

RESOLUTION AUTHORIZING THE CITY COUNCIL (THE "GOVERNING BODY") OF THE CITY OF DIAMONDHEAD, MISSISSIPPI (THE "CITY"), TO ACQUIRE, BY ACCEPTANCE OF DONATION BY LINELE M. BARROW, STEPHEN AND STACY KULIKOWSKI, AND DIAMONDHEAD COUNTRY CLUB AND PROPERTY OWNERS ASSOCIATION, INC., EASEMENTS LOCATED WITHIN THE CITY FOR DRAINAGE AND UTILITY PURPOSES

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

1. The City is in need of acquiring certain easements for drainage and utility purposes that are currently owned by individual property owners.
2. The City is authorized to acquire property pursuant to Miss. Code Ann. §21-17-1.
3. Linele M. Barrow, Stephen and Stacy Kulikowski, and Diamondhead County Club and Property Owners Association, Inc. have all expressed a willingness to convey by donation the easements legally described in the Right of Entry and Permanent Drainage/Utility Easements attached hereto as collectively Exhibit "A" to this resolution.
4. The City is willing to accept the donation of the aforementioned easements.

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

SECTION 1. That the Governing Body of the City will accept the donation of the aforementioned easements as it is necessary for the public good.

SECTION 2. That the Governing Body of the City does hereby authorize the City Attorney to prepare any and all documentation related to the acquisition of the aforementioned easements, for the City Manager to execute any necessary documentation to effectuate the acquisition of the subject easements and to execute the documents on behalf of the City attached collectively hereto as Exhibit "A."

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

	Aye	Nay	Absent
Councilmember Finley	_____	_____	_____
Councilmember Sheppard	_____	_____	_____
Councilmember Harwood	_____	_____	_____
Councilmember Clark	_____	_____	_____
Councilmember Maher	_____	_____	_____
Mayor Liese	_____	_____	_____

The motion having received the affirmative vote of a majority of all of the members of the Governing Body, the Mayor declared the motion carried and the resolution adopted, this the day of _____, 2026.

MAYOR

ATTEST:

CITY CLERK

(SEAL)

Grantor:

Stephen and Stacy Kulikowski
9063 Road 232
Kiln, MS 39466
(228) 216-7828

Grantee:

City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525
(228) 222-4626

Prepared by and Return to:

Derek R. Cusick, Esq.
Cusick & Williams, PLLC
Post Office Box 4008
Gulfport, MS 39502
(228) 324-2652

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

INDEXING INSTRUCTIONS:

**Part of Lot 63, Block 3,
Diamondhead Unit 10, Phase 2,
Diamondhead, Hancock County,
Mississippi**

TITLE NOT EXAMINED

RIGHT OF ENTRY AND PERMANENT DRAINAGE/UTILITY EASEMENTS

FOR AND IN CONSIDERATION of the sum of Ten and no/100 Dollars (\$10.00), cash in hand paid, and other good and valuable considerations, STEPHEN AND STACY KULIKOWSKI, the owners of the property listed above, hereby grant a Right of Entry and a Permanent

Drainage/Utility Easements to CITY OF DIAMONDHEAD, MISSISSIPPI from the public right of way to the drainage/utility easements located on this property for maintenance of said drainage/utility easements. The Permanent Drainage/Utility Easements shall be described as follows:

See attached survey and legal description thereto incorporated herein by reference as Exhibit "A".

We also hereby further grant a Right of Entry for the property to CITY OF DIAMONDHEAD, MISSISSIPPI, its agents or assigns, for the construction and maintenance of said easements.

We hereby further agree not to construct, plant or place anything within the Permanent Drainage/utility Easements that will interfere with the CITY OF DIAMONDHEAD, MISSISSIPPI'S subservient rights. This Permanent Drainage/Utility Easements shall be limited to and for the exclusive use of CITY OF DIAMONDHEAD, MISSISSIPPI, its agents or assigns, for its drainage and utility needs.

We hereby further agree to hold harmless CITY OF DIAMONDHEAD, MISSISSIPPI, along with its project engineers, project administrators and all other employees, agents, servants, successors and assigns of the CITY OF DIAMONDHEAD, MISSISSIPPI, for any and all claims, demands, suits and losses of any nature whatsoever which may result from or be claimed to have resulted from the construction and maintenance of the drainage easements including, but not limited to, personal injury, death, damage to buildings, fixtures and appurtenances, as well as hidden damage to property including trees, shrubs, sod, bushes or any vegetation, lost wages, attorney's fees and any other loss or damage whatsoever.

