the City of Clinton, Mississippi, and a companion Application for exemption for certain manufactured products held for sale or shipment to other than final consumer has been filed with the City of Clinton.

(4)

The representations made in Applicant's Application for

exemption from ad valorem taxes on additions to and expansions of its facilities filed this day are, by reference, incorporated into this Application.

(5)

As a result of the additions and expansions in the accompanying Application for ad valorem tax exemption, Applicant will produce at its plant in the Clinton Industrial Park, Clinton, Mississippi, 1-liter bottles, 20 ounce contour preforms and bottles, which products will be owned by or remain in the hands of the Applicant at said plant until shipped or sold to some purchaser other than the final consumer.

Wherefore, Applicant prays that the above described manufactured products held for sale or shipment to other than final consumer be exempt from ad valorem taxation, except ad valorem taxes for School District purposes, pursuant to the provisions of Section 27-31-7 of the Mississippi Code of 1972, as amended. Applicant further prays that it be granted an exemption commencing December 31, 1996, with the tax year 1996, from all ad valorem taxation provided by the above described Section of the Mississippi Code of 1972, with the exemption terminating December 31, 2001, and to that end, the manufactured products above described be exempt from ad valorem taxation as permitted by said Code Section so long as such exemption qualifies under the terms of said Code Section.

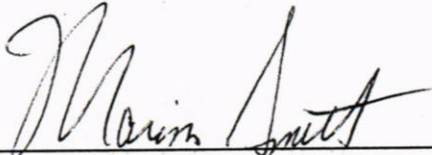
Applicant prays for such other, further, general relief as may be accorded to it by this Honorable Board.

Respectfully submitted, this the 10 day of May, 1996.

GULF STATES CANNERS, INC.

BY:

Randy Lee
Randy Lee, Controller


MARION SMITH
TRULY, SMITH, LATHAM & KUEHNLE
P.O. BOX 1307
NATCHEZ, MS 39121
(601) 442-6495
ATTORNEYS FOR APPLICANT,
GULF STATES CANNERS, INC.

STATE OF MISSISSIPPI
COUNTY OF ~~HINDS~~ *Adams*

Personally came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, RANDY LEE, who being by me first placed on oath, deposes and says:

Affiant is the duly constituted, acting and serving Controller of Gulf States Cannery, Inc., the Applicant named in the above and foregoing Application for tax exemption addressed to the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, and as such, is duly authorized to execute, file and present this Application on behalf of the Corporate Applicant.

The construction projects described in the Application were completed on February 29, 1996.

All of the matters and facts set forth in the above and foregoing Application are true and correct as therein stated.

Randy Lee

RANDY LEE

Sworn to and subscribed
before me, this the 10th
day of May, 1996.

Brenda Burgess

Notary Public

MY COMMISSION EXPIRES:

5-23-98

BEFORE THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON,
HINDS COUNTY, MISSISSIPPI

APPLICATION OF GULF STATES CANNERS, INC.,
FOR EXEMPTION FROM AD VALOREM TAXES
ON CERTAIN MANUFACTURED PRODUCTS
HELD FOR SALE OR SHIPMENT TO
OTHER THAN FINAL CONSUMER

TO: THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, HINDS
COUNTY, MISSISSIPPI:

Gulf States Cannery, Inc., files this its Application in triplicate for an exemption from ad valorem taxes for certain manufactured products held for sale or shipment to other than final consumer, which Application is filed pursuant to the terms of Section 27-31-7 of the Mississippi Code of 1972, as amended, and as a companion Application to Applicant's Application for exemption of its facilities and properties at its plant in the Clinton Industrial Park, Hinds County, Mississippi. Applicant respectfully shows:

(1)

Applicant, Gulf States Cannery, Inc., is a Mississippi corporation and is domiciled in the Clinton Industrial Park, Clinton, Mississippi.

