

By: Senator(s) Michel

To: Finance

SENATE BILL NO. 2143
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 67-1-5, MISSISSIPPI CODE OF 1972, AS
2 AMENDED BY HOUSE BILL NO. 1284, 2025 REGULAR SESSION, TO REVISE
3 THE DEFINITION OF THE TERM "QUALIFIED RESORT AREA" UNDER THE LOCAL
4 OPTION ALCOHOLIC BEVERAGE CONTROL LAW; TO AMEND SECTION 67-1-57,
5 MISSISSIPPI CODE OF 1972, AS AMENDED BY SENATE BILL NO. 2145, 2025
6 REGULAR SESSION, TO PROVIDE THAT A FELONY CONVICTION, OTHER THAN A
7 CRIME OF VIOLENCE OR A VIOLATION OF STATE OR FEDERAL CONTROLLED
8 SUBSTANCE LAWS, DOES NOT AUTOMATICALLY DISQUALIFY A PERSON FROM
9 BEING APPROVED FOR AN ALCOHOLIC BEVERAGE PERMIT; TO PROVIDE THAT,
10 IF AT LEAST 10 YEARS HAVE ELAPSED SINCE CONVICTION, THE DEPARTMENT
11 OF REVENUE MAY CONSIDER SUCH FELONY CONVICTIONS IN DETERMINING
12 WHETHER ALL OTHER QUALIFICATIONS ARE MET; AND FOR RELATED
13 PURPOSES.

14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

15 **SECTION 1.** Section 67-1-5, Mississippi Code of 1972, as
16 amended by House Bill No. 1284, 2025 Regular Session, is amended
17 as follows:

18 67-1-5. For the purposes of this article and unless
19 otherwise required by the context:

20 (a) "Alcoholic beverage" means any alcoholic liquid,
21 including wines of more than five percent (5%) of alcohol by
22 weight, capable of being consumed as a beverage by a human being,
23 but shall not include light wine, light spirit product and beer,



as defined in Section 67-3-3 * * *, but shall include native wines * * *, native spirits, and craft spirits. The words "alcoholic beverage" shall not include ethyl alcohol manufactured or distilled solely for fuel purposes or beer of an alcoholic content of more than eight percent (8%) by weight if the beer is legally manufactured in this state for sale in another state.

(b) "Alcohol" means the product of distillation of any fermented liquid, whatever the origin thereof, and includes synthetic ethyl alcohol, but does not include denatured alcohol or wood alcohol.

(c) "Distilled spirits" means any beverage containing more than six percent (6%) of alcohol by weight produced by distillation of fermented grain, starch, molasses or sugar, including dilutions and mixtures of these beverages.

(d) "Wine" or "vinous liquor" means any product obtained from the alcoholic fermentation of the juice of sound, ripe grapes, fruits, honey or berries and made in accordance with the revenue laws of the United States.

(e) "Person" means and includes any individual, partnership, corporation, association or other legal entity whatsoever.

(f) "Manufacturer" means any person engaged in manufacturing, distilling, rectifying, blending or bottling any alcoholic beverage.



(g) "Wholesaler" means any person, other than a manufacturer, engaged in distributing or selling any alcoholic beverage at wholesale for delivery within or without this state when such sale is for the purpose of resale by the purchaser.

(h) "Retailer" means any person who sells, distributes, or offers for sale or distribution, any alcoholic beverage for use or consumption by the purchaser and not for resale.

(i) "State Tax Commission," "commission" or "department" means the Department of Revenue of the State of Mississippi, which shall create a division in its organization to be known as the Alcoholic Beverage Control Division. Any reference to the commission or the department hereafter means the powers and duties of the Department of Revenue with reference to supervision of the Alcoholic Beverage Control Division.

(j) "Division" means the Alcoholic Beverage Control Division of the Department of Revenue.

(k) "Municipality" means any incorporated city or town of this state.

(l) "Hotel" means an establishment within a municipality, or within a qualified resort area approved as such by the department, where, in consideration of payment, food and lodging are habitually furnished to travelers and wherein are located at least twenty (20) adequately furnished and completely separate sleeping rooms with adequate facilities that persons usually apply for and receive as overnight accommodations. Hotels



73 in towns or cities of more than twenty-five thousand (25,000)
74 population are similarly defined except that they must have fifty
75 (50) or more sleeping rooms. Any such establishment described in
76 this paragraph with less than fifty (50) beds shall operate one or
77 more regular dining rooms designed to be constantly frequented by
78 customers each day. When used in this article, the word "hotel"
79 shall also be construed to include any establishment that meets
80 the definition of "bed and breakfast inn" as provided in this
81 section.

82 (m) "Restaurant" means:

83 (i) A place which is regularly and in a bona fide
84 manner used and kept open for the serving of meals to guests for
85 compensation, which has suitable seating facilities for guests,
86 and which has suitable kitchen facilities connected therewith for
87 cooking an assortment of foods and meals commonly ordered at
88 various hours of the day; the service of such food as sandwiches
89 and salads only shall not be deemed in compliance with this
90 requirement. Except as otherwise provided in this paragraph, no
91 place shall qualify as a restaurant under this article unless
92 twenty-five percent (25%) or more of the revenue derived from such
93 place shall be from the preparation, cooking and serving of meals
94 and not from the sale of beverages, or unless the value of food
95 given to and consumed by customers is equal to twenty-five percent
96 (25%) or more of total revenue; or



(ii) Any privately owned business located in a building in a historic district where the district is listed in the National Register of Historic Places, where the building has a total occupancy rating of not less than one thousand (1,000) and where the business regularly utilizes ten thousand (10,000) square feet or more in the building for live entertainment, including not only the stage, lobby or area where the audience sits and/or stands, but also any other portion of the building necessary for the operation of the business, including any kitchen area, bar area, storage area and office space, but excluding any area for parking. In addition to the other requirements of this subparagraph, the business must also serve food to guests for compensation within the building and derive the majority of its revenue from event-related fees, including, but not limited to, admission fees or ticket sales to live entertainment in the building, and from the rental of all or part of the facilities of the business in the building to another party for a specific event or function.

(n) "Club" means an association or a corporation:

(i) Organized or created under the laws of this state for a period of five (5) years prior to July 1, 1966;

(ii) Organized not primarily for pecuniary profit but for the promotion of some common object other than the sale or consumption of alcoholic beverages;



(iii) Maintained by its members through the payment of annual dues;

(iv) Owning, hiring or leasing a building or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests;

(v) The affairs and management of which are conducted by a board of directors, board of governors, executive committee, or similar governing body chosen by the members at a regular meeting held at some periodic interval; and

(vi) No member, officer, agent or employee of which is paid, or directly or indirectly receives, in the form of a salary or other compensation any profit from the distribution or sale of alcoholic beverages to the club or to members or guests of the club beyond such salary or compensation as may be fixed and voted at a proper meeting by the board of directors or other governing body out of the general revenues of the club.

