

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

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ATTEST:


Clerk


Mayor



APPLICATION OF SUGAREE'S BAKERY, LTD,
FOR EXEMPTION FROM AD VALOREM TAXATION FOR
A PERIOD OF TEN (10) 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 NEW ALBANY, MISSISSIPPI:

1. Sugaree's Bakery, Ltd. hereby files this application in triplicate for exemption for ad valorem taxation, and respectfully represents unto this Honorable Board as follows:

2. Applicant, Sugaree's Bakery, Ltd, a local corporation, has a facility domiciled in the City of New Albany, County of Union, State of Mississippi.

3. Applicant as a corporate entity began on January 1, 2008 (a continuation of a business begun in 1998) the operation of a manufacturing facility within the boundaries of the city of New Albany, Union County, Mississippi, which facility operates as a business as a food processor and manufacturer. Having acquired personal property necessary for the operation of the facility, it is a bona fide new enterprise 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 section.

4. The personal property and equipment for which this exemption is sought were acquired in the calendar year 2015, and were placed into service for purposes of this application on January 1, 2016, and therefore, the exemption hereby claimed should commence on January 1, 2016.

5. That said existing enterprise in 2015 had thirty-one (31) employees with an annual payroll of \$506,978.42.

6. That said exemption should be granted for a period of Ten (10) years from said date of completion in accordance with the provisions of the aforesaid Section 27-31-101. Itemizations of the furniture and fixtures, machinery and equipment and the values of each are shown in Exhibit "D", the combined true value of the property for which this exemption is sought is \$74,698.18 which is the amount of exemption applied for.

PRAYER

WHEREFORE, applicant prays that:

The Mayor and Board of Aldermen enter a finding that the applicant's facility is in fact a new manufacturing or processor enterprise with an effective date of January 1, 2016, within the meaning of the applicable laws of the State of Mississippi; and

FIT CH

Applicant will be granted an exemption from ad valorem taxation except State and School District ad valorem taxation, as provided by law, for a period of ten (10) years beginning on the 1st day of January, 2016, and ending on the 31st day of December, 2025, upon all the tangible property described in the exhibits attached hereto and made a part hereof, used in, or necessary to the operation of the Applicant's new manufacturing enterprise in Union County, Mississippi; and

This Board approves this application by an order or resolution spread upon its minutes, declaring that such property is exempt from all ad valorem taxation, for a period of ten (10) years and forward the original and three certified copies of this application and a certified transcript of such approval to the original and three certified copies of this application and a certified transcript of by the said Mississippi State Tax Commission and upon approval of such application enter a final order on its minutes granting the exemption herein prayed.

Respectfully submitted, this 19th day of May, 2016.

Sugaree's Bakery, Ltd

By 
Title President

Attest:

Secretary

EXHIBIT "D"

Sugaree's Bakery, Ltd
New Albany, Mississippi

60 qt flat beater for mixer	
Hot water heater	\$ 299.39
3 Blodgett convection ovens	\$ 1,958.90
60 qt mixer, 2 door cooler, 4' table	\$ 16,830.89
Total Machinery & Equipment	\$ 4,795.00
Raw Materials Inventory	\$ 23,884.18
TOTAL	\$ 50,814.00
	\$ 74,698.18

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

RE: FINAL ORDER VIP CINEMA, LLC.
2012 AMENDMENT TAX EXEMPTION FROM AD VALOREM TAX



**DEPARTMENT OF
REVENUE**
STATE OF MISSISSIPPI
OFFICE OF PROPERTY TAX
EXEMPTIONS & PUBLIC UTILITIES BUREAU

October 12, 2016

Ms. Frankie Roberts
City Clerk
City of New Albany
Post Office Box 56
New Albany, MS 38652

RE: Ad Valorem Taxation Exemption – VIP CINEMA, LLC

Dear Ms. Roberts:

In accordance with the authority conferred upon the MS Department of Revenue by Miss. Code Ann. Section 27-31-105 the Department hereby certifies that the above named enterprise is eligible for ad valorem tax exemption, and is in compliance with the provisions of the statute.

The exemption of the property is certified for a period of seven years, from and after January 1, 2016, with a total true value of \$1,090,410.

The original application for exemption is enclosed for action by the board of supervisors and/or municipal authorities. A final order is to be placed on the minutes declaring this property is exempt, the true value, and the dates when such exemption commences and expires.

According to Miss. Code Ann. Section 27-31-109, the clerk shall record the application and order approving the exemption and shall send a copy of the final order to the MS Department of Revenue.

Sincerely,

Paul J. Foreman, Director
Exemptions & Public Utilities Bureau

PIF: JT

Enclosures

cc: Mr. Scott Speights, Office of State Auditor
Mr. Randy Dunnam, Tax Assessor Union County

City of New Albany

"The Fair and Friendly City"

Frankie Roberts
City Clerk

(662) 534-1015
Fax 534-1045

November 10, 2016

Mr. Randy Dunnam
Union County Tax Assessor/Collector
Union County Courthouse
P. O. Box 862
New Albany, MS 38652

RE: VIP Cinema, LLC
AD Valorem Tax Exemption Amendment 2012

Randy:

Pursuant to application of the above industry and Order of the City of New Albany, the Department of Revenue has approved a ten-year exemption amendment 2012 for VIP Cinema, LLC. Enclosed please find certified copy of final Order of the Mayor and Board of Aldermen declaring the listed property tax exempt. Attached to this final Order is a copy of the original application from the above industry.

As required by statute, we are sending certified copies to the Chairman of the Department of Revenue and the State Auditor of Public Accounts with a copy of this letter.

Sincerely,

Frankie Roberts
City Clerk

Encl.

cc Chairman, Department of Revenue
P. O. Box 960
Jackson, MS 39205-0960

Auditor of Public Accounts
P. O. Box 956
Jackson, MS 39205-0956

MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

City of New Albany
"The Fair and Friendly City"

Frankie Roberts
City Clerk

(662) 534-1015
Fax 534-1045

November 10, 2016

Auditor of Public Accounts
P. O. Box 956
Jackson, MS 39205-0956

RE: VIP Cinema, L.L.C.
AD Valorem Tax Exemption Amendment 2012

Pursuant to application of the above industry and Order of the City of New Albany, the Department of Revenue has approved a ten-year exemption amendment 2012 for VIP Cinema, L.L.C. Enclosed please find certified copy of Final Order of the Mayor and Board of Aldermen declaring the listed property tax exempt. Attached to this Final Order is a copy of the original application from the above industry.

Sincerely,

Frankie Roberts
City Clerk

FINAL RESOLUTION GRANTING EXEMPTION FROM AD VALOREM TAXES

The Mayor and Board of Aldermen next took up for consideration the matter of granting tax exemption from ad valorem taxes for VIP Cinema, LLC and its affiliate, VIP Property Management, LLC (collectively, "VIP") and the following Resolution, being first reduced to writing, was introduced.

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF NEW ALBANY, MISSISSIPPI, GRANTING FINAL APPROVAL OF AD VALOREM TAX EXEMPTION TO VIP CINEMA, LLC AND ITS AFFILIATE, VIP PROPERTY MANAGEMENT, LLC, NEW ALBANY, UNION COUNTY, MISSISSIPPI.

WHEREAS, heretofore, V.P. authorized to do business and doing business in the City of New Albany, Union County, Mississippi, filed with the Mayor and Board of Aldermen of the City of New Albany, Mississippi, an application for exemption from ad valorem taxes, except State and School District ad valorem taxes for a period of seven (7) years as authorized by Section 27-31-101, of the Mississippi Code of 1972, as amended, which said application was approved by the Mayor and the Board of Aldermen of the City of New Albany, Mississippi, subject to the approval of the Mississippi Department of Revenue; and

WHEREAS, on the 12th day of October, 2016, the Mississippi Department of Revenue approved said application; and

WHEREAS, a certified copy of the aforesaid Department of Revenue's approval has been received by the Board of Aldermen of the City of New Albany, Mississippi and recorded in its minutes;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Board of

Aldermen of the City of New Albany, Mississippi as follows:

1. That VIP Cinema, LLC and its affiliate, VIP Property Management, LLC, are hereby granted tax exemption from ad valorem taxes, except State and School District ad valorem taxes for a period of seven (7) years beginning January 1, 2016, on the property described in the application with a total true value of \$1,090,410.