(2)

Applicant is now operating a plant engaged in the manufacturing, making or processing of plastic products and canned soft drinks ("The Enterprise") qualifying the Applicant for ad valorem tax exemptions under the provisions of Section 27-31-101, et seq., of the Mississippi Code of 1972, as amended, and on this date has filed its Application for tax exemption for certain additions and expansions of its plant.

(3)

The Enterprise is located within the corporate limits of the City of Clinton, Mississippi, and a companion Application for exemption for certain manufactured products held for sale or shipment to other than final consumer has been filed with the City of Clinton.

(4)

The representations made in Applicant's Application for

exemption from ad valorem taxes on additions to and expansions of its facilities filed this day are, by reference, incorporated into this Application.

(5)

As a result of the additions and expansions in the accompanying Application for ad valorem tax exemption, Applicant will produce at its plant in the Clinton Industrial Park, Clinton, Mississippi, 1-liter bottles, 20 ounce contour preforms and bottles, which products will be owned by or remain in the hands of the Applicant at said plant until shipped or sold to some purchaser other than the final consumer.

Wherefore, Applicant prays that the above described manufactured products held for sale or shipment to other than final consumer be exempt from ad valorem taxation, except ad valorem taxes for School District purposes, pursuant to the provisions of Section 27-31-7 of the Mississippi Code of 1972, as amended. Applicant further prays that it be granted an exemption commencing December 31, 1996, with the tax year 1996, from all ad valorem taxation provided by the above described Section of the Mississippi Code of 1972, with the exemption terminating December 31, 2001, and to that end, the manufactured products above described be exempt from ad valorem taxation as permitted by said Code Section so long as such exemption qualifies under the terms of said Code Section.

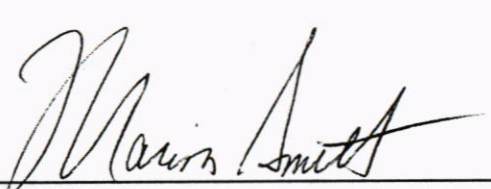
Applicant prays for such other, further, general relief as may be accorded to it by this Honorable Board.

Respectfully submitted, this the 10 day of May, 1996.

GULF STATES CANNERS, INC.

BY:

Randy Lee
Randy Lee, Controller


MARION SMITH
TRULY, SMITH, LATHAM & KUEHNLE
P.O. BOX 1307
NATCHEZ, MS 39121
(601) 442-6495
ATTORNEYS FOR APPLICANT,
GULF STATES CANNERS, INC.

STATE OF MISSISSIPPI
COUNTY OF ~~HINDS~~ *Adams*

Personally came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, RANDY LEE, who being by me first placed on oath, deposes and says:

Affiant is the duly constituted, acting and serving Controller of Gulf States Canners, Inc., the Applicant named in the above and foregoing Application for tax exemption addressed to the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, and as such, is duly authorized to execute, file and present this Application on behalf of the Corporate Applicant.

The construction projects described in the Application were completed on February 29, 1996.

All of the matters and facts set forth in the above and foregoing Application are true and correct as therein stated.

Randy Lee

RANDY LEE

Sworn to and subscribed
before me, this the 10th
day of May, 1996.

Brenda Burgess

Notary Public

MY COMMISSION EXPIRES:

5-23-98

19

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CLINTON,
HINDS COUNTY, MISSISSIPPI,
GRANTING EXEMPTION FROM AD VALOREM TAXATION

The Board next took up for consideration the matter of granting tax exemption from ad valorem taxes to Gulf States Cannery, Inc., of certain manufactured products held for sale or shipment to other than final consumer, which Application was filed pursuant to the terms of Section 27-31-7 of the Mississippi Code of 1972, as amended, and which Application was filed as a companion Application to Applicant's Application for exemption of certain of its facilities and properties at its plant in the Clinton Industrial Park, Hinds County, Mississippi; and the following Resolution, having first been reduced to writing, was introduced:

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF CLINTON,
HINDS COUNTY, MISSISSIPPI,
GRANTING TAX EXEMPTION FROM AD VALOREM TAXES
ON CERTAIN MANUFACTURED PRODUCTS
HELD FOR SALE OR SHIPMENT TO
OTHER THAN FINAL CONSUMER

WHEREAS, Gulf States Cannery, Inc., filed in triplicate with this Board its Application for exemption from ad valorem taxation for certain manufactured products held for sale or shipment to other than final consumer;

WHEREAS, Gulf States Cannery, Inc., filed in triplicate with this Board a companion Application for exemption of certain of its facilities and properties at its plant in the Clinton Industrial Park, Hinds County, Mississippi;

WHEREAS, a result of the additions and expansions in the accompanying Application for ad valorem tax exemption, Applicant will produce at its plant in the Clinton Industrial Park, Clinton, Mississippi, 1-liter bottles 20 ounce contour preforms and bottles, which products will be owned by or remain in the hands of the Applicant at said plant until shipped or sold to some purchaser other than the final consumer;

WHEREAS, Gulf States Cannery, Inc., has produced written verification and documentation to this Board as to the authenticity and correctness of its Application in regard to the true value of the prayed for exemption and the completion date of said

enterprise; and,

WHEREAS, this Board finds as a fact that the property described in the aforesaid Application constitutes an industrial enterprise of public utility which was completed on the 29th day of February, 1996, and that said Company is entitled to the exemption sought of a period of five (5) years, beginning on December 31, 1996.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Hinds County, Mississippi, as follows:

1. That the Application by Gulf States Cannery, Inc., for ad valorem tax exemption on 1-liter bottles, 20 ounce contour preforms and bottles held for sale or shipment to other than final consumer for a period of five (5) years, beginning December 31, 1996, be, and the same is hereby, approved.

2. That Gulf States Cannery, Inc., is hereby granted ad valorem tax exemption, except State and School District ad valorem taxation, on 1-liter bottles, 20 ounce contour preforms and bottles held for sale or shipment to other than the final consumer for a period of five (5) years, beginning December 31, 1996.

3. That the Clerk of this Board be, and he is hereby, directed to spread a copy of this Order on the minutes of this Board; and said Clerk shall forward one certified copy to the Tax Assessor of Hinds County, Mississippi, and obtain the Certificate of said Tax Assessor stating that the manufactured products above described be exempt from ad valorem taxation, except for State and School District ad valorem taxes, for the duration of the exemption period only.

After a full discussion of this matter, Mr. FERRELL moved that the foregoing Resolution be adopted and said motion was seconded by Mr. TODD, and upon the question being put to a vote, the Resolution was unanimously adopted by the affirmative vote of the members of the Board of Aldermen of the City of Clinton, Hinds County present.

WHEREUPON, the foregoing Resolution was declared passed and

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adopted at a regular meeting of the Mayor and Board of Aldermen of
the City of Clinton, Hinds County, Mississippi, on this 4th day of
June, 1996.

CITY OF CLINTON, MISSISSIPPI

BY: Rosemary J. Aultman
MAYOR

ATTEST:

Nelson Byrd
CITY CLERK

CERTIFICATE OF HINDS COUNTY TAX ASSESSOR

STATE OF MISSISSIPPI

COUNTY OF HINDS

I, Mike Barnes, Tax Assessor of Hinds County, Mississippi, do
hereby certify that the above and foregoing property was entered on
the "State Tax Only" or other appropriate tax roll on the ____ day
of _____, 1996, at _____ .M., for a period of five
(5) years from and after the 31st day of December, 1996.

This the ____ day of _____, 1996.