The department may, in its discretion, waive the five-year provision of this paragraph. In order to qualify under this paragraph, a club must file with the department, at the time of its application for a license under this article, two (2) copies of a list of the names and residences of its members and similarly file, within ten (10) days after the election of any additional member, his name and address. Each club applying for a license shall also file with the department at the time of the application



a copy of its articles of association, charter of incorporation, bylaws or other instruments governing the business and affairs thereof.

(o) "Qualified resort area" means any area or locality outside of the limits of incorporated municipalities in this state commonly known and accepted as a place which regularly and customarily attracts tourists, vacationists and other transients because of its historical, scenic or recreational facilities or attractions, or because of other attributes which regularly and customarily appeal to and attract tourists, vacationists and other transients in substantial numbers; however, no area or locality shall so qualify as a resort area until it has been duly and properly approved as such by the department. The department may not approve an area as a qualified resort area after July 1, 2018, if any portion of such proposed area is located within two (2) miles of a convent or monastery that is located in a county traversed by Interstate 55 and U.S. Highway 98. A convent or monastery may waive such distance restrictions in favor of allowing approval by the department of an area as a qualified resort area. Such waiver shall be in written form from the owner, the governing body, or the appropriate officer of the convent or monastery having the authority to execute such a waiver, and the waiver shall be filed with and verified by the department before becoming effective.



(i) The department may approve an area or locality outside of the limits of an incorporated municipality that is in the process of being developed as a qualified resort area if such area or locality, when developed, can reasonably be expected to meet the requisites of the definition of the term "qualified resort area." In such a case, the status of qualified resort area shall not take effect until completion of the development.

(ii) The term includes any state park which is declared a resort area by the department; however, such declaration may only be initiated in a written request for resort area status made to the department by the Executive Director of the Department of Wildlife, Fisheries and Parks, and no permit for the sale of any alcoholic beverage, as defined in this article, except an on-premises retailer's permit, shall be issued for a hotel, restaurant or bed and breakfast inn in such park.

(iii) The term includes:

1. The clubhouses associated with the state park golf courses at the Lefleur's Bluff State Park, the John Kyle State Park, the Percy Quin State Park and the Hugh White State Park;

2. The clubhouse and associated golf course, tennis courts and related facilities and swimming pool and related facilities where the golf course, tennis courts and related facilities and swimming pool and related facilities are adjacent to one or more planned residential developments and the golf



course and all such developments collectively include at least seven hundred fifty (750) acres and at least four hundred (400) residential units;

3. Any facility located on property that is a game reserve with restricted access that consists of at least three thousand (3,000) contiguous acres with no public roads and that offers as a service hunts for a fee to overnight guests of the facility;

4. Any facility located on federal property surrounding a lake and designated as a recreational area by the United States Army Corps of Engineers that consists of at least one thousand five hundred (1,500) acres;

5. Any facility that is located in a municipality that is bordered by the Pearl River, traversed by Mississippi Highway 25, adjacent to the boundaries of the Jackson International Airport and is located in a county which has voted against coming out from under the dry law; however, any such facility may only be located in areas designated by the governing authorities of such municipality;

6. Any municipality with a population in excess of ten thousand (10,000) according to the latest federal decennial census that is located in a county that is bordered by the Pearl River and is not traversed by Interstate Highway 20, with a population in excess of forty-five thousand (45,000) according to the latest federal decennial census;



220 7. The West Pearl Restaurant Tax District as
221 defined in Chapter 912, Local and Private Laws of 2007;

222 8. a. Land that is located in any county in
223 which Mississippi Highway 43 and Mississippi Highway 25 intersect
224 and:

225 A. Owned by the Pearl River Valley
226 Water Supply District, and/or

227 B. Located within the Reservoir
228 Community District, zoned commercial, east of Old Fannin Road,
229 north of Regatta Drive, south of Spillway Road, west of Hugh Ward
230 Boulevard and accessible by Old Fannin Road, Spillway Road, Spann
231 Drive and/or Lake Vista Place, and/or

232 C. Located within the Reservoir
233 Community District, zoned commercial, west of Old Fannin Road,
234 south of Spillway Road and extending to the boundary of the
235 corporate limits of the City of Flowood, Mississippi;

236 b. The board of supervisors of such
237 county, with respect to B and C of item 8.a., may by resolution or
238 other order:

239 A. Specify the hours of operation
240 of facilities that offer alcoholic beverages for sale,

241 B. Specify the percentage of
242 revenue that facilities that offer alcoholic beverages for sale
243 must derive from the preparation, cooking and serving of meals and
244 not from the sale of beverages, and



C. Designate the areas in which facilities that offer alcoholic beverages for sale may be located;

9. Any facility located on property that is a game reserve with restricted access that consists of at least eight hundred (800) contiguous acres with no public roads, that offers as a service hunts for a fee to overnight guests of the facility, and has accommodations for at least fifty (50) overnight guests;

10. Any facility that:

a. Consists of at least six thousand (6,000) square feet being heated and cooled along with an additional adjacent area that consists of at least two thousand two hundred (2,200) square feet regardless of whether heated and cooled,

b. For a fee is used to host events such as weddings, reunions and conventions,

c. Provides lodging accommodations regardless of whether part of the facility and/or located adjacent to or in close proximity to the facility, and

d. Is located on property that consists of at least thirty (30) contiguous acres;

11. Any facility and related property:

a. Located on property that consists of at least one hundred twenty-five (125) contiguous acres and consisting of an eighteen-hole golf course, and/or located in a



facility that consists of at least eight thousand (8,000) square feet being heated and cooled,

b. Used for the purpose of providing meals and hosting events, and

c. Used for the purpose of teaching culinary arts courses and/or turf management and grounds keeping courses, and/or outdoor recreation and leadership courses;

12. Any facility and related property that:

a. Consist of at least eight thousand (8,000) square feet being heated and cooled,

b. For a fee is used to host events,

c. Is used for the purpose of culinary arts courses, and/or live entertainment courses and art performances, and/or outdoor recreation and leadership courses;

13. The clubhouse and associated golf course where the golf course is adjacent to one or more residential developments and the golf course and all such developments collectively include at least two hundred (200) acres and at least one hundred fifty (150) residential units and are located a. in a county that has voted against coming out from under the dry law; and b. outside of but in close proximity to a municipality in such county which has voted under Section 67-1-14, after January 1, 2013, to come out from under the dry law;