2. That the City Clerk shall record such application, together with this order approving same, in a book kept in the office of said Clerk for that purpose and shall file a copy of the application and resolution with the Tax Assessor and Collector of the City of New Albany, Mississippi and the Chairman of the Mississippi Department of Revenue, and obtain the certificate of said Tax Assessor stating that the property as itemized in the application has 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 the matter Board Member Donna moved that the foregoing resolution be adopted and said motion was seconded by Board Member Tucker. With all members of the board present, the question was put to a vote and the order was unanimously adopted by the affirmative vote of the members of the Board of Aldermen.

WHEREUPON, the foregoing Resolution was declared passed and adopted at a regular meeting of the Mayor and Board of Aldermen of the City of New Albany, Mississippi, on this, 1st day of November, 2016.

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

Attest:

Shakirah
City Clerk



AMENDMENT TO APPLICATION OF VIP CINEMA, LLC
FOR EXEMPTION FROM AD VALOREM TAXES FOR
A PERIOD OF TEN YEARS AS AUTHORIZED
BY SECTION 27-31-101, *et seq.*, OF THE
MISSISSIPPI CODE OF 1972, AS AMENDED

TO THE MAYOR AND BOARD OF ALDERMAN OF THE CITY OF NEW ALBANY,
UNION COUNTY, MISSISSIPPI:

1. VIP Cinema, LLC ("VIP Cinema") files this its amendment to its application in triplicate on its own behalf and on behalf of VIP Property Management, LLC ("Affiliate"), its affiliate, for exemption from ad valorem taxation, and respectfully represents unto this Honorable Board as follows:

2. Applicant, VIP Cinema, is a Mississippi limited liability company, qualified to do business in the State of Mississippi, with manufacturing operations in Union County, Mississippi.

3. VIP Cinema and Affiliate are now operating as a specialized motion furniture manufacturing and related industry within Union County, Mississippi. Applicant is a bona fide manufacturing 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 section by specific enumeration, namely as manufacturing enterprises which have made additions to or expansions of their facilities or properties or have replaced equipment used in connection with or necessary to the operation of its enterprise within the meaning of Section 27-31-105 of the Mississippi Code of 1972 as amended.

4. That the Applicant's additions, expansions and/or replacement of equipment of the enterprise described herein were completed calendar year ending December 31, 2012, within the meaning of the applicable statutes of the State of Mississippi.

5. That Applicant filed an initial application for exemption from ad valorem taxation with respect to its additions, expansions and/or replacements of equipment completed during the calendar year ending December 31, 2012 with this Board on May 10, 2013.

6. That Applicant's initial application listed the true value of all property to be exempted as \$2,417,329.50, (\$1,607,200.00 of which is allocated to real property) as shown in an itemized list attached hereto as "Exhibit A" and made a part hereof, which is consistent with the value of those additions reported by Applicant for the calendar year ending December 31, 2012 as reflected in the annual personal property rendition form filed by Applicant as required by Miss. Code § 27-35-23.

7. That the tax assessor of Union County has brought to the attention of Applicant that all of the value of the land was included, but that a portion of the land and improvements acquired and/or completed during the calendar year ending December 31, 2012 otherwise eligible for exemption was not specifically identified in Applicant's initial application, and Applicant desires that the exemption of \$1,090,410.00 be granted by the Board reflect the correct property that was purchased and for which exemption is sought for the property additions made during the calendar year ending December 31, 2012 as finally certified by the Mississippi Department of Revenue.

8. That the corrected legal description for the real property is attached hereto as "Exhibit B."

9. That said exemption of the property described in "Exhibit A" should be granted for the remaining exemption period provided by Section 27-31-100 of the Mississippi Code, which expires on December 31, 2022.

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN

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CITY OF NEW ALBANY
NOVEMBER 1, 2016

PRAVER

WHEREFORE, Applicant prays that this Board enter a finding that VIP Cinema and its Affiliate are in fact manufacturing enterprises of public utility which have made additions to or expansions of its facilities or properties or have replaced equipment used in connection with or necessary to the operation of their manufacturing enterprise, and that the additions, expansions and/or replacement of equipment were completed during the calendar year ending December 31, 2012, within the meaning of the applicable laws of Mississippi; and

That Applicant be granted an exemption from ad valorem taxation except School District ad valorem taxation, as provided by law, for the remaining exemption period provided by Section 27-31-100 of the Mississippi Code, which expires on December 31, 2022, upon all of the property described in "Exhibit A" attached hereto and made a part hereof (including the real property described in "Exhibit B" attached hereto), used in, or necessary to the manufacturing operations of VIP Cinema in Union County, Mississippi; and

That this Board approve this amendment to its application by an order or resolution spread upon its minutes, declaring that such property is exempt from all ad valorem taxation, except School District ad valorem taxation, for the remaining exemption period provided by Section 27-31-100 of the Mississippi Code, with respect to additions, expansions, and/or replacement of equipment made during the calendar year ending December 31, 2012, which expires on December 31, 2022, and forward the original and three certified copies of this amendment to its application and a certified transcript of such approval to the Mississippi Department of Revenue and upon approval of such application by the said Mississippi

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Department of Revenue and certification of its approval, enter a final order on its minutes granting the exemption herein prayed

Respectfully submitted, this the 10 day of May, 2016.

VIP CINEMA, LLC, Applicant

By: Edward O. Powell
Edward O. Powell, Manager

STATE OF MISSISSIPPI

COUNTY OF Union

Personally appeared before me, the undersigned authority, EDWARD O. POWELL, known to me to be the Manager of VIP CINEMA, LLC, a Mississippi limited liability company, who being first duly sworn upon his oath says the facts stated in the foregoing Application for Exemption from Ad Valorem Taxes are true and correct.

GIVEN under my hand and seal of office, this the 10 day of May, 2016.

Wendy R. Thompson
NOTARY PUBLIC



(SEAL)

Document prepared by:

Gregory D. Pulte, MS Bar No. 4369
Pulte Dumbauld LLP
P. O. Box 1220
Tupelo, MS 38802
(662) 842-7907

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

PROPERTY LIST

REAL PROPERTY	Description	Value
Land and Buildings		1,090,410.00
	Real Property Total:	\$1,090,410.00
	Real Property Subtotal:	\$1,090,410.00
	Personal Property Subtotal:	\$0.00
	Raw Materials Subtotal:	\$0.00
	Work in Process Subtotal:	\$0.00
	Property Total:	\$1,090,410.00

EXHIBIT A
TO APPLICATION FOR EXEMPTION
FROM AD VALOREM TAXES
Page 1

RE: FINAL ORDER VIP CINEMA, LLC.
TAX EXEMPTION FROM AD VALOREM TAX



DEPARTMENT OF
REVENUE
STATE OF MISSISSIPPI

OFFICE OF PROPERTY TAX
EXEMPTIONS & PUBLIC UTILITIES BUREAU

October 12, 2016

Ms. Frankie Roberts
City Clerk
City of New Albany
Post Office Box 56
New Albany, MS 38652

RE: Ad Valorem Taxation Exemption - VIP CINEMA, LLC

Dear Ms. Roberts:

In accordance with the authority conferred upon the MS Department of Revenue by Miss. Code Ann. Section 27-31-105 the Department hereby certifies that the above named enterprise is eligible for ad valorem tax exemption, and is in compliance with the provisions of the statute.