It is further acknowledged that the drafter of this instrument performed no title search prior to preparing this instrument.

WITNESS my signature on this the ____ day of _____, 2026.

STEPHEN KULIKOWSKI

STACY KULIKOWSKI

STATE OF _____

COUNTY OF _____

PERSONALLY APPEARED BEFORE ME, the undersigned authority, a notary public in
and for the aforesaid jurisdiction, the within named _____ and
_____ who acknowledged that they signed, executed, and
delivered the above and foregoing instrument on the day and year therein set forth and
mentioned.

GIVEN UNDER MY HAND, and official seal of the office this the ____ day of _____
2026.

NOTARY PUBLIC

My Commission Expires:

(SEAL)

Grantor:

Linele M. Barrow
838 Joe Yenni Blvd.
Unit 30
Kenner, LA 70065

Grantee:

City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525
(228) 222-4626

Prepared by and Return to:

Derek R. Cusick, Esq.
Cusick & Williams, PLLC
Post Office Box 4008
Gulfport, MS 39502
(228) 324-2652

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

INDEXING INSTRUCTIONS:

**Part of Lot 64, Block 3,
Diamondhead Unit 10, Phase 2,
Diamondhead, Hancock County,
Mississippi**

TITLE NOT EXAMINED

RIGHT OF ENTRY AND PERMANENT DRAINAGE/UTILITY EASEMENTS

FOR AND IN CONSIDERATION of the sum of Ten and no/100 Dollars (\$10.00), cash in hand paid, and other good and valuable considerations, LINELE M. BARROW, the owner of the property listed above, hereby grants a Right of Entry and a Permanent Drainage/Utility Easements

WITNESS my signature on this the ____ day of _____, 2026.

LINELE M. BARROW

STATE OF _____

COUNTY/PARISH OF _____

PERSONALLY APPEARED BEFORE ME, the undersigned authority, a notary public in and for the aforesaid jurisdiction, the within named _____, who acknowledged that she signed, executed, and delivered the above and foregoing instrument on the day and year therein set forth and mentioned having been first duly authorized to do so by the company.

GIVEN UNDER MY HAND, and official seal of the office this the __ day of _____ 2026.

NOTARY PUBLIC

My Commission Expires:

(SEAL)

to CITY OF DIAMONDHEAD, MISSISSIPPI from the public right of way to the drainage/utility easements located on this property for maintenance of said drainage/utility easements. The Permanent Drainage/Utility Easements shall be described as follows:

See attached survey and legal description thereto incorporated herein by reference as Exhibit "A".

We also hereby further grant a Right of Entry for the property to CITY OF DIAMONDHEAD, MISSISSIPPI, its agents or assigns, for the construction and maintenance of said easements.

We hereby further agree not to construct, plant or place anything within the Permanent Drainage/utility Easements that will interfere with the CITY OF DIAMONDHEAD, MISSISSIPPI'S subservient rights. This Permanent Drainage/Utility Easements shall be limited to and for the exclusive use of CITY OF DIAMONDHEAD, MISSISSIPPI, its agents or assigns, for its drainage and utility needs.

We hereby further agree to hold harmless CITY OF DIAMONDHEAD, MISSISSIPPI, along with its project engineers, project administrators and all other employees, agents, servants, successors and assigns of the CITY OF DIAMONDHEAD, MISSISSIPPI, for any and all claims, demands, suits and losses of any nature whatsoever which may result from or be claimed to have resulted from the construction and maintenance of the drainage easements including, but not limited to, personal injury, death, damage to buildings, fixtures and appurtenances, as well as hidden damage to property including trees, shrubs, sod, bushes or any vegetation, lost wages, attorneys' fees and any other loss or damage whatsoever.

It is further acknowledged that the drafter of this instrument performed no title search prior to preparing this instrument.

