

At a regular meeting of the Mayor and Board of Selectmen of the Town of Homer, Louisiana, duly convened and held on Monday, April 7, 2003, at 6:00 o'clock, P. M., in the Council Chambers in Homer, Louisiana, the following ordinance was offered by Thomas McDonald and seconded by Johnette Faulkner :

"AN ORDINANCE AUTHORIZING THE SALE OF IMMOVABLE PROPERTY BELONGING TO THE TOWN OF HOMER, LOUISIANA, TO MICKEY JOHNSTON

WHEREAS the Town of Homer, Louisiana, is the owner of the following described immovable property (commonly referred to as the "Coke Plant"), to-wit:

The following described contiguous tracts situated in the Northeast Quarter of Southeast Quarter (NE-1/4 of SE-1/4) of Section 23, Township 21 North, Range 7 West, Town of Homer, Claiborne Parish, Louisiana, with all and singular the improvements thereon and all rights thereunto belonging, being the same property conveyed by First National Bank, Bienville Parish, to The Town of Homer, Louisiana, under an act of sale dated December 30, 1993, filed for record under File No. 365159 and recorded in Book 983 at Page 202 of the Conveyance Records of Claiborne Parish, Louisiana, to-wit:

Tract 1: Beginning at a point on the East side of East Third Street a distance of 124 feet North of the North side of North Main Street and run North along the East side of said East Third Street 119 feet, thence East along a line parallel with North Main Street 141 feet, thence in a Southeasterly course 119 feet to a point 145 feet East of point of beginning, thence West along a line parallel with North Main Street 145 feet to a point of beginning (acquired from Mrs. Florine Hunter Robertson in Instrument No. 20743, Claiborne Parish, Louisiana), AND beginning at the point of intersection of the East right of way of East Third Street (25 feet from center) with the North right of way of North Main Street (30 feet from center) and from said point of beginning run North along East right of way of East Third Street 118.6 feet for a point of beginning: thence East 87 feet, thence North 5.4 feet, thence West 87 feet, thence South along East right of way of East Third Street 5.4 feet to the point of beginning;

Tract 2: Beginning on the South side of North Third Street at a point 145 feet West from the West line of the Louisiana and Northwest Railroad right of way, the same being the Northwest corner of a lot sold by J. T. Ramsey to Merchants Wholesale Grocery Company as recorded on Page 527, Book 3, Conveyance Records of Claiborne Parish, Louisiana, thence South 04 degrees West along the West line of the Crawford-Jenkins & Booth lot 336 feet to the West line of the

Louisiana and Northwest Railroad right of way, thence in a Southwesterly direction along the West line of said Railroad right of way 44 feet to the W. J. Robertson residence lot, thence West 26 feet, thence North along the said residence lot and the Homer Bottling Works lot 126 feet, thence West along the North line of said Homer Bottling Works lot 141 feet to the East line of East Third Street, thence North along the East line of East Third Street 242 feet to the South line of North Third Street, thence East along the South line of North Third Street 223 feet, more or less, to the starting point, acquired from J. T. Ramsey in Instrument No. 100680, Claiborne Parish, Louisiana;

Tract 3: Beginning at the Northwest corner of lot sold by Mrs. Minnie Gill to the Hicks Company, Ltd., on the South side of North Third Street, West along South edge of said Street 23 feet, South 336 feet to railroad right of way, Northeasterly along said right of way to South line of Hicks Company, Ltd., West to Southwest corner thereof, North along Hicks Company, Ltd., lot to beginning, acquired from liquidators of Crawford, Jenkins & Booth, Ltd., in Instrument No. 138570, Claiborne Parish, Louisiana;

LESS AND EXCEPT a tract sold to Mickey Johnston in Instrument No. 305162, Conveyance Records of Claiborne Parish, Louisiana, AND

WHEREAS it is the finding and determination of the Mayor and Board of Selectmen of the Town of Homer, Louisiana, that the said property is not needed for public purposes, is in immediate need of substantial repairs to stabilize structural integrity and continues to materially deteriorate, and, as a consequence, should be sold at the earliest reasonable opportunity, AND

WHEREAS MICKEY JOHNSTON, a resident of the Town of Homer, Louisiana, has made an offer to purchase the said property for a cash consideration of FORTY-FIVE THOUSAND AND NO/100 DOLLARS (\$45,000.00) in order to use same for the opening and operation of a commercial enterprise which, as a consequence, will bring employment to and increase the ad valorem and sales tax revenue of the Town of Homer, Louisiana, AND

WHEREAS it is the finding of the Mayor and Board of Selectmen of the Town of Homer, Louisiana, that the said offer is a fair and reasonable consideration for the sale of the said property and that it is in the best interest and to the manifest advantage of the Town of Homer, Louisiana, to sell the said property to MICKEY JOHNSTON under the

following conditions: (1) the Town of Homer, Louisiana, makes no express or implied warranty as to the condition or fitness of the improvements situated upon the said property, and (2) the Town of Homer, Louisiana, reserves a right of first refusal to re-purchase the said property should Mickey Johnston desire to sell same in the future,

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Selectmen of the Town of Homer, Louisiana, as follows:

SECTION I. That the above described property owned by the Town of Homer, Louisiana, is no longer needed for public purposes, is in immediate need of substantial repairs to stabilize structural integrity and continues to materially deteriorate, and, as a consequence, should be sold at the earliest reasonable opportunity.

SECTION II. That the above described property be sold to MICKEY JOHNSTON for a cash consideration of FORTY-FIVE THOUSAND AND NO/100 DOLLARS (\$45,000.00) under the following conditions: (1) the Town of Homer, Louisiana, makes no express or implied warranty as to the condition or fitness of the improvements situated upon the said property, and (2) the Town of Homer, Louisiana, reserves a right of first refusal to re-purchase the said property should Mickey Johnston desire to sell same in the future.

SECTION III. That the Mayor of the Town of Homer, Louisiana, be, and he is hereby, authorized, empowered and directed to execute in due course an act of sale in the name and on behalf of the Town of Homer, Louisiana, so conveying the said property unto MICKEY JOHNSTON, and to receive the proceeds of the said sale.

SECTION IV. That all ordinances or parts thereof in conflict herewith are hereby repealed."

The above ordinance was read, considered and voted upon with the following result:

YEAS: J. C. Moore
Billy "Kirk" Jenkins

Johnette Faulkner

Thomas McDonald

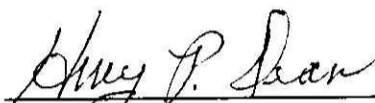
Jesse Ford

NAYS: None

ABSTAIN: None

ABSENT: None,

and the ordinance was declared passed and adopted on this, the 7th day
of April, 2003.



HUEY P. DEAN MAYOR



LANA PUGH CLERK