The exemption of the property is certified for a period of ten years, from and after January 1, 2016, with a total true value of \$8,520,989.

The original application for exemption is enclosed for action by the board of supervisors and/or municipal authorities. A final order is to be placed on the minutes declaring this property is exempt, the true value, and the dates when such exemption commences and expires.

According to Miss. Code Ann. Section 27-31-109, the clerk shall record the application and order approving the exemption and shall send a copy of the final order to the MS Department of Revenue.

Sincerely,

Paul J. Foreman, Director
Exemptions & Public Utilities Bureau

PJF:JT

Enclosures

cc: Mr. Scott Speights, Office of State Auditor
Mr. Randy Dunning, Tax Assessor Union County

City of New Albany

"The Fair and Friendly City"

Frankie Roberts
City Clerk

(662) 534-1015
Fax 534-1045

November 10, 2016

Auditor of Public Accounts
P. O. Box 956
Jackson, MS 39205-0956

RE: VIP Cinema, L.L.C.
AD Valorem Tax Exemption

Pursuant to application of the above industry and Order of the City of New Albany, the Department of Revenue has approved a ten-year exemption for VIP Cinema, L.L.C. Enclosed please find certified copy of final Order of the Mayor and Board of Aldermen declaring the listed property tax exempt. Attached to this final Order is a copy of the original application from the above industry.

Sincerely,

Frankie Roberts
City Clerk

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

City of New Albany
"The Fair and Friendly City"

Frankie Roberts
City Clerk

(662) 534-1015
Fax 534-1045

November 10, 2016

Mr. Randy Dinnam
Union County Tax Assessor/Collector
Union County Courthouse
P. O. Box B62
New Albany, MS 38652

RE: VIP Cinema, LLC
AD Valorem Tax Exemption

Randy:

Pursuant to application of the above industry and Order of the City of New Albany, the Department of Revenue has approved a ten-year exemption for VIP Cinema, LLC. Enclosed please find certified copy of Final Order of the Mayor and Board of Aldermen declaring the listed property tax exempt. Attached to this Final Order is a copy of the original application from the above industry.

As required by statute, we are sending certified copies to the Chairman of the Department of Revenue and the State Auditor of Public Accounts with a copy of this letter.

Sincerely,

Frankie Roberts
Frankie Roberts
City Clerk

Encl.

cc Chairman, Department of Revenue
P. O. Box 960
Jackson, MS 39205-0960

Auditor of Public Accounts
P. O. Box 956
Jackson, MS 39205-0956

FINAL RESOLUTION
GRANTING EXEMPTION FROM
AD VALOREM TAXES

The Mayor and Board of Aldermen next took up for consideration the matter of granting tax exemption from ad valorem taxes for VIP Cinema, LLC and its affiliate, VIP Property Management, LLC (collectively, "VIP") and the following Resolution, being first reduced to writing, was introduced.

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF NEW ALBANY, MISSISSIPPI, GRANTING
FINAL APPROVAL OF AD VALOREM TAX EXEMPTION TO
VIP CINEMA, LLC AND ITS AFFILIATE, VIP PROPERTY
MANAGEMENT, LLC, NEW ALBANY, UNION COUNTY,
MISSISSIPPI.**

WHEREAS, heretofore, VIP, authorized to do business and doing business in the City of New Albany, Union County, Mississippi, filed with the Mayor and Board of Aldermen of the City of New Albany, Mississippi, an application for exemption from ad valorem taxes, except State and School District ad valorem taxes for a period of ten (10) years as authorized by Section 27-31-101, of the Mississippi Code of 1972, as amended, which said application was approved by the Mayor and the Board of Aldermen of the City of New Albany, Mississippi, subject to the approval of the Mississippi Department of Revenue; and

WHEREAS, on the 12th day of October, 2016, the Mississippi Department of Revenue approved said application; and

WHEREAS, a certified copy of the aforesaid Department of Revenue's approval has been received by the Board of Aldermen of the City of New Albany, Mississippi and recorded in its minutes.

MINUTES OF THE REGULAR MEETING OF THE

MAYOR AND BOARD OF ALDERMEN

CITY OF NEW ALBANY

NOVEMBER 1, 2016

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

1. That VIP Cinema, LLC and its affiliate, VIP Property Management, LLC, are hereby granted tax exemption from ad valorem taxes, except State and School District ad valorem taxes for a period of ten (10) years beginning January 1, 2016, on the property described in the application with a total true value of \$8,520,989.00.

2. That the City Clerk shall record such application, together with this order approving same, in a book kept in the office of said Clerk for that purpose and shall file a copy of the application and resolution with the Tax Assessor and Collector of the City of New Albany, Mississippi and the Chairman of the Mississippi Department of Revenue, and obtain the certificate of said Tax Assessor stating that the property as itemized in the application has 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 the matter Board Member Dunnean moved that the foregoing resolution be adopted and said motion was seconded by Board Member Tucker. With all members of the board present, the question was put to a vote and the order was unanimously adopted by the affirmative vote of the members of the Board of Aldermen.

WHEREUPON, the foregoing Resolution was declared passed and adopted at a regular meeting of the Mayor and Board of Aldermen of the City of New Albany, Mississippi, on this, 1st day of November, 2016.

Tom Hunt
MAYOR

Attest:

Shawna D. Shad
City Clerk



APPLICATION OF VIP CINEMA, LLC
FOR EXEMPTION FROM AD VALOREM TAXES FOR
A PERIOD OF TEN 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 NEW ALBANY,
UNION COUNTY, MISSISSIPPI:

1. VIP Cinema, LLC ("VIP Cinema") files this its application in triplicate on its own behalf and on behalf of VIP Property Management, LLC and VIP Property Management II, LLC ("Affiliates"), its affiliates, for exemption from ad valorem taxation, and respectfully represents unto this Honorable Board as follows:

2. Applicant, VIP Cinema, is a Mississippi limited liability company, qualified to do business in the State of Mississippi, with manufacturing operations in New Albany, Union County, Mississippi.

3. VIP Cinema and Affiliates are now operating as a specialized motion furniture manufacturing and related industry within Union County, Mississippi. Applicant is a bona fide manufacturing 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 section by specific enumeration, namely as manufacturing enterprises which have made additions to or expansions of their facilities or properties or have replaced equipment used in connection with or necessary to the operation of its enterprise within the meaning of Section 27-31-105 of the Mississippi Code of 1972 as amended.

4. That the Applicant's additions, expansions and/or replacement of equipment of the enterprise described herein were completed calendar year ending December 31, 2015, within the meaning of the applicable statutes of the State of Mississippi, and therefore, the exemption hereby claimed should commence on December 31, 2015.

**MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016**

5. That said exemption of the real and/or personal property described in "Exhibit A" should be granted for a period of ten (10) years from said date.
6. That the true value of all property to be exempted is \$8,520,989.55, as shown in an itemized list attached hereto as "Exhibit A" and made a part hereof.

PRAYER

WHEREFORE, Applicant prays that this Board enter a finding that VIP Cinema and its Affiliates are in fact manufacturing enterprises of public utility which have made additions to or expansions of its facilities or properties or have replaced equipment used in connection with or necessary to the operation of their manufacturing enterprise, and that the additions, expansions and/or replacement of equipment were completed during the calendar year ending December 31, 2015, within the meaning of the applicable laws of Mississippi; and

That Applicant be granted an exemption from ad valorem taxation except School District ad valorem taxation, as provided by law, for a period of ten (10) years beginning on the 31st day of December, 2015 and ending on the 31st day of December, 2025, upon all of the property described in "Exhibit A" attached hereto and made a part hereof, used in, or necessary to the manufacturing operations of VIP Cinema in New Albany, Union County, Mississippi; and

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 a period of ten (10) years and forward the original and three certified copies of this application and a certified transcript of such approval to the Mississippi Department of Revenue and upon approval of such application by the said Mississippi Department of Revenue and certification of its approval, enter a final order on its minutes granting the exemption herein prayed.