PREPARED BY & RETURN TO:
DEREK R. CUSICK (MS BAR#10653)
CUSICK & WILLIAMS, PLLC
Post Office Box 4008
GULFPORT, MS 39502
(228) 206-3819

INDEXING INSTRUCTIONS:

Part of Lot 65, Block 3, Diamondhead
Unit 10, Phase 2,
DIAMONDHEAD,
HANCOCK COUNTY, MISSISSIPPI

GRANTORS ADDRESS:
DIAMONDHEAD COUNTRY CLUB &
PROPERTY OWNERS ASSOCIATION, INC.
7610 COUNTRY CLUB CIRCLE
DIAMONDHEAD, MS 39525
(228) 255-1900

GRANTEE'S ADDRESS:
CITY OF DIAMONDHEAD, MS
5000 DIAMONDHEAD CIRCLE
DIAMONDHEAD MS 39525
(228) 222-4626

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

TITLE NOT EXAMINED

RIGHT OF ENTRY AND PERMANENT DRAINAGE/UTILITY EASEMENTS

FOR AND IN CONSIDERATION of the sum of Ten and no/100 Dollars (\$10.00), cash in hand paid, and other good and valuable considerations, DIAMONDHEAD COUNTRY CLUB & PROPERTY OWNERS ASSOCIATION, INC., the owner of the property listed above, hereby grant a Right of Entry and a Permanent Drainage/Utility Easements to CITY OF DIAMONDHEAD, MISSISSIPPI from the public right of way to the drainage/utility easements

located on this property for maintenance of said drainage/utility easements. The Permanent Drainage/Utility Easements shall be described as follows:

See attached survey and legal description thereto incorporated herein by reference as Exhibit "A".

We also hereby further grant a Right of Entry for the property to CITY OF DIAMONDHEAD, MISSISSIPPI, its agents or assigns, for the construction and maintenance of said easements.

We hereby further agree not to construct, plant or place anything within the Permanent Drainage/utility Easements that will interfere with the CITY OF DIAMONDHEAD, MISSISSIPPI'S subservient rights. This Permanent Drainage/Utility Easements shall be limited to and for the exclusive use of CITY OF DIAMONDHEAD, MISSISSIPPI, its agents or assigns, for its drainage and utility needs.

We hereby further agree to hold harmless CITY OF DIAMONDHEAD, MISSISSIPPI, along with its project engineers, project administrators and all other employees, agents, servants, successors and assigns of the CITY OF DIAMONDHEAD, MISSISSIPPI, for any and all claims, demands, suits and losses of any nature whatsoever which may result from or be claimed to have resulted from the construction and maintenance of the drainage easements including, but not limited to, personal injury, death, damage to buildings, fixtures and appurtenances, as well as hidden damage to property including trees, shrubs, sod, bushes or any vegetation, lost wages, attorney's fees and any other loss or damage whatsoever.

It is further acknowledged that the drafter of this instrument performed no title search prior to preparing this instrument.

WITNESS my signature on this the ____ day of _____, 2026.

**DIAMONDHEAD COUNTRY CLUB &
PROPERTY OWNERS ASSOCIATION, INC.**

BY:_____

STATE OF MISSISSIPPI
COUNTY OF HANCOCK

Personally appeared before me, the undersigned Notary Public, the within named _____, who acknowledged that she is the President of the Board of the Diamondhead Country Club & Property Owners Association, Inc. and that she signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized by the Corporation to do so.

GIVEN UNDER MY HAND AND SEAL this the _____ day of _____, 2026.

NOTARY PUBLIC

My Commission Expires:

**PROPERTY DESCRIPTION
LOT 63 EASEMENT**

Being a 751 square feet tract of land situated in Lot 63, Block 3, Diamondhead Unit 10, Phase 2, as recorded in Plat Book 4, Page 60, Plat Records, Hancock County, Mississippi, and being a portion of that land conveyed to Stephen P. Kulikowski and Stacey P. Kulikowski as recorded in Deed Book 2016, Page 3618, Deed Records, Hancock County, Mississippi, as shown on survey by Paul D. Pitts, Jr., dated July 3, 2026, whose basis of bearings is the Mississippi State Plane Coordinate System, East Zone (2301), NAD 83 (2011 Epoch 2010.00), Geoid 18, grid values, using a scale factor of 1.001060285 and a convergence angle of NEG 01 degrees 31 minutes 19.53 seconds as determined specifically for this project using GPS methods from a base station located at N300,836.365, E828,874.612 obtained from a USM Network, and being more particularly described as follows:

Commencing at the northeast corner of said Lot 63, same being on the south right of way line of Apelehama Road, a 50 foot right of way, having Mississippi State Plane coordinates of N321,697.5804, E812,303.8152;

Thence, along the east line of said Lot 63, South 34 degrees 43 minutes 51 seconds West a distance of 103.48 feet, to a point for corner;