MIKE BARNES, TAX ASSESSOR

SEAL

LEASE AGREEMENT

THIS LEASE AGREEMENT entered into by and between the Board of Trustees of the Clinton Public School District (Trustees) and the City of Clinton, Mississippi (Clinton) for the lease by the Trustees of certain lands to the City for recreational purposes; to-wit:

1. For and in consideration of the sum of Four Hundred and No/100 Dollars \$400.00 and other valuable consideration herein recited the Trustees do hereby lease and let unto the City the following described lands in the First Judicial District of Hinds County, Mississippi; to-wit:

A parcel of land situated in the South ½ of Section 32, T6N, R1W, Hinds County, Mississippi, and being more particularly described as follows: From the intersection of the East right of way line of Springridge Road with the line between the North ½ and the South ½ of Section 32, T6N, R1W; then South 1 degree 45 minutes 30 seconds West along the East right of way line of Springridge Road for a distance of 1410.0 feet to the true POINT OF BEGINNING of the property herein described; thence South 89 degrees, 40 minutes East for a distance of 1320.0 feet; thence South 1 degree 45 minutes 30 seconds West for a distance of 390.0 feet; thence North 89 degrees 40 minutes West for a distance of 1320.0 feet to the East right of way line of Springridge Road; thence North 1 degree 45 minutes 30 seconds East along the East right of way of Springridge Road for a distance of 390.0 feet to the POINT OF BEGINNING, containing 12 acres, more or less.

2. The lease rental shall be paid with the execution of this lease. This lease acknowledges and ratifies a continuing occupancy of the tract of land herein described by Lessee and/or its assigns under lease heretofore entered into by and between the parties on September 13, 1994 and expiring on the 30th day of April, 1996. The term of this leasing shall be for a period of two years beginning on the 1st day of May, 1996, and ending on the 30th day of April, 1998.

3. The use of the leased premises is limited to utilization thereof for recreational purposes. It is expressly understood and agreed that the City contemplates the sub-leasing and assignment of the leased premises to a civic club or association which has developed the area for use by the youth of the City of Clinton as a track for non-motorized bicycle or tricycle riding by said youth. As a further consideration for this lease of lands, the City will protect, indemnify and hold harmless the Trustees and the Clinton Public School District from all loss and/or expense arising out of any claim, real and/or imagined, for personal injury and damages

or for property loss occasioned or alleged to have been occasioned by the use of said lands; and in furtherance thereof will place, or caused to be placed by a sub-lessee of the described premises, in force and effect a policy or policies of insurance in the principal amount of One Million Dollars (\$1,000,000.00) to insure the operation and/or operators of the recreational facility herein described against loss as described; and, further Lessee shall require said club or association to designate the Clinton Public School District and its Board of Trustees as added insured parties thereby in furtherance of its agreement to hold said Trustees and the Clinton Public School District harmless from loss and expenses as aforesaid.

4. It is covenanted understood that the use of motorized bicycles, tricycles and/or other equipment or vehicles upon the recreational facilities; except in the ordinary course of construction, repair and/or maintenance of said facility by the City or its sub-lessee, their agents, servants and employees; shall be expressly prohibited; and, that in the event of occurrence or the use of said leased premises by Lessee and/or its assigns in a manner prohibited or not expressly herein authorized, at the option of said Trustees, this lease shall be terminated and all rentals forfeited.

5. It is covenanted and agreed that the City and/or its sub-lessee shall at the expiration of this lease cause the leased premises to be returned to and placed in the condition it is as of the date of the execution of this lease in that such facilities and tract described above shall be removed; together with all buildings and other structures placed thereon by the City and/or its sub-lessee. The Trustees, however, at their option, may permit and allow such of the facilities, buildings and structures as they may designate in writing to remain in place.

6. Specifically reserving and excepted from this lease is all merchantable timber now, and during the term hereof, being situated on said land and any and every interest in oils, gases and other minerals that may be in or under said land, with full right in the Board of Trustees to sell said timber, and to lease such oil, gas mineral rights to any other, as provided by law without breach of any right of City and/or its sub-lessee hereunder.