PD 19143246 1

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Respectfully submitted, this the 10 day of May, 2016.

VIP CINEMA, LLC, Applicant

By: Edward O. Powell
Edward O. Powell, Manager

STATE OF MISSISSIPPI

COUNTY OF Union

Personally appeared before me, the undersigned authority, EDWARD O. POWELL known to me to be the Manager of VIP CINEMA, LLC, a Mississippi limited liability company, who being first duly sworn upon his oath says the facts stated in the foregoing Application for Exemption from Ad Valorem Taxes are true and correct.

GIVEN under my hand and seal of office, this the 10 day of May, 2016.

My Commission Expires: June 5, 2018
ID # 61865
MELROY R THOMPSON
Commission Expires
June 5, 2018
UNION COUNTY

(SEAL)

Melroy R. Thompson
NOTARY PUBLIC

Document prepared by:

Gregory D. Finkle
Phelps Dunbar LLP
P.O. Box 1220
Tupelo, MS 38802-1220
(662) 842-7907
MS Bar No. 4369

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

PROPERTY LIST

<u>REAL PROPERTY</u>	<u>Description</u>	<u>Value</u>
Land and Buildings		
14.87 Acres, Union County, MS Instrument #2015000539		1,600,000.00
15.047 Acres, Union County, MS Instrument #2015004116		1,970,000.00
6 Tracts of Land, Union County, MS Instrument #2015002588		1,537,500.00
Improvements		44,982.50
	Real Property Total:	\$5,152,482.50
PERSONAL PROPERTY		
Furniture & Fixtures:		
Office Furniture for 101 Industrial Remodel		13,987.35
Office Furniture for 101 Industrial Remodel		3,251.82
Office Furniture for 101 Industrial Remodel		1,647.36
Office Furniture for 101 Industrial Remodel		170.53
Office Furniture for 101 Industrial Remodel		2,676.96
101 Industrial Office Furniture & Break Room		3,467.39
	Furniture & Fixtures Subtotal:	\$25,201.41
Machinery and Equipment:		
Uprights / Qty 82		8,200.00
Rails / Qty 264		14,200.00
Barrel Fans / Qty 8		800.00
Slaughter Test Verification Box Serial # 9670317		3,097.00
Zebra Printer Serial # 521144101797		1,257.20
Zebra Printer Serial # 521144101790		1,257.19
Juki Sewing Machine Serial # LUOEC003311		3,298.75
Air Compressor Serial # UTY301516		15,351.20
Air Compressor Serial # UTY301517		15,351.20
Quincy QPNC 250		3,205.39
Toyota Forklift Serial # 31846		20,101.99
Toyota Forklift Serial #31877		20,101.99
Quincy Compressor & Dryers / Qty 2		2,959.82

EXHIBIT A
TO APPLICATION FOR EXEMPTION
FROM AD VALOREM TAXES

Page 1

PD 19146467.1

<u>Description</u>	<u>Value</u>
USA Ergo-nomic High Lift Chains / Qty 10	1,268.75
Juki Sewing Machine Serial # LUODM01296	3,248.00
Juki Sewing Machine Serial # LUOBG05008	3,248.00
Juki Sewing Machine Serial # LUODL07917	3,248.00
Juki Sewing Machine Serial # LUOXL07717	3,248.00
Juki Sewing Machine Serial # LUOBH05548	3,248.00
Juki Sewing Machine Serial # LUOAE07494	3,248.00
Juki Sewing Machine Serial # LUOEC03309	3,248.00
Juki Sewing Machine Serial # LUOCA08012	3,248.00
Juki Sewing Machine Serial # LUOXM07958	3,248.00
Juki Sewing Machine Serial # LUOXX07495	3,248.00
Seiko Double Needle Top Stitch Machine Serial # LP1305012	3,552.50
Slaughter-5KC AC Tester	1,199.00
Trimer Scales	1,602.86
KV AC Tester	1,831.00
HP Proliant Server	14,466.40
3D Printer	4,397.36
Air Compressor Serial #CA1847825	7,059.03
Machinery and Equipment Subtotal:	\$177,038.64
Raw Materials:	
Raw Materials Inventory (\$3,810,137.00 – total raw materials for 2015, less \$643,870.00 exempt under 2012 exemption good through 2022)	\$3,166,267.00
Raw Materials Subtotal:	\$3,166,267.00
Work in Process:	
Work In Process Inventory (\$0.00– total work in process for 2015, less \$97,633.00 exempt under 2012 exemption good through 2022)	\$0.00
Work in Process Subtotal:	\$0.00

EXHIBIT A
TO APPLICATION FOR EXEMPTION
FROM AD VALOREM TAXES

Page 2

PD 19146467.1

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

Description	Value
Real Property Subtotal:	\$5,152,482.50
Personal Property Subtotal:	\$202,240.05
Raw Materials Subtotal:	\$3,166,267.00
Work in Process Subtotal:	\$0.00
Property Total:	\$8,520,989.55

EXHIBIT A
TO APPLICATION FOR EXEMPTION
FROM AD VALOREM TAXES
Page 3

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN

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CITY OF NEW ALBANY
NOVEMBER 1, 2016

RE : FINAL ORDER EMERALD KING'S CREEK, LLC.
TAX EXEMPTION FROM AD VALOREM TAX



DEPARTMENT OF
REVENUE
STATE OF MISSISSIPPI

OFFICE OF PROPERTY TAX
EXEMPTIONS & PUBLIC UTILITIES BUREAU

October 12, 2016

Ms. Frankie Roberts
City Clerk
City of New Albany
Post Office Box 56
New Albany, MS 38652

RE: Ad Valorem Taxation Exemption – Emerald King's Creek, LLC

In accordance with the authority conferred upon the MS Department of Revenue by Miss. Code Ann. Section 27-31-101 the Department hereby certifies that the above named enterprise is eligible for ad valorem tax exemption, and is in compliance with the provisions of the statute.

The exemption of the property is certified for a period of ten years, from and after January 1, 2016, with a total true value of \$100,200.

The original application for exemption is enclosed for action by the board of supervisors and/or municipal authorities. A final order is to be placed on the minutes declaring this property is exempt, the true value, and the dates when such exemption commences and expires.

According to Miss. Code Ann. Section 27-31-109, the clerk shall record the application and order approving the exemption and shall send a copy of the final order to the MS Department of Revenue.

Sincerely,

Randy Dunnam

Paul J. Foreman, Director
Exemptions & Public Utilities Bureau

PJF: JT

Enclosures

cc: Mr. Scott Speights, Office of State Auditor
Mr. Randy Dunnam, Tax Assessor Union County

City of New Albany

"The Fair and Friendly City"

Frankie Roberts
City Clerk

(662) 534-1015
fax 534-1045

November 10, 2016

Mr. Randy Dunnam
Union County Tax Assessor/Collector
Union County Courthouse
P. O. Box 862
New Albany, MS 38652

RE: Emerald King's Creek, LLC
Ad Valorem Tax Exemption

Dear Randy:

Pursuant to application of the above industry and Order of the City of New Albany, the Mississippi Department of Revenue has approved a ten-year exemption for Emerald King's Creek, LLC. Enclosed please find certified copy of Final Order of the Mayor and Board of Aldermen declaring the listed property tax exempt. Attached to this Final Order is a copy of the original application from the above industry.

As required by statute, we are sending certified copies to the Chairman of the Department of Revenue and the State Auditor of Public Accounts with a copy of this letter.