Thence, North 55 degrees 16 minutes 09 seconds West a distance of 5.00 feet, to a 1/2 inch iron rod set for the Point of Beginning of the herein described tract, having Mississippi State Plane coordinates of N321,615.3847 E812,240.7511;

Thence, South 34 degrees 43 minutes 51 seconds West a distance of 10.04 feet, to a 1/2 inch iron rod set for corner;

Thence, North 60 degrees 10 minutes 27 seconds West a distance of 48.53 feet, to a 1/2 inch iron rod set for corner;

Thence, North 44 degrees 35 minutes 35 seconds West a distance of 27.41 feet, to a 1/2 inch iron rod set for corner;

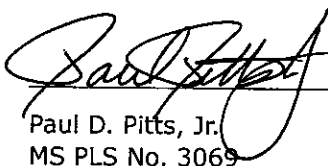
Thence, North 44 degrees 39 minutes 43 seconds East a distance of 10.00 feet, to a 1/2 inch iron rod set for corner;

Thence, South 44 degrees 35 minutes 35 seconds East a distance of 26.17 feet, to a 1/2 inch iron rod set for corner;

Thence, South 60 degrees 10 minutes 27 seconds East a distance of 48.02 feet, to the Point of Beginning and containing 751 square feet of land.

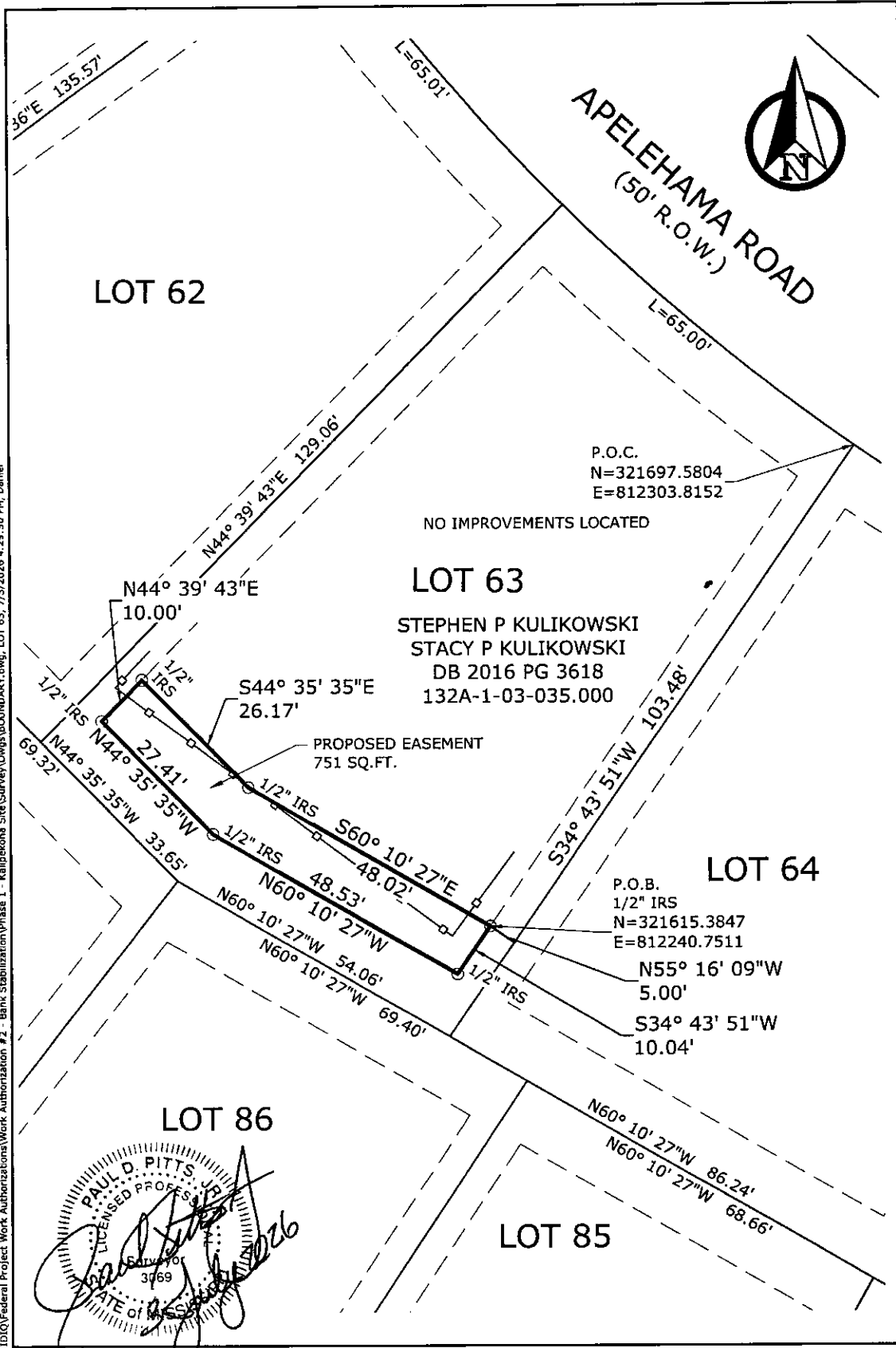
(A plat of even survey date herewith accompanies this description.)

