

**ORDER: APPROVE THE REQUEST OF BAPTIST  
MEMORIAL HOSPITAL FOR PARTIAL RELEASE OF FIRST  
RIGHT OF REFUSAL**

Motion was made by Chad McLarty, duly seconded by Robert Blackmon, to approve the request of Baptist Memorial Hospital for partial release of First Right of Refusal.

The vote on the motion was as follows:

Supervisor Mike Pickens, voted no  
Supervisor Jeff Busby, voted yes  
Supervisor Robert Blackmon, voted yes  
Supervisor Chad McLarty, voted yes  
Supervisor Mike Roberts, voted yes

After the vote, President Busby, declared the motion carried, this the 21<sup>st</sup> day of September, 2015.

  
\_\_\_\_\_  
Jeff Busby, President  
Board of Supervisors

  
\_\_\_\_\_  
Sherry Wall, Chancery Clerk

This Instrument Prepared by and return to:

Milton D. Hobbs, Jr.  
(MSB# 101924)

**Harris Shelton Hanover Walsh, PLLC**  
829 North Lamar Blvd., Suite 2  
Oxford, MS 38655  
Phone: (662) 234-7447

**RELEASORS' ADDRESSES:**

Lafayette County, Mississippi  
Board of Supervisors  
300 North Lamar Boulevard  
Post Office Box 1240  
Oxford, Mississippi 38655  
Attention: Jeff Busby, President  
(662) 236-2717

City of Oxford, Mississippi  
107 Courthouse Square  
Oxford, Mississippi 38655  
Attention: Mayor George "Pat" Patterson  
(662) 232-2340

**RELEASEE'S ADDRESS:**

Baptist Memorial Hospital-North Mississippi, Inc.,  
a Mississippi Non-Profit Corporation  
350 N. Humphreys Boulevard, Suite 545  
Memphis, Tennessee 38120-2177  
Attention: Gregory M. Duckett, Esq.  
(901) 227-5233

**INDEXING INFORMATION:**

Northwest Quarter of Section 33, Township 8 South, Range 3 West, Lafayette County, Mississippi.

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**PARTIAL RELEASE OF MEMORANDUM OF COVENANTS**

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand and the receipt of and sufficiency of all of which is hereby acknowledged, **LAFAYETTE**

COUNTY, MISSISSIPPI, a political subdivision of the State of Mississippi, organized and existing under the Constitution and laws of the State of Mississippi, acting through its Board of Supervisors (hereinafter referred to as the "County" or the "Board of Supervisors") AND the CITY OF OXFORD, MISSISSIPPI, a municipal corporation organized and existing under the Constitution and laws of the State of Mississippi (hereinafter referred to as the "City") BOTH hereby release the real property described below from that certain Memorandum of Covenants given by **BAPTIST MEMORIAL HOSPITAL-NORTH MISSISSIPPI, INC.** to the County and the City which Memorandum of Covenants is dated September 30, 2013, and recorded as **Instrument Number 2013-10145**, and filed on October 15, 2013 at 2:26 p.m., in the office of the Chancery Clerk of Lafayette County, Mississippi, to-wit:

Description of a part of the Baptist Memorial Hospital (BMH) - North Mississippi, Inc. property, located in the Northwest Quarter of Section 33, Township 8 South, Range 3 West, recorded in Instrument No. 2012-4080 in the Lafayette County Chancery Clerk's Office in Oxford, Mississippi and is further described as follows:

Commencing at a set ½" rebar, 1653.23' East and 835.00' South of the northwest corner of the northwest quarter of said Section 33, said point being the northeast corner of said BMH property in a curve in the west line of South Lamar Boulevard (60' R.O.W.) and the southeast corner of the Callicutt Lad, LLC recorded in Deed Book 467, Page 238; thence North 86°59'07" West, along the south line of said Callicutt property, a distance of 38.00 feet to a set ½" rebar and the Point of Beginning; thence across said BMH property the following calls: South 29°50'54" West, a distance of 93.35 feet to a set ½" rebar in a curve; thence along a curve to the right having a radius of 189.02 feet, a chord bearing of South 83°48'04" West, a chord length of 53.00 feet and a distance along its arc of 53.18 feet to a set ½" rebar in the north line of Belk Boulevard (90' R.O.W.); thence North 88°05'44" West, along said north line, a distance of 381.16 feet to a set ½" rebar; thence North 34°55'05" East, across said BMH property, a distance of 114.83 feet to a set ½" rebar in the south line of The Hamlet Subdivision recorded in Plat Cabinet B, Slide 122 thence South 88°34'50" East, a distance of 60.55 feet to a found ½" rebar, said point being the southwest corner of said Callicutt property; thence South 86°59'07" East, along the south line of said Callicutt property, a distance of 354.33 feet to the Point of Beginning and containing 39,675 Square Feet of land.

In all other respects said Memorandum of Covenants recorded as Instrument Number 2013-10145 shall remain in full force and effect.

The Chancery Court Clerk of Lafayette County, Mississippi is hereby authorized to record this Partial Release and to make a proper notation upon the margin of said Memorandum of Covenants.

WITNESS the signatures of the County and the City, this the 22 day of September 2015.

LAFAYETTE COUNTY, MISSISSIPPI

By: \_\_\_\_\_

Jeff Busby  
Jeff Busby, President of the Board  
of Supervisors

By: \_\_\_\_\_

Sherry Wall  
Sherry Wall, Clerk of the Board of  
Supervisors

CITY OF OXFORD, MISSISSIPPI

By: \_\_\_\_\_

George "Pat" Patterson, Mayor

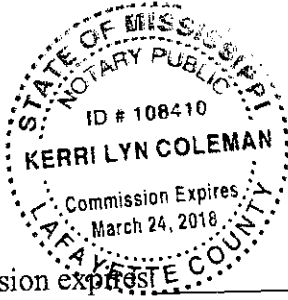
By: \_\_\_\_\_

Lisa D. Carwyle, City Clerk

*[Acknowledgments on Next Page]*

STATE OF MISSISSIPPI     )  
COUNTY OF LAFAYETTE )

Personally appeared before me, the undersigned authority in and for the said county and state, on this 2nd day of Sept, 2015, within my jurisdiction, the within named Jeff Busby and Sherry Wall, who acknowledged that they are, respectively, the President and the Clerk of the **Board of Supervisors of Lafayette County, Mississippi** and that for and on behalf of the County of Lafayette County, Mississippi, and as its act and deed, they executed the above and foregoing instrument, after first having been duly authorized by said Board of Supervisors so to do.



Kerri Lyn Coleman  
Notary Public

My commission expires: \_\_\_\_\_

STATE OF MISSISSIPPI     )  
COUNTY OF LAFAYETTE )

Personally appeared before me, the undersigned authority in and for the said county and state, on this \_\_\_\_\_ day of \_\_\_\_\_, 2015, within my jurisdiction, the within named George "Pat" Patterson and Lisa D. Carwyle, who acknowledged that they are, respectively, the Mayor and the Clerk of the **City of Oxford, Mississippi** and that for and on behalf of the City of Oxford, and as its act and deed, they executed the above and foregoing instrument, after first having been duly authorized by said City of Oxford so to do.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_