

**NOTICE OF LIMITATION OF USE**

**WHEREAS**, The Mayor and Aldermen of the City of Vicksburg, Mississippi own property described in Exhibit "A" attached hereto, which property is in Vicksburg, MS, and is known as Halls Ferry Park; and

**WHEREAS**, the City applied for and received funds from the Mississippi Department of Wildlife and Fisheries and Parks, Land and Water Conservation Fund for an outdoor recreation matching grant, FY2014, to enhance and improve the Halls Ferry Park; and

**WHEREAS**, said grant requires that a Limitation of Use statement be filed in the Land Records giving Notice that the property must remain in outdoor recreation use in perpetuity.

**THEREFORE**, it is understood and agreed by The Mayor and Aldermen of the City of Vicksburg, Mississippi, owner of the property described in Exhibit "A" attached hereto, that by acceptance of the grant, the City fully understands the terms and conditions set forth herein and does further covenant and agree for The Mayor and Aldermen of the City of Vicksburg, Mississippi, its successors and assigns, forever as follows:

The property has been developed with federal financial assistance provided by the National Park Service (formerly, the Bureau of Outdoor Recreation) of the Department of the Interior, in accordance with the Land and Water Conservation Fund Act of 1965, as amended, 16 U.S.C. 4601-5 *et seq* (1970 ed.). Pursuant to a requirement of law, this property may not be converted to other than public outdoor recreation uses, whether by transfer, sale or any other manner, without the express written approval of the Secretary of the Department of the Interior. By law, the Secretary shall approve such conversion only if he finds it to be in accord with the then existing comprehensive statewide outdoor recreation plan and only upon such conditions as he deems necessary to assure the substitution of other recreation properties of at least equal fair market value and of reasonable equivalent usefulness and location.

This the \_\_\_\_ day of \_\_\_\_\_, 2016.

THE MAYOR AND ALDERMEN OF THE  
CITY OF VICKSBURG, MISSISSPPI

\_\_\_\_\_  
BY: GEORGE FLAGGS, JR., MAYOR

**STATE OF MISSISSIPPI  
COUNTY OF WARREN**

PERSONALLY appeared before me the undersigned authority in and for said jurisdiction above, the within named George Flaggs, Jr., Mayor, for and on behalf of The Mayor and Aldermen of the City of Vicksburg, Mississippi, who acknowledged that he signed, executed and delivered the foregoing instrument on the day and year therein mentioned, and having been duly authorized.

WITNESS my hand and official seal this the \_\_\_\_ day of \_\_\_\_\_, 2016.

MY COMMISSION EXPIRES:

\_\_\_\_\_  
NOTARY PUBLIC

✓ Parcel 2:

COMMENCING at a 1/2 inch iron found marking the southeast corner of Lot #2 of Halls Ferry Development as recorded in Plat Book 3 at page 123 of the Land Records of Warren County, Mississippi, said point also being the southwestern-most point on the right-of-way of Home Depot Drive as presently defined; thence along the southern boundary of said right-of-way, S 76-20-51 E, 168.08 feet to the southwest corner of Lot #1 of said Halls Ferry Development; thence along the southern boundary of said Lot #1, S 76-20-48 E, 496.84 feet to the POINT OF BEGINNING of the herein described parcel; thence continuing along said southern boundary of Lot #1, S 76-20-48 E, 158.87 feet; thence continuing along said southern boundary of Lot #1, S 72-32-16 E, 134.02 feet to the southeast corner of said Lot #1; thence S 58-33-43 E, 1308.68 feet to the western right-of-way of Bazinsky Road; thence along said Bazinsky Road the following courses and distances: S 17-19-42 W, 47.91 feet; S 28-41-22 W, 152.45 feet; S 25-50-25 W, 78.47 feet; S 17-45-27 W, 65.50 feet to a 1.5 inch iron found marking the northeast corner of Lot 1A of Lake Hills Subdivision No. 5 as recorded in Plat Book 119 at Page 229 of said Land Records; thence leaving said right-of-way, S 89-27-01 W, 346.70 feet to the northwest corner of said Lot 1A; thence S 01-34-59 E, 115.80 feet to the southwestern corner of said Lot 1A; thence along the western boundary of Lot 1, S 01-49-59 E, 79.20 feet; thence along the western boundary of said Lot 1 and Lot 2, S 04-20-59 E, 93.76 feet to a point located on the western boundary of said Lot 2, point also being the northwest corner of Lot 8 of Lake Hill Park Part 2 recorded in Plat Book 1 at Page 2 of said Land Records; thence along the northern boundary of said Lot 8 and said north line's extension, S 88-48-21 W, 186.08 feet to the northwest corner of said Lot 8, point also being on the eastern right-of-way of Hillside Drive; thence along said right-of-way, N 01-11-39 W, 242.27 feet; thence along said right-of-way, N 89-31-39 W, 50.02 feet; thence along said right-of-way, S 01-11-39 E, 48.06 feet; thence leaving said right-of-way, N 89-52-57 W, 1241.93 feet to a point on the eastern boundary of the Branning Enterprises, Inc. tract recorded in Deed Book 1372 at Page 246 of said Land Records; thence along the eastern boundary of said Branning Enterprises, Inc. tract, N 07-41-02 E, 176.51 feet to the northeast corner of the said Branning Enterprises, Inc. tract, point also being the southeastern corner of the Jack R. Branning tract recorded in Deed Book 796 at Page 174 of said Land Records; thence along the eastern boundary of said Jack R. Branning tract, N 07-41-02 E, 100.00 feet; thence N 64-20-11 W, 121.49 feet; thence N 52-36-50 W, 47.31 feet; thence N 21-47-34 E, 118.82 feet to the northeast corner of said Jack R. Branning tract, point also being the southeast corner of the Action Properties Vicksburg, LLC tract recorded in Deed Book 1522 at Page 351; thence along the eastern boundary of said Action Properties Vicksburg, LLC tract, N 21-54-12 E, 186.92 feet to a 1/2 inch iron found; thence S 65-19-44 E, 204.52 feet; thence N 26-17-59 E, 72.59 feet to a 1/2 inch iron found; thence N 25-56-14 W, 349.77 feet; thence N 11-46-39 W, 145.25 feet to a 1/2 inch iron found; thence N 06-29-53 W, 166.60 feet to a 1/2 inch iron found; thence S 66-45-48 E, 77.08 feet; thence S 79-27-47 E, 189.89 feet; thence S 55-04-43 E, 226.85 feet; thence S 12-03-00 E, 149.06 feet; thence N 76-40-27 E, 124.56 feet; thence N 13-19-33 W, 248.91 feet to the POINT OF BEGINNING, containing 38.97 acres, more or less, and being located in Section 28, Township 16 North, Range 3 East, Warren County, Mississippi.