The undersigned, Professional Licensed Surveyor, hereby certifies that the foregoing description and accompanying survey was made on the ground under my direct supervision and meets or exceeds the requirements of the Standards of Practice for Surveyors in Mississippi as adopted by the Mississippi Board of Licensure for Professional Engineers and Surveyors.


Paul D. Pitts, Jr.
MS PLS No. 3069



Y:\Shared\Projects\16175.08 Diamondhead IDIQ\Federal Project Work Authorizations\Work Authorization #2 - Bank Stabilization\Phase 1 - Kallipetona Site\Survey\Draws\BOUNDARY.dwg, LOT 63, 7/3/2026 4:29:50 PM, Daniel



PREPARED BY:		PREPARED FOR:		PROJ. NUMBER:	
		CITY OF DIAMONDHEAD		16175 WA 2	
228-396-0486 . WWW.CCELLC.US 2300 14th Street Gulfport, Mississippi 39501		LOCATION:		SCALE:	
		132A-1-03-035.000		1" = 20'	
		DESIGN:	DRAWN:	DATE:	
		PDP	PDP	AS NOTED	
TITLE:				SHEET:	
LOT 63 BLOCK 3, DIAMONDHEAD UNIT 10, PHASE II				LOT 63	

**PROPERTY DESCRIPTION
LOT 64 EASEMENT**

Being a 736 square feet tract of land situated in Lot 64, Block 3, Diamondhead Unit 10, Phase 2, as recorded in Plat Book 4, Page 60, Plat Records, Hancock County, Mississippi, and being a portion of that land conveyed to Linele M Barrow as recorded in Deed Book 2020, Page 15307, Deed Records, Hancock County, Mississippi, as shown on survey by Paul D. Pitts, Jr., dated July 3, 2026, whose basis of bearings is the Mississippi State Plane Coordinate System, East Zone (2301), NAD 83 (2011 Epoch 2010.00), Geoid 18, grid values, using a scale factor of 1.001060285 and a convergence angle of NEG 01 degrees 31 minutes 19.53 seconds as determined specifically for this project using GPS methods from a base station located at N300,836.365, E828,874.612 obtained from a USM Network, and being more particularly described as follows:

Commencing at the northeast corner of said Lot 64, same being on the south right of way line of Apelehama Road, a 50 foot right of way, having Mississippi State Plane coordinates of N321,665.3537, E812,360.1679;

Thence, along the east line of said Lot 64, South 24 degrees 47 minutes 58 seconds West a distance of 102.70 feet, to a point for corner;

Thence, North 65 degrees 12 minutes 02 seconds West a distance of 5.00 feet, to a 1/2 inch iron rod set for the Point of Beginning of the herein described tract, having Mississippi State Plane coordinates of N321,574.2211 E812,312.5521;

Thence, South 24 degrees 47 minutes 58 seconds West a distance of 10.04 feet, to a 1/2 inch iron rod set for corner;

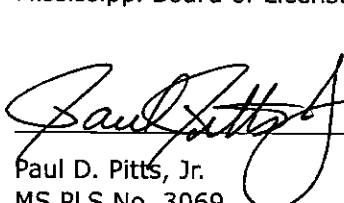
Thence, North 60 degrees 10 minutes 27 seconds West a distance of 74.46 feet, to a 1/2 inch iron rod set for corner;

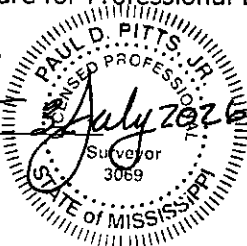
Thence, North 34 degrees 43 minutes 51 seconds East a distance of 10.04 feet, to a 1/2 inch iron rod set for corner;

Thence, South 60 degrees 10 minutes 27 seconds East a distance of 72.73 feet, to the Point of Beginning and containing 736 square feet of land.