7. City and/or its sub-lessee shall not cause or suffer damage to any improvements situated upon said property, shall reasonably maintain same, and shall not sell any firewood, posts or other timber from said land, not permit same to be removed nor shall any

improvements be removed from said land.

8. The Board of Trustees reserves the right to grant or to sell rights of way across any of said land for a road, highway, railroad or any public utility line; provided only, that the City and/or its sub-lessee shall be paid by the grantee of such right of way a reasonably rental for the unexpired term of this lease.

9. City and/or its sub-lessee accepts said lease upon all of said terms and conditions, and faithfully agrees to be bound thereby, in spirit and in letter.

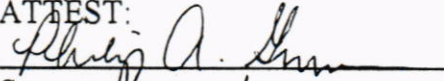
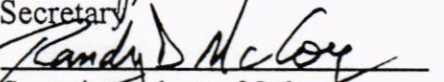
10. If the whole or any part of the property leased shall be taken by any political subdivision or other authority authorized so to do for any public use, such taking shall not be deemed to be a breach of this lease by the Trustees of any covenant hereunder, express or implied. At the election of the City and/or its sub-lessee, this lease shall terminate for such part of the land so taken for public use from the time possession of the whole or part thereof by the taking political subdivision or authority shall occur and the Lessee and/or its assigns shall be paid by the authority taking said lands the balance proportionately of rent paid by Lessee for the period of lease occupancy remaining and no longer available. Neither Lessee nor its sub-lessee, whether they elect that the lease shall terminate or not, shall claim or be entitled to any part of any award made or to be made to the Lessor school district as damages of such taking for public use.

11. The demised premises are the property of the Clinton Public School District but are not sixteenth section or lieu land as defined in Section 29-3-1 et seq. MCA 1992, as amended; and not subject to the provisions thereof.

Adopted and executed pursuant to the Minutes of the regular meeting of the Board of Trustees of the Clinton Public School District held on the 14th day of May, 1996 and executed in duplicate on said date.

CLINTON PUBLIC SCHOOL DISTRICT

BY 
President, Board of Trustees

ATTEST:

Secretary

Superintendent of Schools

STATE OF MISSISSIPPI
COUNTY OF HINDS

BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, this day personally appeared the within named KENNETH C. BOONE, PHILIP A. GUNN and RANDY D. McCOY, who individually acknowledged that as President, Secretary and Superintendent of Schools, respectively, and pursuant to the authority granted unto them on behalf of any by authority of Board of Trustees of Clinton Public School District by Resolution adopted in regular meeting on the 14th day of May, 1996, they signed, sealed and delivered the foregoing lease agreement on the day and year therein named, as the free and voluntary act of the said Board of Trustees for the purposes therein stated.

Kenneth C. Boone
Philip A. Gunn
Randy D. McCoy

WITNESS my hand and seal office on this the 14th day of May, 1996.

Shirley D. Taylor
NOTARY PUBLIC

My Commission Expires:

MISSISSIPPI STATEWIDE NOTARY PUBLIC
MY COMMISSION EXPIRES JUNE 12, 1999
BONDED THRU STEGALL NOTARY SERVICE

ACCEPTANCE OF TERMS OF LEASE

The terms of this lease agreement are accepted by the City of Clinton, Mississippi, pursuant to Resolution adopted and spread upon the Minutes of the Meeting of the Mayor and Board of Aldermen at their regular meeting held on the 4TH day of JUNE, 1996.

Nelson Byrd
CITY CLERK

LESSOR:

The Clinton Public School District
P. O. Box 300
Clinton, MS 39060
Telephone: 601-924-7533

LESSEE:

The City of Clinton, Mississippi
P. O. Box
Clinton, MS 39060
Telephone: 601-924-5462

THIS INSTRUMENT PREPARED BY:

JOHN H. FOX, III, MSB # 5457
P. O. Box 22547
Jackson, Ms 39225-2547

Suite 300, 111 Capitol Building
111 East Capitol Street
Jackson, MS 39201

Telephone: (601) 948-4848
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