14. The clubhouse and associated eighteen-hole golf course located in a municipality traversed by



Interstate Highway 55 and U.S. Highway 51 that has voted to come out from under the dry law;

15. a. Land that is planned for mixed-use development and consists of at least two hundred (200) contiguous acres with one or more planned residential developments collectively planned to include at least two hundred (200) residential units when completed, and also including a facility that consists of at least four thousand (4,000) square feet that is not part of such land but is located adjacent to or in close proximity thereto, and in addition, also including land located and beginning outside of and adjacent to the south boundary of the corporate limits of a municipality on South Montgomery Street and running approximately one (1) mile west outside of and along such corporate limits, then running in a straight line parallel to South Montgomery Street south to Poor House Road, then running east along Poor House Road to South Montgomery Street, and then running north along South Montgomery Street back to the point of beginning, and which land is located:

A. In a county that has voted to come out from under the dry law,

B. Outside the corporate limits of any municipality in such county and adjacent to or in close proximity to a golf course located in a municipality in such county, and



319 C. Within one (1) mile of a state
320 institution of higher learning;

321 b. The board of supervisors of such
322 county may by resolution or other order:

323 A. Specify the hours of operation
324 of facilities that offer alcoholic beverages for sale,

325 B. Specify the percentage of
326 revenue that facilities that offer alcoholic beverages for sale
327 must derive from the preparation, cooking and serving of meals and
328 not from the sale of beverages, and

329 C. Designate the areas in which
330 facilities that offer alcoholic beverages for sale may be located;

331 16. Any facility with a capacity of five
332 hundred (500) people or more, to be used as a venue for private
333 events, on a tract of land in the Southwest Quarter of Section 33,
334 Township 2 South, Range 7 East, of a county where U.S. Highway 45
335 and U.S. Highway 72 intersect and that has not voted to come out
336 from under the dry law;

337 17. One hundred five (105) contiguous acres,
338 more or less, located in Hinds County, Mississippi, and in the
339 City of Jackson, Mississippi, whereon are constructed a variety of
340 buildings, improvements, grounds or objects for the purpose of
341 holding events thereon to promote agricultural and industrial
342 development in Mississippi;



18. Land that is owned by a state institution of higher learning, land that is owned by an entity that is bound by an affiliation agreement with a state institution of higher learning, or land that is owned by one or more other entities so long as such other entities are solely owned, either directly or through additional entities, by an institution of higher learning and/or one or more entities bound by affiliation agreements with such institution, and:

a. Located entirely within a county that has elected by majority vote not to permit the transportation, storage, sale, distribution, receipt and/or manufacture of light wine and beer pursuant to Section 67-3-7; and

b. A. Located adjacent to but outside the incorporated limits of a municipality that has elected by majority vote to permit the sale, receipt, storage and transportation of light wine and beer pursuant to Section 67-3-9; or

B. Located in an area bounded on the north by College View Drive, on the east by Mississippi Highway 12 East, on the south by Mississippi Highway 12 East, on the west by Mill Street, on the north by Russell Street, then on the west by Colonel Muldrow Avenue, on the north by University Drive, on the west by Adkerson Way within a municipality through which run Mississippi Highway 25, Mississippi Highway 12 and U.S. Highway 82.



368 If any portion of the land described in this item 18 has been
369 declared a qualified resort area by the department before July 1,
370 2020, then that qualified resort area shall be incorporated into
371 the qualified resort area created by this item 18;

372 19. Any facility and related property:

373 a. Used as a flea market or similar
374 venue during a weekend (Saturday and Sunday) immediately preceding
375 the first Monday of a month and having an annual average of at
376 least one thousand (1,000) visitors for each such weekend and five
377 hundred (500) vendors for Saturday of each such weekend, and

378 b. Located in a county that has not
379 voted to come out from under the dry law and outside of but in
380 close proximity to a municipality located in such county and which
381 municipality has voted to come out from under the dry law;

382 20. Blocks 1, 2 and 3 of the original town
383 square in any municipality with a population in excess of one
384 thousand five hundred (1,500) according to the latest federal
385 decennial census and which is located in:

386 a. A county traversed by Interstate 55
387 and Interstate 20, and

388 b. A judicial district that has not
389 voted to come out from under the dry law;

390 21. Any municipality with a population in
391 excess of two thousand (2,000) according to the latest federal
392 decennial census and in which is located a part of White's Creek



Lake and in which U.S. Highway 82 intersects with Mississippi Highway 9 and located in a county that is partially bordered on one (1) side by the Big Black River;

22. A restaurant located on a two-acre tract adjacent to a five-hundred-fifty-acre lake in the northeast corner of a county traversed by U.S. Interstate 55 and U.S. Highway 84;

23. Any tracts of land in Oktibbeha County, situated north of Bailey Howell Drive, Lee Boulevard and Old Mayhew Road, east of George Perry Street and south of Mississippi Highway 182, and not located on the property of a state institution of higher learning; however, the board of supervisors of such county may by resolution or other order:

a. Specify the hours of operation of facilities that offer alcoholic beverages for sale;

b. Specify the percentage of revenue that facilities that offer alcoholic beverages for sale must derive from the preparation, cooking and serving of meals and not from the sale of beverages; and

c. Designate the areas in which facilities that offer alcoholic beverages for sale may be located;

24. A municipality in which Mississippi Highway 27 and Mississippi Highway 28 intersect;

25. A municipality through which run Mississippi Highway 35 and Interstate 20;



417 26. A municipality in which Mississippi
418 Highway 16 and Mississippi Highway 35 intersect;
419 27. A municipality in which U.S. Highway 82
420 and Old Highway 61 intersect;
421 28. A municipality in which Mississippi
422 Highway 8 meets Mississippi Highway 1;
423 29. A municipality in which U.S. Highway 82
424 and Mississippi Highway 1 intersect;
425 30. A municipality in which Mississippi
426 Highway 50 meets Mississippi Highway 9;
427 31. An area bounded on the north by Pearl
428 Street, on the east by West Street, on the south by Court Street
429 and on the west by Farish Street, within a municipality bordered
430 on the east by the Pearl River and through which run Interstate 20
431 and Interstate 55;
432 32. Any facility and related property that:
433 a. Is contracted for mixed-use
434 development improvements consisting of office and residential
435 space and a restaurant and lounge, partially occupying the
436 renovated space of a four-story commercial building which
437 previously served as a financial institution; and adjacent
438 property to the west consisting of a single-story office building
439 that was originally occupied by the Brotherhood of Carpenters and
440 Joiners of American Local Number 569; and



b. Is situated on a tract of land consisting of approximately one and one-tenth (1.10) acres, and the adjacent property to the west consisting of approximately 0.5 acres, located in a municipality which is the seat of county government, situated south of Interstate 10, traversed by U.S. Highway 90, partially bordered on one (1) side by the Pascagoula River and having its most southern boundary bordered by the Gulf of Mexico, with a population greater than twenty-two thousand (22,000) according to the 2010 federal decennial census; however, the governing authorities of such a municipality may by ordinance:

A. Specify the hours of operation of facilities that offer alcoholic beverages for sale;

B. Specify the percentage of revenue that facilities that offer alcoholic beverages for sale must derive from the preparation, cooking and serving of meals and not from the sale of beverages; and

C. Designate the areas within the facilities in which alcoholic beverages may be offered for sale;

33. Any facility with a maximum capacity of one hundred twenty (120) people that consists of at least three thousand (3,000) square feet being heated and cooled, has a commercial kitchen, has a pavilion that consists of at least nine thousand (9,000) square feet and is located on land more particularly described as follows:



465 All that part of the East Half of the Northwest Quarter of
466 Section 21, Township 7 South, Range 4 East, Union County,
467 Mississippi, that lies South of Mississippi State Highway 348
468 right-of-way and containing 19.48 acres, more or less.

469 ALSO,

470 The Northeast 38 acres of the Southwest Quarter of Section
471 21, Township 7 South, Range 4 East, Union County, Mississippi.

472 ALSO,

473 The South 81 1/2 acres of the Southwest Quarter of Section
474 21, Township 7 South, Range 4 East, Union County, Mississippi;

475 34. A municipality in which U.S. Highway 51
476 and Mississippi Highway 16 intersect;

477 35. A municipality in which Interstate 20
478 passes over Mississippi Highway 15;

479 36. Any municipality that is bordered in its
480 northwestern boundary by the Pearl River, traversed by U.S.
481 Highway 49 and Interstate 20, and is located in a county which has
482 voted against coming out from under the dry law;

483 37. A municipality in which Mississippi
484 Highway 28 and Mississippi Highway 29 North intersect;

485 38. An area bounded as follows within a
486 municipality through which run Interstate 22 and Mississippi
487 Highway 15: Beginning at a point at the intersection of Bankhead
488 Street and Tallahatchie Trails; then running to a point at the
489 intersection of Tallahatchie Trails and Interstate 22; then



490 running to a point at the intersection of Interstate 22 and Carter
491 Avenue; then running to a point at the intersection of Carter
492 Avenue and Camp Avenue; then running to a point at the
493 intersection of Camp Avenue and King Street; then running to a
494 point at the intersection of King Street and E. Main Street; then
495 running to a point at the intersection of E. Main Street and Camp
496 Avenue; then running to a point at the intersection of Camp Avenue
497 and Highland Street; then running to a point at the intersection
498 of Highland Street and Adams Street; then running to a point at
499 the intersection of Adams Street and Cleveland Street; then
500 running to a point at the intersection of Cleveland Street and N.
501 Railroad Avenue; then running to a point at the intersection of N.
502 Railroad Avenue and McGill Street; then running to a point at the
503 intersection of McGill Street and Snyder Street; then running to a
504 point at the intersection of Snyder Street and Bankhead Street;
505 then running to a point at the intersection of Bankhead Street and
506 Tallahatchie Trails and the point of the beginning;

507 39. A municipality through which run
508 Mississippi Highway 43 and U.S. Highway 80;

509 40. The coliseum in a municipality in which
510 U.S. Highway 72 passes over U.S. Highway 45;

511 41. A piece of property on the northeast
512 corner of the T-intersection where Builders Square Drive meets
513 Mississippi Highway 471;



514 42. The clubhouse and associated golf course,
515 tennis courts and related facilities and swimming pool and related
516 facilities located on Oaks Country Club Road less than one-half
517 (1/2) mile to the east of Mississippi Highway 15;

518 43. Any facility located on land more
519 particularly described as follows:

520 The East Half (E 1/2) of the Southwest Quarter (SW 1/4) of
521 Section 15, Township 3 North, Range 2 East; a 4 acre parcel in the
522 Southwest Corner of the Southwest Quarter (SW 1/4) of the
523 Southeast Quarter (SE 1/4), Section 15, Township 3 North, Range 2
524 East, running 210 feet east and west and 840 feet running north
525 and south; the Northeast Quarter (NE 1/4) of the Northwest Quarter
526 (NW 1/4) of Section 22, Township 3 North, Range 2 East, all in
527 Rankin County, Mississippi;

528 44. Any facility located on land more
529 particularly described as follows:

530 Beginning at a point 1915 feet west and 2171 feet north of
531 southeast corner, Section 11, Township 24 North, Range 2 West,
532 Second Judicial District, Tallahatchie County, Mississippi, which
533 point is the southwest corner of J.C. Section Lot mentioned in
534 deed recorded in Book 50, page 34, in the records of the Chancery
535 Clerk's Office at Sumner, in said District of said County; thence
536 South 80° West, 19 feet to the east boundary of United States
537 Highway 49-E, thence East along the east boundary of said Highway
538 270 feet to point of beginning of Lot to be conveyed; thence



539 southeast along the east boundary of said Highway 204 feet to a
540 concrete post at the intersection of the east boundary of said
541 Highway with the west boundary of gravel road from Sumner to Webb,
542 known as Oil Mill Road, thence Northwest along west boundary of
543 said Oil Mill Road 194 feet to center of driveway running
544 southwest from said Oil Mill Road to U.S. Highway 49-E; thence
545 South 66° West along center of said driveway 128 feet to point of
546 beginning, being situated in Northwest Quarter of Southeast
547 Quarter of Section 11, together with all improvements situated
548 thereon;

549 45. Any facility that:

550 a. Consists of at least five thousand
551 six hundred (5,600) square feet being heated and cooled along with
552 a lakeside patio that consists of at least two thousand two
553 hundred (2,200) square feet, regardless of whether such patio is
554 part of the facility and/or located adjacent to or in close
555 proximity to the facility;

556 b. Includes a caterer's kitchen and
557 green room for entertainment preparation;

558 c. For a fee is used to host events; and

559 d. Is located adjacent to or in close
560 proximity to an approximately nine * * *-acre lake on property
561 that consists of at least one hundred twenty (120) acres in a
562 county traversed by Mississippi Highway 15 and U.S. Highway 278;



563 46. Any municipality with a population in
564 excess of one thousand (1,000) according to the 2010 federal
565 decennial census and which is located in a county that is
566 traversed by U.S. Highways 84 and 98 and has not voted to come out
567 from under the dry law;