(A plat of even survey date herewith accompanies this description.)

The undersigned, Professional Licensed Surveyor, hereby certifies that the foregoing description and accompanying survey was made on the ground under my direct supervision and meets or exceeds the requirements of the Standards of Practice for Surveyors in Mississippi as adopted by the Mississippi Board of Licensure for Professional Engineers and Surveyors.


Paul D. Pitts, Jr.
MS PLS No. 3069





LOT 64

**PROPERTY DESCRIPTION
LOT 65 EASEMENT**

Being a 669 square feet tract of land situated in Lot 65, Block 3, Diamondhead Unit 10, Phase 2, as recorded in Plat Book 4, Page 60, Plat Records, Hancock County, Mississippi, and being a portion of that land conveyed to Diamondhead Country Club and Property Owners Association as recorded in Deed Book 2023, Page 16068, Deed Records, Hancock County, Mississippi, as shown on survey by Paul D. Pitts, Jr., dated July 3, 2026, whose basis of bearings is the Mississippi State Plane Coordinate System, East Zone (2301), NAD 83 (2011 Epoch 2010.00), Geoid 18, grid values, using a scale factor of 1.001060285 and a convergence angle of NEG 01 degrees 31 minutes 19.53 seconds as determined specifically for this project using GPS methods from a base station located at N300,836.365, E828,874.612 obtained from a USM Network, and being more particularly described as follows:

Commencing at the northeast corner of said Lot 65, same being on the south right of way line of Apelehama Road, a 50 foot right of way, having Mississippi State Plane coordinates of N321,645.0823, E812,414.8554;

Thence, along the east line of said Lot 65, South 15 degrees 52 minutes 45 seconds West a distance of 113.41 feet, to a point for corner;

Thence, North 74 degrees 07 minutes 15 seconds West a distance of 5.00 feet, to a 1/2 inch iron rod set for the Point of Beginning of the herein described tract, having Mississippi State Plane coordinates of N321,537.3719 E812,379.0175;

Thence, South 15 degrees 53 minutes 43 seconds West a distance of 10.00 feet, to a 1/2 inch iron rod set for corner;

Thence, North 72 degrees 54 minutes 13 seconds West a distance of 6.27 feet, to a 1/2 inch iron rod set for corner;

Thence, North 60 degrees 10 minutes 27 seconds West a distance of 61.36 feet, to a 1/2 inch iron rod set for corner;

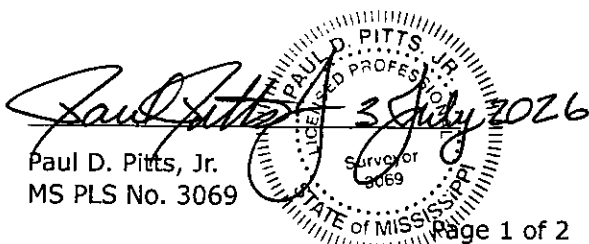
Thence, North 24 degrees 47 minutes 58 seconds East a distance of 10.04 feet, to a 1/2 inch iron rod set for corner;