Sincerely,

Frankie Roberts
City Clerk

Encl.

cc Chairman, Department of Revenue
P. O. Box 1033
Jackson, MS 39215-1033
Auditor of Public Accounts
P. O. Box 936
Jackson, MS 39205-0956

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

City of New Albany
"The Fair and Friendly City"

Frankie Roberts
City Clerk

(662) 534-1015
Fax 534-1045

November 10, 2016

Auditor of Public Accounts
P. O. Box 956
Jackson, MS 39205-0956

RE: Emerald King's Creek, LLC
AD Valorem Tax Exemption

Pursuant to application of the above industry and Order of the City of New Albany, the Department of Revenue has approved a ten-year exemption for Emerald King's Creek, LLC. Enclosed please find certified copy of Final Order of the Mayor and Board of Aldermen declaring the listed property tax exempt. Attached to this Final Order is a copy of the original application from the above industry.

Sincerely,

Frankie Roberts
City Clerk

**FINAL RESOLUTION GRANTING EXEMPTION
FROM AD VALOREM TAXES**

The Board of Aldermen of the City of New Albany, Mississippi, this day considered the matter of granting exemption from ad valorem taxes, except school district taxes, to Emerald Kings Creek, LLC.

The governing authority finds that the Department of Revenue has certified that the applicant is eligible for exemption. The authority also finds that the property described in the application constitutes an industrial enterprise as described in Section 27-31-101, Mississippi Code of 1972, as amended.

This governing authority does hereby grant ad valorem tax exemption to the above taxpayer for a period of ten years, beginning January 1, 2016, and expiring December 31, 2025 on the property described in the application with a total true value of \$300,200.

Therefore the resolution to grant ad valorem tax exemption to the above named enterprise is hereby approved by the Board of Aldermen of the City of New Albany, Mississippi for a period of ten (10) years as authorized by Section 27-31-101 et seq., Mississippi Code of 1972, as amended, on this the 1st day of November, 2016.

Tim Kent
TIM KENT, MAYOR
CITY OF NEW ALBANY, MISSISSIPPI

ATTEST:

Frankie Roberts
FRANKIE ROBERTS, CLERK
CITY OF NEW ALBANY, MISSISSIPPI



APPLICATION OF
EMERALD KING'S CREEK, LLC, A
MISSISSIPPI LIMITED LIABILITY COMPANY
FOR EXEMPTION FROM AD VALOREM TAXATION FOR
A PERIOD OF TEN (10) 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 NEW ALBANY,
MISSISSIPPI:

1. Emerald King's Creek, LLC, a Mississippi limited liability company (the "Applicant"), files this application in triplicate for exemption from ad valorem taxation, and respectfully represents unto this Honorable Board as follows, to-wit:
2. Applicant is a Mississippi Limited Liability Company, which purchased certain real property generally located at 1100 Demmill Road, New Albany, Union County, Mississippi on May 29, 2015, said real property more particularly described in two (2) General Warranty Deeds attached hereto as Exhibits "A" and "B" and incorporated herein by reference.
3. Pursuant to a Lease Purchase Agreement, Emerald Mississippi, LLC, a Mississippi limited liability company affiliated with the Applicant, is leasing a furniture manufacturing facility from the City of New Albany and Union County, Mississippi consisting of 23.16 acres, more or less, building and other improvements, adjacent to and adjoining the real property for which this exemption is requested, that will begin operating as a furniture manufacturing supplier type of industry, a bona fide enterprise of public utility, within the boundaries of Union County, Mississippi, during the calendar year 2016. Applicant has acquired real estate and improvements used in connection with and necessary to the operation of the said enterprise, within the meaning of Section 27-31-101, et seq. of the Mississippi Code of 1972, Annotated, as amended, and the sections related thereto, and is eligible for the exemption granted by the above-mentioned section by specific enumeration, namely the provisions of Section 27-31-101 which provides an exemption to new enterprises.

FILED

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MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

35

4. Pursuant to Section 6.3 of said Lease Purchase Agreement, the City of New Albany and Union County, Mississippi agreed, upon timely application and subject to approval of the Mississippi Department of Revenue, to grant a ten (10) year exemption from ad valorem taxation, except state ad valorem taxation and ad valorem taxes for school district purposes, on any real property and improvements purchased and located contingent to the project site.
5. The property for which this exemption is sought was acquired and placed into operation in calendar year ending December 31, 2015, and Applicant, in making this request prior to June 1, 2016 is seeking, pursuant to Section 27-31-105, to have the exemption for the real property and improvements commence on the 1st day of January, 2016, and extending for a period of ten (10) years from that date.
6. The said new real property will serve the purpose of maintaining and creating jobs in Union County, Mississippi. The estimated new jobs being created is a minimum of one hundred (100) new jobs, within the first two (2) years of operation.
7. The said new property and improvements consist of a 39.78 acre tract and a 4.70 acre tract, more or less, more particularly described on Exhibits "A" and "B", attached hereto and incorporated herein by reference, with respective true values of \$214,700.00 and \$85,500.00 (see Exhibits "C" and "D" (HUD-1 settlement statements) attached hereto and incorporated herein by reference). The said exemption of the real property and improvements should be granted for a period of ten (10) years from the 1st day of January, 2016. The total amount of the exemption applied for is \$300,200.00.

PRAYER

WHEREFORE, Applicant prays that the Board of Aldermen of the City of New Albany, Mississippi will enter a finding that Applicant's enterprise is in fact a new manufacturing enterprise and is, pursuant to Section 27-31-101, et seq. and related section of the Mississippi Code of 1972, as amended, entitled to an exemption for the real property and improvements

FILED

purchased by it and placed into use during the calendar year ending December 31, 2015 with said exemptions to begin, pursuant to said Section 27-31-101, et seq., on the 1st day of January, 2016, and extending for a period of ten (10) years.

That Applicant be granted an exemption from ad valorem taxation, except State and School District ad valorem taxation, as provided by law, for a period of ten (10) years beginning on the 1st day of January, 2016, and ending ten (10) years from said date, upon all of the real property herein described and described on Exhibits "A" and "B" necessary to the operation of Applicant's manufacturing facilities located in Union County, Mississippi.

WHEREAS, that this Board approve this application by an order or resolution spread upon its minutes, declaring that the real property and improvements as described herein and on Exhibits "A" and "B" is exempt from ad valorem taxation, except State and School District ad valorem taxation, for a period of ten (10) years and forward the original and three (3) copies of this application and a certified transcript of such approval to the Mississippi Department of Revenue and, upon approval of such application by the said Mississippi Department of Revenue and certification of its approval, the Board will enter a final order on its minutes granting the exemption herein prayed.

Respectfully submitted, this the 26th day of April, 2016.

EMERALD KING'S CREEK, LLC
A MISSISSIPPI LIMITED LIABILITY CO.
BY: Terry Treadaway
TERRY TREADAWAY

STATE OF MISSISSIPPI
COUNTY OF UNION

Personally appeared before me, a notary public, the above-named TERRY TREADAWAY, being first duly sworn, states upon oath he is General Manager of EMERALD KING'S CREEK, LLC, A MISSISSIPPI LIMITED LIABILITY COMPANY, and who further acknowledged that he did execute and deliver the foregoing application and exhibit on the date indicated for and on behalf of said limited liability company, having been first duly authorized so to do, and that the same are true and correct to the best of his information, knowledge and belief.

Given under my hand and seal of office this 28 day of April, 2016.

Carla T. McBrayer
Notary Public

My Commission Expires 12/31/2017



MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

UNION CO. MS
2015 JUN -2
ANNETTE M. HOOEY
CHANDLER CLERK

RECORDED
2015 JUN -2 AM 10:52
Lance Shubert, D.C.



