

PREPARED BY & RETURN TO:  
DEREK R. CUSICK (MS BAR#10653)  
LAW OFFICES OF DEREK R. CUSICK, PLLC  
1325 25<sup>th</sup> Avenue  
GULFPORT, MS 39501  
(228) 206-3819

INDEXING INSTRUCTIONS:

LOT 49, BLK 3, UNIT 10,  
DIAMONDHEAD PH 2, CITY OF  
DIAMONDHEAD, HANCOCK  
COUNTY, MISSISSIPPI

GRANTORS ADDRESS  
TIMOTHY PELKEY  
9701 MIDLAND ROAD  
FREELAND, MI 48623  
(810) 820-0092

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

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

**DEED OF DEDICATION**

This DEED OF DEDICATION ("Deed") is made this \_\_\_ day of \_\_\_\_\_,  
2019, by and between TIMOTHY PELKEY, GRANTOR, and THE CITY OF  
DIAMONDHEAD, a municipality created and existing under the State of Mississippi  
("City"), GRANTEE.

**\*\*WITNESSETH\*\***

WHEREAS, TIMOTHY PELKEY wishes to dedicate, grant and convey the following property to the City and be relieved of the cost and responsibilities associated with maintaining same; and

WHEREAS, the City wishes to acquire the property and assume the cost and responsibilities for maintaining same; and

WHEREAS, on \_\_\_\_\_, the Diamondhead City Council passed a resolution and order accepting the dedication of the property conveyed herein and agreeing to the terms contained herein, copy of which is attached hereto as Exhibit "A"; and

NOW, THEREFORE, in consideration of the recitals and the mutual benefits, covenants and terms herein contained, and for other good and valuable consideration, the receipt of which is hereby acknowledged, TIMOTHY PELKEY hereby dedicates, grants, conveys, covenants and agrees as follows:

**DEDICATION OF ONE UNDEVELOPED LOT**

For and in consideration of the City accepting the property and maintaining the property as greenspace, TIMOTHY PELKEY, being the sole owner of, and the only party having any interest in, the property, does hereby dedicate, grant and convey unto the City, its successors and assigns, in fee simple, for the use of the general public as a greenspace and for drainage, the property described herein below and improvements thereon and appurtenances thereto, if any. This dedication of the property is made without warranties of any kind.

The City specifically accepts the dedication of the property without warranty and subject to the following conditions:

The conveyance herein is made subject to such valid mineral reservations and/or conveyances, if any, as may have been heretofore made on the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all easements located on, over and across the property, or filed in the land records of the Office of the Chancery Clerk of Hancock County, Mississippi.

The conveyance herein is made subject to any and all rights-of-way and/or easements for public utilities in, on and under the property.

The conveyance herein is made subject to the City maintaining the property as greenspace and for drainage and said property is not to be developed.



5000 Diamondhead Circle, Diamondhead, MS 39525

Telephone (228) 222-4626

Fax: (228) 222-4390

December 7, 2021

TIMOTHY PELKEY  
9701 MIDLAND ROAD  
FREELAND, MI 48623

Dear Mr. Pelkey

Please find enclosed the Deed of Dedication paperwork that is required to be completed to transfer your lot to the City of Diamondhead. If you have any questions, please call me at 228-222-4626 or email me at [jmccraw@diamondhead.ms.gov](mailto:jmccraw@diamondhead.ms.gov).

Our city attorney has researched and prepared the following deeds of dedication for the properties that owners have expressed a willingness to donate to the city for drainage and greenspace. Please check the information on the deed to make sure everything is correct. The land record information may be out of date, but our attorney based the names, addresses, etc. on the information in the latest deeds on file. Once your sign and have papers notarized, please return them to the City of Diamondhead. Our attorney will then prepare a Resolution for the City Council accepting the donation.

Sincerely

A handwritten signature in blue ink, appearing to read 'Jon McCraw', is written over a blue horizontal line.

Jon McCraw  
Finance Department

Legal Description of the Undeveloped Lot:

Lot 49, Block 3, Unit 10, DIAMONDHEAD, Phase 2, according to the map or plat thereof on file and of record in the office of the Chancery Clerk of Hancock County, at Bay St. Louis, Mississippi.

Together with all improvements situated thereon, and the perpetual right of ingress and egress over and upon all streets, roads, avenues and boulevards shown on said subdivision plat.

IT IS FURTHER UNDERSTOOD AND AGREED that this instrument constitutes the entire agreement between Grantors and Grantee, there being no other oral agreements or representations of any kind or nature whatsoever.

EXECUTED, this the 3 day of JAN., 2022.

GRANTOR:

*Timothy Pelkey*  
TIMOTHY PELKEY

STATE OF California

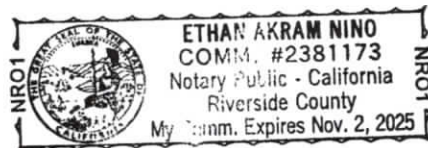
COUNTY OF Riverside

Personally appeared before me, the undersigned Notary Public, the within named TIMOTHY PELKEY, who acknowledged that he signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the 3 day of Jan., 2022

*E. Nino*  
NOTARY PUBLIC

My Commission Expires: NOV 2, 2025



**GRANTEE:**

**CITY OF DIAMONDHEAD, MISSISSIPPI**

**BY:**

\_\_\_\_\_  
**NANCY DEPREO, MAYOR**

STATE OF MISSISSIPPI

COUNTY OF HANCOCK

Personally appeared before me, the undersigned Notary Public, the within named NANCY DEPREO, who acknowledged that she is Mayor of the City of Diamondhead, Mississippi, and that in said representative capacity she signed and delivered this instrument on the day and year herein mentioned, after first having been duly authorized to do so.

GIVEN UNDER MY HAND AND SEAL this the \_\_\_\_ day of \_\_\_\_\_, 2021.

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

My Commission Expires:

\_\_\_\_\_