568 47. The clubhouse and associated nine-hole
569 golf course, tennis courts and related facilities and swimming
570 pool and related facilities located on or near U.S. Highway 82
571 between Mississippi Highway 15 and Mississippi Highway 9;

572 48. The downtown square area bound by East
573 Service Drive, Commerce Street, Second Street and Court Street and
574 adjacent properties in a municipality through which run Interstate
575 55, U.S. Highway 51 and Mississippi Highway 306;

576 49. All parcels zoned for mixed-use
577 development located west of Mississippi Highway 589, more than
578 four hundred (400) feet north of Old Highway 24, east of
579 Parkers Creek and Black Creek, and south of J M Burge Road;

580 50. Any facility used by a soccer club and
581 located on Old Highway 11 between one-tenth (0.1) and two-tenths
582 (0.2) of a mile from its intersection with Oak Grove Road, in a
583 county in which U.S. Highway 98 and Mississippi Highway 589
584 intersect;

585 51. Any municipality in which U.S. Highway 49
586 and Mississippi Highway 469 intersect;

587 52. Any facility that is:



588 a. Owned by a Veterans of Foreign Wars
589 (VFW) organization that is a nonprofit corporation and registered
590 with the Mississippi Secretary of State;

591 b. Used by such organization for its
592 headquarters and other organization related purposes; and

593 c. Located outside of a municipality in
594 a county that has not voted to come out from under the dry law;

595 53. The following within a municipality in
596 which U.S. Highway 49 and U.S. 61 Highway intersect and through
597 which flows the Sunflower River:

598 a. An area bounded as follows: Starting
599 at the southern point of the intersection of Sunflower Avenue and
600 1st Street and going south along said avenue on its eastern side
601 to 8th Street, then going east along said street on its northern
602 side to West Tallahatchie Street, then going north along said
603 street on its western side to 4th Street/Martin Luther King
604 Boulevard, then going east along said street/boulevard on its
605 northern side to Desoto Avenue, then going north along said avenue
606 on its western side to 1st Street, then going west along said
607 street on its southern side to the point of beginning along the
608 southern side of Court Street;

609 b. Lots located at or near the
610 intersection of Madison Avenue, Walnut Street, and Riverside
611 Avenue that are in a commercial zone; and



612 c. Any facility located on the west side
613 of Sunflower Avenue to the Sunflower River between the southern
614 side of 6th Street and the northern side of 8th Street and which
615 is operated as and/or was operated as a hotel or lodging facility,
616 in consideration of payment, regardless of whether the facility
617 meets the criteria for the definition of the term "hotel" in
618 paragraph (1) of this section; and

619 d. Any facility located on the west side
620 of Sunflower Avenue to the Sunflower River between the southern
621 side of 3rd Street and the northern side of 4th Street/Martin
622 Luther King Boulevard and which is operated as and/or was operated
623 as a musical venue, in consideration of payment;

624 54. Any municipality in which Mississippi
625 Highway 340 meets Mississippi Highway 15;

626 55. Any municipality in which Mississippi
627 Highway 540 and Mississippi Highway 149 intersect;

628 56. Any municipality in which Mississippi
629 Highway 15 and Mississippi Highway 345/Main Street intersect;

630 57. The property and structures thereon at
631 the following locations within a municipality through which run
632 U.S. Highway 45 and Mississippi Highway 145 and in which
633 Mississippi Highway 370 and Mississippi Highway 145 intersect:
634 104 West Main Street, 106 West Main Street, 108 West Main Street,
635 110 West Main Street and 112 West Main Street;



58. Any municipality in which U.S. Highway 11 and Main Street intersect and which is located in a county having two (2) judicial districts;

59. Any municipality in which Interstate 22 passes over Mississippi Highway 9;

60. Any facility located on land more particularly described as follows:

A certain parcel of land being situated in the Southeast 1/4 of the Northeast 1/4 of Section 9, T3N-R3E, Rankin County, Mississippi, and being more particularly described as follows:

Commence at an existing 1/2" iron pin marking the Southwest corner of the aforesaid Southeast 1/4 of the Northeast 1/4 of Section 9, T3N-R3E and run thence North 00 degrees 06 minutes 13 seconds East along the East line of the Southeast 1/4 of the Northeast 1/4 for a distance of 33.18 feet to an existing 1/2" iron pin; leaving said East line of the Southeast 1/4 of the Northeast 1/4, run thence South 89 degrees 53 minutes 47 seconds East for a distance of 2.08 feet to an existing 1/2" iron pin; run thence North 00 degrees 22 minutes 19 seconds East for a distance of 561.90 feet to an existing 1/2" iron pin; run thence North 00 degrees 16 minutes 18 seconds East for a distance of 76.42 feet to a set 1/2" iron pin marking the POINT OF BEGINNING of the parcel of land herein described; from said POINT OF BEGINNING, continue thence North 00 degrees 16 minutes 18 seconds East along an existing fence for a distance of 493.27 feet to an existing 1/2"



661 iron pin; run thence North 03 degrees 08 minutes 15 seconds East
662 for a distance of 170.22 feet to an existing 1/2" iron pin on the
663 North line of the aforesaid Southeast 1/4 of the Northeast 1/4 of
664 Section 9; run thence North 89 degrees 46 minutes 45 seconds East
665 along said North line of the Southeast 1/4 of the Northeast 1/4 of
666 Section 9 for a distance of 1,305.51 feet to an existing 1/2" iron
667 pin marking Northeast corner thereof; leaving said North line of
668 the Southeast 1/4 of the Northeast 1/4 of Section 9, run thence
669 South 00 degrees 08 minutes 35 seconds West along the East line of
670 said Southeast 1/4 of the Northeast 1/4 of Section 9 for a
671 distance of 663.19 feet to a set 1/2" iron pin; leaving said East
672 line of the Southeast 1/4 of the Northeast 1/4 of Section 9, run
673 thence South 89 degrees 46 minutes 45 seconds West for a distance
674 of 1,315.51 feet to the POINT OF BEGINNING, containing 20.00
675 acres, more or less.