For Recording Purpose Only

DOCUMENT PREPARED BY: John W. Haynes, IV, MSB #968 Law Offices of Thad J. Mueller, P.A. 112 East Bankhead Street, Ste. A New Albany, Mississippi 38652 662-534-6326	RETURN TO: <i>pk</i> John W. Haynes, IV, MSB #968 Law Offices of Thad J. Mueller, P.A. 112 East Bankhead Street, Ste. A New Albany, Mississippi 38652 662-534-6326
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INDEXING INSTRUCTIONS: SE 1/4 and SW 1/4 of S16, T7S, R3E

STATE OF MISSISSIPPI

COUNTY OF UNION

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 all of which is hereby expressly acknowledged, I/we

Judith Prescott Wilbanks
11112 East Bankhead Street
New Albany, MS 38652
(662) 534-5687

and
Lance Davis Wilbanks Gwyn
124 Parkway
Hernando, MS 38632
(662) 429-5764

do hereby sell, convey and warrant unto

Emerald King's Creek, L.L.C., a Mississippi Limited Liability Company
478 6th Ave.
Fox Island, WA 98333
253-677-7242

FILED

11A

DN CLERK

the following described property located and situated in Union County, Mississippi, to wit:

Commencing at a one-half inch rebar found at the Southwest corner of the Northeast Quarter of Section 16, Township 7 South, Range 3 East, City of New Albany, Union County, Mississippi, thence South 88 degrees 05 minutes 33 seconds East a distance of 50.08 ft. to a one-half inch iron pin set for the point of beginning; thence South 88 degrees 05 minutes 33 seconds East a distance of 1,256.74 ft. to a point, thence South 89 degrees 49 minutes 53 seconds East a distance of 419.17 ft. to a point in the center of King's Creek, thence, the follows thirteen (13) calls along the center of said King's Creek: 1) South 04 degrees 55 minutes 49 seconds West a distance of 137.71 ft. to a point, 2) South 38 degrees 13 minutes 45 seconds West a distance of 56.51 ft. to a point, 3) South 66 degrees 23 minutes 49 seconds West a distance of 67.90 ft. to a point, 4) South 76 degrees 59 minutes 06 seconds West a distance of 98.16 ft. to a point, 5) South 63 degrees 12 minutes 43 seconds West a distance of 558.82 ft. to a point, 6) South 73 degrees 38 minutes 24 seconds West a distance of 148.36 ft. to a point, 7) South 43 degrees 01 minutes 19 seconds West a distance of 158.30 ft. to a point, 8) South 62 degrees 08 minutes 57 seconds West a distance of 240.05 ft. to a point, 9) South 45 degrees 51 minutes 57 seconds West a distance of 167.36 ft. to a point, 10) South 30 degrees 16 minutes 12 seconds West a distance of 129.54 ft. to a point, 11) South 49 degrees 49 minutes 39 seconds West a distance of 195.49 ft. to a point, 12) South 30 degrees 34 minutes 41 seconds West a distance of 261.40 ft. to a point, 13) South 16 degrees 35 minutes 25 seconds West a distance of 267.21 ft. to point on the North right of way line of Mississippi Highway #178, thence, along said right of way line, along a curve to the right, having an arc length of 893.84 ft., a radius of 5,654.59 ft., a chord bearing of North 47 degrees 00 minutes 33 seconds West, and a chord length of 892.91 ft. to a one-half inch iron pin set, thence North 55 degrees 52 minutes 03 seconds East a distance of 500.67 ft. to a one-half inch iron pin set, thence North 43 degrees 54 minutes 54 seconds West a distance of 416.11 ft. to a one-half inch iron pin set, thence North 55 degrees 52 minutes 03 seconds East a distance of 141.00 ft. to a iron pipe found, thence North 02 degrees 06 minutes 40 seconds West a distance of 317.26 ft. to an iron pipe found, thence South 89 degrees 25 minutes 40 seconds East a distance of 457.01 ft. to a one-half inch iron pin set, thence North 00 degrees 19 minutes 04 seconds East a distance of 50.00 ft. to the point of beginning, said tract lying in the Southeast and Southwest Quarters of Section 16, Township 7 South, Range 3 East and containing 39.78 acres.

Subject to a Tennessee Valley Electric Transmission Line easement as recorded in Deed Book 42, pages 226 and in Deed Book 97, page 394.

Also subject to a Tennessee Valley Electric Transmission Line easement as recorded in Deed Book 42, page 200.

Also subject to a Tennessee Valley Electric Transmission Line easement as recorded in Deed Book 99, page 208.

FILED

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN

CITY OF NEW ALBANY
NOVEMBER 1, 2016

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Also subject to a Columbia Gulf Gas Transmission Line easement of undesignated width as recorded in Deed Book 61, page 449.

Also subject to a Columbia Gulf Gas Transmission Line easement of undesignated width as recorded in Deed Book 61, page 397.

Also subject to a City of New Albany Sewer/Water Line easement of undesignated width as recorded in Deed Book 107, page 418.

Also subject to a City of New Albany Sewer/Water Line easement of undesignated width as recorded in Deed Book 108, page 14.

William Hall Wilbanks, Jr. and Jane Davis Wilbanks Gowen acquired a tract of land which included the above described and herein conveyed description by virtue of a deed from William Hall Wilbanks, Sr. and wife, Moss Davis Wilbanks executed February 28, 1975 and filed for record in the Chancery Clerk's Office of Union County in Deed Book 119 at Pages 346-347.

W. H. Wilbanks, Jr. (who is one and the same person as William Hall Wilbanks, Jr.) died testate March 3, 2006. His will is probated in the Chancery Court of Union County in cause number 06-123-73 and is filed for record in the Chancery Clerk's Office of Union County in Will Book 16 at Page 167. By the terms and conditions of said will, W. H. Wilbanks, Jr. gave, devised and bequeathed his entire estate to his wife, Judith P. Wilbanks.

Witness the hand and seal of the grantors on this the 29th day of May, 2015.

Judith Prescott Wilbanks
Judith Prescott Wilbanks

Jane Davis Wilbanks Gowen
Jane Davis Wilbanks Gowen

STATE OF MISSISSIPPI

COUNTY OF UNION

Personally appeared before me, the undersigned authority, in and for said county and state, the within named, Judith Prescott Wilbanks, who acknowledged that she signed and delivered the above and foregoing Warranty Deed on the date therein mentioned as her free and voluntary act and deed.

Witness my hand and official seal, on this the 29 day of May, 2015.

Charles P. McNamee
Notary Public

My Commission Expires 04-14-2017



STATE OF MISSISSIPPI

COUNTY OF UNION

Personally appeared before me, the undersigned authority, in and for said county and state, the within named, Jane Davis Wilbanks Gowen, who acknowledged that she signed and delivered the above and foregoing Warranty Deed on the date therein mentioned as her free and voluntary act and deed.

Witness my hand and official seal, on this the 29 day of May, 2015.

Charles P. McNamee
Notary Public



My Commission Expires 04-14-2017

FILED

OFF CLERK

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

UNION CO. MS
2016 01 773
ANNETTE M. HICKEY
CHANCERY CLERK

RECORDED
2016 JUN -2 AM 10:53
Dennis J. Hickey, D.C.