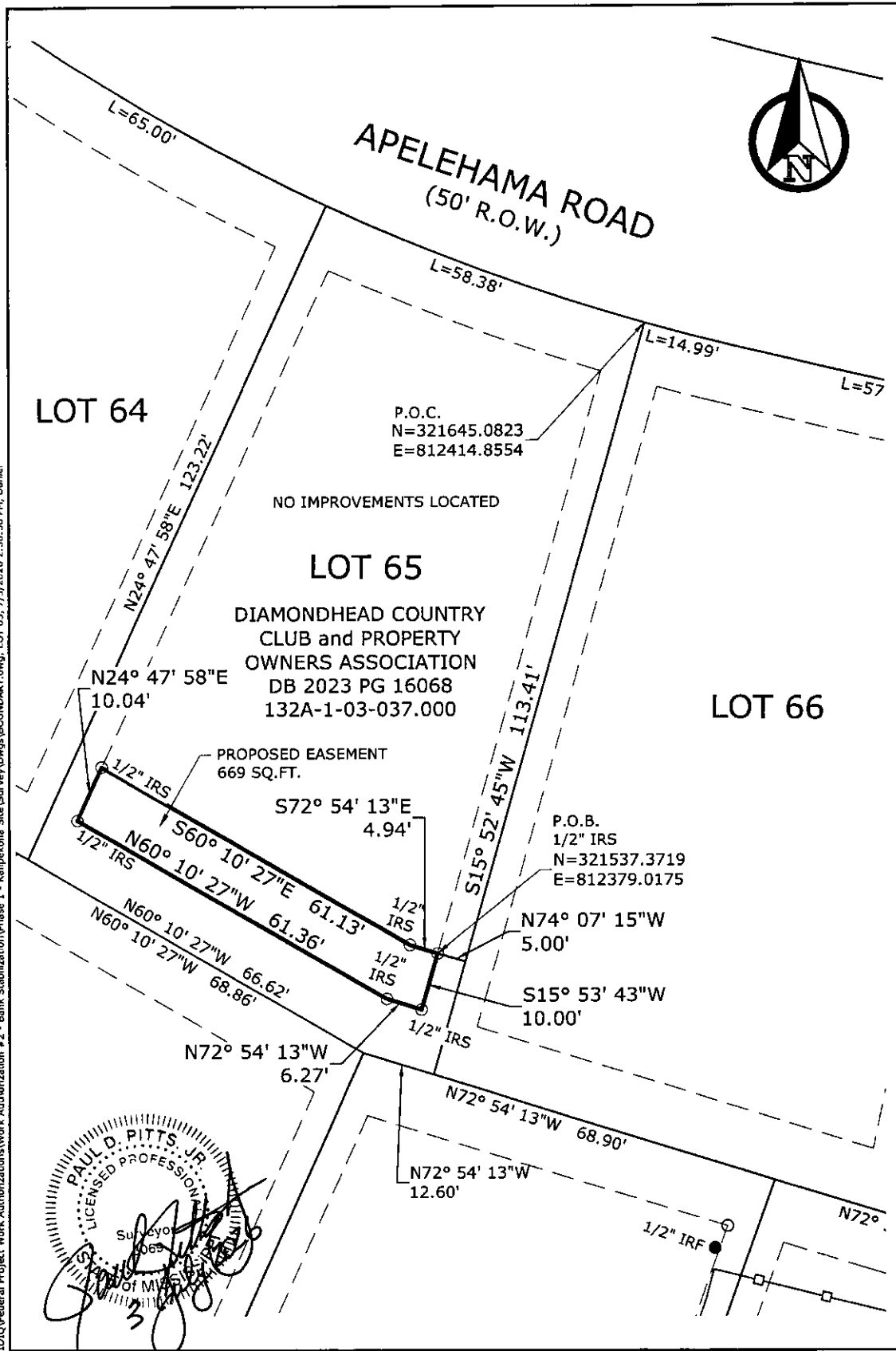
Thence, South 60 degrees 10 minutes 27 seconds East a distance of 61.13 feet, to a 1/2 inch iron rod set for corner;

Thence, South 72 degrees 54 minutes 13 seconds East a distance of 4.94 feet, to the Point of Beginning and containing 669 square feet of land.

(A plat of even survey date herewith accompanies this description.)

The undersigned, Professional Licensed Surveyor, hereby certifies that the foregoing description and accompanying survey was made on the ground under my direct supervision and meets or exceeds the requirements of the Standards of Practice for Surveyors in Mississippi as adopted by the Mississippi Board of Licensure for Professional Engineers and Surveyors.


Paul D. Pitts, Jr.
MS PLS No. 3069



PREPARED BY:		PREPARED FOR:	PROJ. NUMBER:
		CITY OF DIAMONDHEAD	16175 WA 2
228-396-0486 . WWW.CCELLC.US 2300 14th Street Gulfport, Mississippi 39501		LOCATION:	SCALE:
		132A-1-03-037.000	1" = 20'
		DESIGN:	DATE:
		PDP	AS NOTED
		DRAWN:	SHEET:
		PDP	LOT 65
TITLE:			
LOT 65 BLOCK 3, DIAMONDHEAD UNIT 10, PHASE II			

Y:\Shared\Projects\16175.08 Diamondhead IDIQ\Federal Project Work Authorizations\Work Authorization #2 - Bank Stabilization\Phase 1 - Kallipetona Site\Survey\Drawings\BOUNDARY.dwg, LOT 65, 7/3/2026 2:38:50 PM, Daniel