676 And Also: An easement for the purpose of ingress and egress
677 being situated in the Southeast 1/4 of the Northeast 1/4 and in
678 the Northeast 1/4 of the Southeast 1/4 of Section 9, T3N-R3E,
679 Rankin County, Mississippi, and being more particularly described
680 as follows:

681 Begin at an existing 1/2" iron pin marking the Southwest
682 corner of the aforesaid Southeast 1/4 of the Northeast 1/4 of
683 Section 9, T3N-R3E and run thence North 00 degrees 06 minutes 13
684 seconds East along the East line of the Southeast 1/4 of the
685 Northeast 1/4 for a distance of 33.18 feet to an existing 1/2"



686 iron pin; leaving said East line of the Southeast 1/4 of the
687 Northeast 1/4, run thence South 89 degrees 53 minutes 47 seconds
688 East for a distance of 2.08 feet to an existing 1/2" iron pin; run
689 thence North 00 degrees 22 minutes 19 seconds East for a distance
690 of 561.90 feet to an existing 1/2" iron pin; run thence North 00
691 degrees 16 minutes 18 seconds East for a distance of 76.42 feet to
692 a set 1/2" iron pin; run thence North 89 degrees 46 minutes 45
693 seconds East for a distance of 25.00 feet to a set 1/2" iron pin;
694 run thence South 00 degrees 16 minutes 18 seconds West for a
695 distance of 76.66 feet to a set 1/2" iron pin; run thence South 00
696 degrees 22 minutes 19 seconds West for a distance of 619.81 feet
697 to a set 1/2" iron pin; run thence South 89 degrees 43 minutes 01
698 seconds West for a distance of 26.81 feet to a set 1/2" iron pin;
699 run thence North 00 degrees 06 minutes 13 seconds East along the
700 West line of the aforesaid Northeast 1/4 of the Southeast 1/4 of
701 Section 9 for a distance of 25.00 feet to the POINT OF BEGINNING,
702 containing 17,525.4 square feet, more or less.

703 61. Any municipality bordered on the east by
704 the Pascagoula River and on the south by the Mississippi Sound;

705 62. The property and structures thereon
706 located at parcel numbers 4969 198 000; 4969 200 000; 4969 201
707 000; 4969 206 000; 4969 207 000; 4969 208 000; 4969 218 000; 4969
708 199; 4969 204 000 and 4969 204 001, all in Block 4 of the original
709 town square in any municipality with a population in excess of one



710 thousand five hundred (1,500) according to the latest federal
711 decennial census and which is located in:

712 a. A county traversed by Interstate 55
713 and Interstate 20, and

714 b. A judicial district that has not
715 voted to come out from under the dry law;

716 63. Any municipality in which Mississippi
717 Highway 12 meets Mississippi Highway 17;

718 64. Any municipality in which U.S. Highway 49
719 and Mississippi Highway 469 intersect;

720 65. The clubhouse and associated nine-hole
721 golf course and related facilities located on or near the eastern
722 corner of the point at which Golf Course Road meets Athens Road,
723 in a county in which Mississippi Highway 13 and Mississippi
724 Highway 28 intersect, with GPS coordinates of approximately
725 31.900370078041004, -89.7928067652611;

726 66. Any facility located at the
727 south-to-southwest corner of the intersection of Madison Street
728 and Bolton Brownsville Road, in a municipality in which Bolton
729 Brownsville Road passes over Interstate 20, with GPS coordinates
730 of approximately 32.349067271758955, -90.4596221146197;

731 67. Any facility located at the northwest
732 corner of the intersection of Depot Street and Madison Street, in
733 a municipality in which Bolton Brownsville Road passes over



734 Interstate 20, with GPS coordinates of approximately
735 32.34903152971068, -90.46047660172901;

736 68. Any facility located on Hinds Boulevard
737 approximately three-tenths (0.3) of a mile south of the point at
738 which Hinds Boulevard diverges from Clinton Road, in a
739 municipality whose northern boundary partially consists of Snake
740 Creek Road, and whose southern boundary partially consists of
741 Mississippi Highway 18, with GPS coordinates of approximately
742 32.26384517526713, -90.41586570183475;

743 69. Any facility located on Pleasant Grove
744 Drive approximately one and three-tenths (1.3) miles southeast of
745 its intersection with Harmony Drive, in a county through which run
746 Interstate 55 and U.S. Highway 84, with GPS coordinates of
747 approximately 31.512043770371907, -90.2506094382595;

748 70. Any facility located immediately north of
749 the intersection of two roads, both named Mason Clark Drive,
750 located between two-tenths (0.2) and three-tenths (0.3) of a mile
751 southwest of Mississippi Highway 57/63, with GPS coordinates of
752 approximately 31.135950529733048, -88.53068674585575;

753 71. Any facility located on Raj Road
754 approximately three-tenths (0.3) of a mile south of Mississippi
755 Highway 57/63, with GPS coordinates of approximately
756 31.139553708288418, -88.53411203512971;

757 72. Any facility located on Raj Road
758 approximately one-tenth (0.1) of a mile south of Mississippi



759 Highway 57/63, with GPS coordinates of approximately
760 31.14184097577295, -88.53287700849411;

761 73. Any municipality through which run U.S.
762 Highway 45 and Mississippi Highway 145 and in which Mississippi
763 Highway 370 and Mississippi Highway 145 intersect; however, this
764 designation as a qualified resort area shall only apply to the
765 portion of such municipality which is located in a county that has
766 not voted to come out from under the dry law;

767 74. A municipality through which runs a
768 portion of the Tanglefoot Trail and in which Mississippi Highway
769 32 and East Front Street intersect;

770 75. Lot Three (3) in Block One Hundred
771 Seventy-eight (178) of the D.H. McInnis First Survey, sometimes
772 referred to as D.H. McInnis Railroad Addition, to the City of
773 Hattiesburg, the said lot having a frontage of thirty (30) feet on
774 the Eastern side of Front Street and extending back between
775 parallel lines ninety (90) feet to an alley, and being located in
776 the Northwest Quarter of Section 10, Township 4 North, Range 13
777 West, Forrest County, Mississippi;

778 76. An area of land in George County of
779 approximately eight and five hundredths (8.05) acres, bordered on
780 the east and northeast by Brushy Creek, on the northwest by Brushy
781 Creek Road, on the west by Beaver Creek Road, and on the south by
782 a property boundary running east and west;



783 77. A municipality in which Mississippi
784 Highway 15 intersects with Webster Street, and in which Webster
785 Street splits into Mill Street and Maben Starkville Road;

786 78. A municipality in which Mississippi
787 Highway 492 meets Mississippi Highway 35;

788 79. A facility operating as an event venue
789 and located on Mississippi Highway 589, with GPS coordinates of
790 approximately 31.36730, -89.50548;