For Recording Purpose Only

DOCUMENT PREPARED BY:	RETURN TO:
John W. Haynes, IV, MSB 9968 Law Offices of Thad J. Mueller, P.A. 112 East Bankhead Street, Ste. A New Albany, Mississippi 38652 662-534-6326	John W. Haynes, IV, MSB 9968 Law Offices of Thad J. Mueller, P.A. 112 East Bankhead Street, Ste. A New Albany, Mississippi 38652 662-534-6326

INDEXING INSTRUCTIONS: SW 1/4 of S16, T7S, R3E

STATE OF MISSISSIPPI

COUNTY OF UNION

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 all of which is hereby expressly acknowledged, I

Judith Prescott Wilbanks
1112 East Bankhead Street
New Albany, MS 38652
(662) 534-5687

do hereby sell, convey and warrant unto

Emerald King's Creek, L.L.C., a Mississippi Limited Liability Company
478 6th Ave.
Fox Island, WA 98333
(253) 677-7242

FILED

77 Union County, Mississippi Deed, Prescott Wilbanks to Emerald King's Creek, L.L.C.

DEPT. CLERK

11B"

the following described property located and situated in Union County, Mississippi, to wit:

Commencing at the Southwest Corner of the Northeast Quarter of Section 16, Township 7 South, Range 3 East, Union County, Mississippi and run thence West a distance of 631.6 feet, run thence South a distance of 21.2 feet, run thence South 22 degrees 54' West a distance of 243.9 feet, run thence South 48 degrees 09' West a distance of 452.8 feet, more or less, to a point on the North right of way line of East Bankhead Street (old Highway No. 78), run thence South 35 degrees 27' East with the North right of way line of East Bankhead Street a distance of 198 feet, more or less, to the point of intersection with a fence line, said point being the point of beginning of the property hereby conveyed; run thence in a Southeasterly direction with the North right of way line of East Bankhead Street a distance of 416 feet, more or less, to a point, said point being designated by a City of New Albany fireplug, run thence in a Northeasterly direction on a line that is parallel to the heretofore mentioned fence line a distance of 500 feet, run thence in a Northeasterly direction parallel with the right of way line of East Bankhead Street a distance of 416 feet, more or less, to point of intersection with the fence line, run thence in a Southeasterly direction with the fence line a distance of 500 feet, more or less, to the point of beginning, containing 5 acres, more or less, and lying and being situated in the Southwest Quarter of Section 16, Township 7 South, Range 3 East, Union County, Mississippi.

William Hall Wilbanks, Jr. and Jane Davis Wilbanks Gowen conveyed the above described property to William Hall Wilbanks, Jr. And wife, Judith Prescott Wilbanks by deed executed December 19, 1978 and filed for record in the Chancery Clerk's Office of Union County in Deed Book 129 at Page 156-157.

By virtue of Deed Book 129 a Pages 156-157, William Hall Wilbanks, Jr. and wife, Judith Prescott Wilbanks held title "as tenants by the entirety with right of survivorship and not as tenants in common."

William Hall Wilbanks, Jr. Died March 3, 2006.

Witness the hand and seal of the Granior on this the 29th day of May, 2015.

Judith Prescott Wilbanks
Judith Prescott Wilbanks

STATE OF MISSISSIPPI
COUNTY OF UNION

Personally appeared before me, the undersigned authority, in and for said county and state, the within named, Judith Prescott Wilbanks, who acknowledged that she signed and delivered the above and foregoing Warranty Deed on the date therein mentioned as her free and voluntary act and deed.

Witness my hand and seal of office on this the 29th day of May, 2015.



Carlat M. McRaven
Notary Public

My Commission Expires:

6. Type of Loan		6. No. Member	7. Loan Number	8. Mortgage Insurance Claim Number
1.01 PM	2.02 RM	3.03 PM, 3.04 RM	3.05 PM, 3.06 RM	
<p>C. Under This Loan is Included a Right to a Statement of Initial Delinquency Date. Delinquency Date is used by the mortgage agent to set up loan. Items reported "Out of" items and include late mortgage fees and charges that the mortgagee has not paid and included in the next month.</p> <p>D. Name and Address of Borrower Edward Henry Clark, LLC (A US) (United States) 497 RM Avenue Fort Valley, GA 30833</p> <p>E. Name and Address of Lender Wells Fargo Bank 1112 First Business Street Fort Valley, GA 30833</p>				
9. Property Location 10.11 Street 10.12 Street 10.13 Street		<p>11. Estimated Value (per appraisal) Last Office of 11.11 Street, P.A.</p>		
<p>12. Statement of Delinquency Information</p> <p>13.11 Street 13.12 Street 13.13 Street 13.14 Street 13.15 Street 13.16 Street 13.17 Street 13.18 Street 13.19 Street 13.20 Street 13.21 Street 13.22 Street 13.23 Street 13.24 Street 13.25 Street 13.26 Street 13.27 Street 13.28 Street 13.29 Street 13.30 Street 13.31 Street 13.32 Street 13.33 Street 13.34 Street 13.35 Street 13.36 Street 13.37 Street 13.38 Street 13.39 Street 13.40 Street 13.41 Street 13.42 Street 13.43 Street 13.44 Street 13.45 Street 13.46 Street 13.47 Street 13.48 Street 13.49 Street 13.50 Street 13.51 Street 13.52 Street 13.53 Street 13.54 Street 13.55 Street 13.56 Street 13.57 Street 13.58 Street 13.59 Street 13.60 Street 13.61 Street 13.62 Street 13.63 Street 13.64 Street 13.65 Street 13.66 Street 13.67 Street 13.68 Street 13.69 Street 13.70 Street 13.71 Street 13.72 Street 13.73 Street 13.74 Street 13.75 Street 13.76 Street 13.77 Street 13.78 Street 13.79 Street 13.80 Street 13.81 Street 13.82 Street 13.83 Street 13.84 Street 13.85 Street 13.86 Street 13.87 Street 13.88 Street 13.89 Street 13.90 Street 13.91 Street 13.92 Street 13.93 Street 13.94 Street 13.95 Street 13.96 Street 13.97 Street 13.98 Street 13.99 Street 14.00 Street 14.01 Street 14.02 Street 14.03 Street 14.04 Street 14.05 Street 14.06 Street 14.07 Street 14.08 Street 14.09 Street 14.10 Street 14.11 Street 14.12 Street 14.13 Street 14.14 Street 14.15 Street 14.16 Street 14.17 Street 14.18 Street 14.19 Street 14.20 Street 14.21 Street 14.22 Street 14.23 Street 14.24 Street 14.25 Street 14.26 Street 14.27 Street 14.28 Street 14.29 Street 14.30 Street 14.31 Street 14.32 Street 14.33 Street 14.34 Street 14.35 Street 14.36 Street 14.37 Street 14.38 Street 14.39 Street 14.40 Street 14.41 Street 14.42 Street 14.43 Street 14.44 Street 14.45 Street 14.46 Street 14.47 Street 14.48 Street 14.49 Street 14.50 Street 14.51 Street 14.52 Street 14.53 Street 14.54 Street 14.55 Street 14.56 Street 14.57 Street 14.58 Street 14.59 Street 14.60 Street 14.61 Street 14.62 Street 14.63 Street 14.64 Street 14.65 Street 14.66 Street 14.67 Street 14.68 Street 14.69 Street 14.70 Street 14.71 Street 14.72 Street 14.73 Street 14.74 Street 14.75 Street 14.76 Street 14.77 Street 14.78 Street 14.79 Street 14.80 Street 14.81 Street 14.82 Street 14.83 Street 14.84 Street 14.85 Street 14.86 Street 14.87 Street 14.88 Street 14.89 Street 14.90 Street 14.91 Street 14.92 Street 14.93 Street 14.94 Street 14.95 Street 14.96 Street 14.97 Street 14.98 Street 14.99 Street 15.00 Street 15.01 Street 15.02 Street 15.03 Street 15.04 Street 15.05 Street 15.06 Street 15.07 Street 15.08 Street 15.09 Street 15.10 Street 15.11 Street 15.12 Street 15.13 Street 15.14 Street 15.15 Street 15.16 Street 15.17 Street 15.18 Street 15.19 Street 15.20 Street 15.21 Street 15.22 Street 15.23 Street 15.24 Street 15.25 Street 15.26 Street 15.27 Street 15.28 Street 15.29 Street 15.30 Street 15.31 Street 15.32 Street 15.33 Street 15.34 Street 15.35 Street 15.36 Street 15.37 Street 15.38 Street 15.39 Street 15.40 Street 15.41 Street 15.42 Street 15.43 Street 15.44 Street 15.45 Street 15.46 Street 15.47 Street 15.48 Street 15.49 Street 15.50 Street 15.51 Street 15.52 Street 15.53 Street 15.54 Street 15.55 Street 15.56 Street 15.57 Street 15.58 Street 15.59 Street 15.60 Street 15.61 Street 15.62 Street 15.63 Street 15.64 Street 15.65 Street 15.66 Street 15.67 Street 15.68 Street 15.69 Street 15.70 Street 15.71 Street 15.72 Street 15.73 Street 15.74 Street 15.75 Street 15.76 Street 15.77 Street 15.78 Street 15.79 Street 15.80 Street 15.81 Street 15.82 Street 15.83 Street 15.84 Street 15.85 Street 15.86 Street 15.87 Street 15.88 Street 15.89 Street 15.90 Street 15.91 Street 15.92 Street 15.93 Street 15.94 Street 15.95 Street 15.96 Street 15.97 Street 15.98 Street 15.99 Street 16.00 Street 16.01 Street 16.02 Street 16.03 Street 16.04 Street 16.05 Street 16.06 Street 16.07 Street 16.08 Street 16.09 Street 16.10 Street 16.11 Street 16.12 Street 16.13 Street 16.14 Street 16.15 Street 16.16 Street 16.17 Street 16.18 Street 16.19 Street 16.20 Street 16.21 Street 16.22 Street 16.23 Street 16.24 Street 16.25 Street 16.26 Street 16.27 Street 16.28 Street 16.29 Street 16.30 Street 16.31 Street 16.32 Street 16.33 Street 16.34 Street 16.35 Street 16.36 Street 16.37 Street 16.38 Street 16.39 Street 16.40 Street 16.41 Street 16.42 Street </p>				