791 80. An area situated in the SW 1/4 of Section
792 12, T7N-R2E, Madison County, Mississippi, and commencing at the
793 point on the Ross Barnett Reservoir directly east of the
794 intersection of North Natchez Street and Louisiana Street, then go
795 west on Louisiana Street to the intersection of Louisiana Street
796 and Andrew Jackson Street, then west on Andrew Jackson Street to
797 the intersection of Andrew Jackson Street and Choctaw Street, then
798 north on Choctaw Street to the intersection of Choctaw Street and
799 Republic Street, then west on Republic Street to the intersection
800 of Republic Street and Port Street, then north on Port Street to
801 the Natchez Trace right-of-way, then east on the Natchez Trace
802 right-of-way to the Ross Barnett Reservoir, then following the
803 Ross Barnett Reservoir south back to the point of beginning;

804 81. Any facility located on land more
805 particularly described as follows:

806 Commencing at a fence corner at the Northeast corner of
807 Section 34, Township 6 South, Range 3 East, Union County,



808 Mississippi, for the point of beginning; thence run South 00
809 degrees 31 minutes 39 seconds East, along the Section line, a
810 distance of 161.83 feet to a one-half inch iron pin, thence North
811 88 degrees 20 minutes 48 seconds West, along a fence, a distance
812 of 1221.09 feet to a one-half iron pin, thence South 09 degrees 45
813 minutes 37 seconds West, along a fence, a distance of 61.49 feet
814 to a one-half inch iron pin, thence North 84 degrees 18 minutes 01
815 seconds West, along a fence, (passing through a one-half inch iron
816 pin at 196.83 feet) a distance of 234.62 feet to a mag-nail on the
817 centerline of Union County Road No. 137, thence North 11 degrees
818 00 minutes 29 seconds East a distance of 187.87 feet to a one-half
819 inch iron pin on the West edge of said road, thence North 29
820 degrees 41 minutes 28 seconds East a distance of 59.28 feet to a
821 point on the centerline of said road, thence South 89 degrees 13
822 minutes 02 seconds East (passing through a one-half inch iron pin
823 at 30.0 feet) along the South line of the Bernard Whiteside
824 property as recorded in Deed Book 117, Pages 517-518 and Deed Book
825 214, page 109, a distance of 646.07 feet to a concrete monument,
826 thence South 89 degrees 13 minutes 02 seconds East a distance of
827 751.31 feet to a one-half inch iron pin, thence South 00 degrees
828 31 minutes 39 seconds East, along the aforesaid Section line, a
829 distance of 52.93 feet to the point of beginning, said tract lying
830 in the Southeast Quarter of Section 27, and the Northeast Quarter
831 of Section 34, Township 6 South, Range 3 East and containing 6.99
832 acres.



833 Subject to a perpetual all purpose non-exclusive easement for
834 ingress, egress and public utilities together the right to enter
835 upon the above described property and do any and all work
836 necessary to build, repair and maintain a roadway or well or
837 install public utilities all over upon and across the following
838 described property:

839 A 25.0 foot easement for ingress and egress, being 12.5 feet
840 to the right and 12.5 feet to the left of the following described
841 centerline: Commencing at a fence corner at the Northeast corner
842 of Section 34, Township 6 South, Range 3 East, Union County,
843 Mississippi, thence run South 00 degrees 31 minutes 39 seconds
844 East, along the Section line, a distance of 149.33 feet to the
845 point of beginning; thence North 88 degrees 20 minutes 48 seconds
846 West a distance of 1231.46 feet to a point, thence South 09
847 degrees 45 minutes 37 seconds West a distance of 61.49 feet to a
848 point, thence North 84 degrees 18 minutes 01 seconds West a
849 distance of 221.82 feet to a point on the centerline of Union
850 County Road #137, said tract lying in the Northeast Quarter of
851 Section 34, Township 6 South, Range 3 East * * *;

852 82. * * * A country club located:

853 a. In a county in which Mississippi
854 Highway 15 and Mississippi Highway 16 intersect and which county
855 has not voted to come out from under the dry law, and

856 b. Outside the corporate limits of any
857 municipality in such county and within one (1) mile of the



858 corporate limits of a municipality that is the county seat of such
859 county;

860 83. Any facility located on North Jackson
861 Street in a municipality through which run Mississippi Highway 8
862 and Mississippi Highway 15, with GPS coordinates of approximately
863 33.913692, -89.005219;

864 84. Any facility located on North Jackson
865 Street in a municipality through which run Mississippi Highway 8
866 and Mississippi Highway 15, with GPS coordinates of approximately
867 33.905581, -89.00200;

868 85. Any facility located on land more
869 particularly described as follows:

870 Commencing at the Southeast corner of Section 4, Township
871 6 South, Range 18 West, Pearl River County, Mississippi;
872 thence West 1310.00 feet to a T-bar; thence North 745.84 feet;
873 thence East 132.00 feet to a 1" iron pipe; thence North 83.61
874 feet for the Point of Beginning; thence South 79 degrees 02
875 minutes 61 seconds West 248.28 feet; thence West 76.35 feet;
876 thence North 20 degrees 00 minutes 00 seconds West 185.54
877 feet; thence North 52 degrees 43 minutes 14 seconds East 365.98
878 feet to a 1" iron pipe on the West margin of Henry Smith Road,
879 a gravel/paved, public road; thence along said margin South 17
880 degrees 59 minutes 13 seconds East 299.09 feet; thence South
881 64.39 feet to the Point of Beginning. This parcel containing
882 2.19 acres and being a part of the East 1/2 of Section 4,



883 Township 6 South, Range 18 West, Pearl River County,
884 Mississippi.

885 INDEXING: BEING A PART OF THE EAST 1/2 OF SECTION 4,
886 TOWNSHIP 6 SOUTH, RANGE 18 WEST, PEARL RIVER COUNTY,
887 MISSISSIPPI;

888 86. Any facility located on land in a county
889 through which run Mississippi Highway 25 and U.S. Highway 82 and
890 more particularly described as follows: Beginning at a point with
891 GPS coordinates of approximately 33.331869, -88.715054; then
892 running in a straight line to a point with GPS coordinates of
893 approximately 33.336207, -88.713453; then running in a straight
894 line to a point with GPS coordinates of approximately 33.335369,
895 -88.709835; then running in a straight line to a point with GPS
896 coordinates of approximately 33.330870, -88.711496; then running
897 in a straight line to a point with GPS coordinates of
898 approximately 33.331869, -88.715054 and the point of the
899 beginning;

900 87. Any facility located on land that is
901 owned by a community college that is located in a county through
902 which run U.S. Highway 51 and Mississippi Highway 4;

903 88. Any facility located on Mississippi
904 Highway 23/178 in a municipality in which Mississippi Highway
905 23/178 and Stone Drive intersect, with GPS coordinates of
906 approximately 34.235269, -88.262409;