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

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demonstration. I further

CSA Limited

Section 1(b)(iv)

by other studies
U.S. Code

and belief, it is a true transaction. I further

A MES Limited

dition, I have

Other identifier
B. Code

Child Approval No. 2102-0283

[illegible]

MINUTES OF THE REGULAR MEETING OF THE
MAYOR AND BOARD OF ALDERMEN
CITY OF NEW ALBANY
NOVEMBER 1, 2016

FBI WASH DC FILES		FILE NUMBER	FILE NUMBER	FILE NUMBER
FBI WASH DC FILES		FILE NUMBER	FILE NUMBER	FILE NUMBER
FBI WASH DC FILES		FILE NUMBER	FILE NUMBER	FILE NUMBER
101. Bureau of Prisons	102. Bureau of Prisons	103. Bureau of Prisons	104. Bureau of Prisons	105. Bureau of Prisons
106. Bureau of Prisons	107. Bureau of Prisons	108. Bureau of Prisons	109. Bureau of Prisons	110. Bureau of Prisons
111. Bureau of Prisons	112. Bureau of Prisons	113. Bureau of Prisons	114. Bureau of Prisons	115. Bureau of Prisons
116. Bureau of Prisons	117. Bureau of Prisons	118. Bureau of Prisons	119. Bureau of Prisons	120. Bureau of Prisons
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191. Bureau of Prisons	192. Bureau of Prisons	193. Bureau of Prisons	194. Bureau of Prisons	195. Bureau of Prisons
196. Bureau of Prisons	197. Bureau of Prisons	198. Bureau of Prisons	199. Bureau of Prisons	200. Bureau of Prisons

The M-01 Estimated Income table shows properties a tax and income subject of an exemption. There would be a claim for a tax and income exemption if the property is exempted from the tax and income.

5/29/15

FILED

05-02-2013 04:10 AM

Page 2 of 2

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CITY CLERK

HUD PAGE 2 ADDRESS

File Number: 3218-2 Submission Date: 05/20/15 Provision Date: 05/20/15

Justin Patrick Winkler

Abstract

UNIVERSITY

Lesson Number:

PROPERTY:
4.70 acres ±, Union County, MO

TOLL CHARGES	
1114, Clinton Ave	Less Charge of Third A. Murray, Pa. \$ 10.00 From 10/1/70
1115, Concord Dr. Del	Less Charge of Third A. Murray, Pa. \$ 10.00 From 10/1/70
1116	PORTLAND

06-28-2011 at 12:15 AM

FILED

CITY CLERK

NOVEMBER 1, 2016

ADDITION TO HUD-1 EITILEMENT STATEMENT

I have carefully reviewed the HUD-1 Settlement Statement and to the best of my knowledge and belief, it is a true and accurate statement of all fees and other amounts due on my account or by me to the borrower. I further certify that I have received a copy of the HUD-1 Settlement Statement.

Public Programs Worthwhile

[Signature]
 Director, FBI

Order by 20, 2013

Done: May 23, 2016

The HUD-1 Settlement Statement which I have prepared is a true and accurate account of the transaction. I have received or will receive the funds to be disbursed in accordance with the borrower's instructions.

Lecturers of the Department of English, P.A.

III

Printed May 29, 2003

WARNING: It is a crime to knowingly make false statements to the United States on this or any other federal form. Penalties upon conviction can include a fine or imprisonment. For details, see: Title 18 U.S. Code Sections 1001 and Sections 1011A.

ADDENDUM TO HUD-1 SETTLEMENT STATEMENT

I have carefully reviewed the HUD-1 Settlement Statement and to the best of my knowledge and belief, it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I further certify that I have received a copy of the HUD-1 Settlement Statement.

Judith Everett Williams
South Portland, Maine

Emerald Knight Creek, LLC A MS Limited Liability Company

Dated: May 29, 2015

Dated: May 29, 2015

The HUD-1 Settlement Statement which I have prepared is a true and accurate account of this transaction. I have checked or will cause the funds to be disbursed in accordance with this statement.

Law Offices of Theodore J. Minkus, P.A.

5

Detected May 29, 2015

By: Sebastian Ayala

WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine or imprisonment. For details see: Title 18 U.S. Code Section 1001 and Section 1003.

NOTE: Alderman Anderson re-entered the meeting at this point.

RE: EXECUTIVE SESSION

There was brought for consideration a personnel matter within New Albany Light Gas and Water; whereupon Alderman White moved that the meeting be closed for consideration of the question of holding an executive session. The motion received the second of Alderman Tucker, and upon being put to a vote, all aldermen present voted "yea", and the Mayor declared the motion duly passed. At that point, all persons were excluded from the meeting and a discussion was held regarding the necessity to go into executive session. While the meeting was closed, the sole matter discussed was the nature of the matter requiring executive session which was stated to be as follows:

A matter with respect to certain personnel items within
New Albany Light Gas and Water

Following discussion of the nature of the matter, Alderman Olson moved that the Board enter into executive session under the authority of Section 25-41-7-(4) (a) for the purpose of discussing certain personnel matters concerning the job performance of a certain employee. Alderman Tucker seconded the motion, and the matter being put to a vote, all aldermen present voted "yea", whereupon the Mayor declared the Board to be in executive session.

The Mayor and Board of Aldermen, after properly entering into executive session, took up for consideration the matters brought to their attention by Bill Mattox, New Albany Light Gas and Water Director. During lengthy discussion of the job performance of an employee within NALGW, Mr. Mattox reported to the Mayor and Board of Aldermen the situation regarding the employee. Following discussion of the matter, motion was made by Alderman Dunnam and duly seconded by Alderman Olson authorizing Mr. Mattox to meet with the employee to discuss the available options prior to additional consideration by the board. Mr. Mattox, Mayor Kent, the above-mentioned employee and City Attorney Russell will meet November 2, 2016 for further review.

There being no further business that could properly come before the Board while in executive session, Alderman Dunnam moved that the Board come out of executive session. The motion received the second of Alderman Anderson and the affirmative vote of all aldermen present. The Mayor declared the motion passed and the executive session at an end, at which point the meeting was once again opened to the general public.

RE: ADJOURNMENT

There being no further business, on motion of Alderman Anderson, the second of Alderman Dunnam, and the affirmative vote of all aldermen present, the meeting adjourned sine die.
This the 1st day of November 2016.

Tim Kent, Mayor

Attest: _____
Frankie Roberts, City Clerk