907 89. Any facility located on U.S. Highway 51
908 in a municipality through which run Interstate 55, U.S. Highway 51
909 and the Natchez Trace Parkway, with GPS coordinates of
910 approximately 32.42042°N, 90.13473°W;

911 90. Any facility located on Mullican Road in
912 a county through which run U.S. Highway 84 and Interstate 59,
913 with GPS coordinates of approximately 31.73395N, 89.18186W;

914 91. Any facility located on land in a county
915 through which run Mississippi Highway 25 and U.S. Highway 82 and
916 more particularly described as follows: Beginning at a point with
917 GPS coordinates of approximately 33.37391, -88.80645; then running
918 in a straight line to a point with GPS coordinates of
919 approximately 33.37391, -88.79972; then running in a straight line
920 to a point with GPS coordinates of approximately 33.36672,
921 -88.80644; then running in a straight line to a point with GPS
922 coordinates of approximately 33.36674, -88.79971; then running in
923 a straight line to a point with GPS coordinates of approximately
924 33.37391, -88.80645 and the point of the beginning;

925 92. Any facility located on land more
926 particularly described as follows:

927 All that part of the South half (S 1/2) of the SE 1/4 of NE
928 1/4 of Section 14, Township 4 North, Range 15 West, lying and
929 being West of State Highway No. 589, containing one (1) acre, more
930 or less.

931 LESS AND EXCEPT:



932 Begin at the point of intersection of the North line of the
933 South 1/2 of the Southeast 1/4 of the Northeast 1/4 of Section 14,
934 Township 4 North, Range 15 West with the present Southwesterly
935 right-of-way line of Mississippi Highway No. 589, said point is
936 also the Northeast corner of grantor property; said point is 50.6
937 feet West of Station 7 + 59.27 on the centerline of survey of
938 Mississippi Highway No. 589 as shown on the plans for State
939 Project No. SP-0014-2(10); from said POINT OF BEGINNING run thence
940 South 08°57' East along said present Southwesterly right-of-way
941 line, a distance of 37.1 feet to a point that is perpendicular to
942 and 50 feet Southwesterly of Station 7 + 30 on the centerline of
943 survey of Mississippi Highway 589 as shown on the plans for said
944 project; run thence South 81°03' West, a distance of 35.7 feet to
945 the West line of the South 1/2 of the Southeast 1/4 of the
946 Northeast 1/4 of said Section 14 and the West line of grantors
947 property; run thence North along said West property line, a
948 distance of 42.2 feet to the Northwest corner of the South 1/2 of
949 the Southeast 1/4 of the Northeast 1/4 of said Section 14 and the
950 Northwest corner of grantors property; run thence East along
951 grantors North property line, a distance of 29.5 feet to the POINT
952 OF BEGINNING containing 0.03 acres, more or less, and all being
953 situated in and a part of the South 1/2 of the Southeast 1/4 of
954 the Northeast 1/4 of Section 14, Township 4 North, Range 15 West,
955 Lamar County, Mississippi.

956 LESS AND EXCEPT:



957 A part of the South one-half of the Southeast 1/4 of
958 Northeast 1/4, Northerly of a certain fence and West of
959 Mississippi State Highway 589, in Section 14, Township 4 North,
960 Range 15 West, Lamar County, Mississippi and more particularly
961 described as commencing at a pine (lighter) stake being used as
962 the Southwest corner of the Northeast 1/4 of Southeast 1/4 of the
963 above said Section 14, thence North and along the West line of the
964 East 1/4 of the above said Section 14 1638.8 feet to the POINT OF
965 BEGINNING. Thence continue North and along the West line of the
966 East 1/4 of the above said Section 14, 278.5 feet to the Southerly
967 line of the property Bobby G. Aultman and Marilyn S. Aultman
968 previously sold to the Mississippi State Highway Department;
969 thence North 81°03' East and along the above said Southerly
970 property line for 35.7 feet more or less to the Westerly
971 right-of-way line of Mississippi State Highway 589; thence
972 Southeasterly and along the above said Westerly right-of-way line
973 232.7 feet to a concrete right-of-way marker; thence South 51°39'
974 West and along the Northerly line of a wooden fence 88 feet to the
975 POINT OF BEGINNING.

976 AND ALSO:

977 A parcel of land in a part of the Southeast 1/4 of Northwest
978 1/4 and a part of the Southwest 1/4, Section 14, Township 4 North,
979 Range 15 West, Lamar County, Mississippi, and more particularly
980 described as beginning at a point where the Southerly right-of-way
981 line of U.S. Highway 98 intersects the West line of the above said



Southeast 1/4 of Northwest 1/4; thence North 67°34' East and along the Southerly right-of-way line of said highway 208.75 feet; thence South 208.75 feet; thence South 67°34' West 208.75 feet; thence South 141.3 feet; thence North 89°07'30" West 388.9 feet to the centerline of Parkers Creek; thence Northerly and along the centerline of said creek for the next three (3) calls: North 35°53' East 115.6 feet; North 25°05' East 68.5 feet; North 09°51'30" West 64.3 feet to the Southerly right-of-way line of U.S. Highway 98; thence North 67°34' East and along the Southerly right-of-way line of said highway 327.85 feet to the POINT OF BEGINNING. The above described area contains 3.02 acres.

AND ALSO:

Commencing at the Southwest corner of the Southwest 1/4 of the Northeast 1/4 of Section 14, Township 4 North, Range 15 West, Lamar County, Mississippi, run South 88°05'27" East 310.00 feet, thence South 0°53'16" West 60.50 feet to a point on a fence line, thence run along fence line South 88°05'27" East 718.93 feet to the POINT OF BEGINNING, thence North 08°48'10" West 714.67 feet to a point on the South right-of-way line of Highway No. 98, thence along said right-of-way along a curve to the right with a delta angle of 02°04'26" having a radius of 5603.58 feet and an arc length of 202.84 feet, with a chord bearing a distance of North 71°53'47" East 202.83 feet to a Concrete Highway right-of-way marker, thence South 20°09'13" East 328.13 feet, thence South 69°00'47" East 117.68 feet, thence South 0°58'19" West 429.12 feet



1007 to a Point on Possession Line fence, thence along said fence North
1008 88°05'27" West 299.23 feet back to the POINT OF BEGINNING,
1009 containing 5.0885 acres, more or less and being situated in the SW
1010 1/4 of the NE 1/4 and the NW 1/4 of the SE 1/4 of said Section 14,
1011 together with all improvements and appurtenances thereunto
1012 belonging.

1013 AND ALSO:

1014 PARCEL NUMBER ONE: That part of the Northwest Quarter of the
1015 Southwest Quarter (Northwest 1/4 of the Southwest 1/4) of Section
1016 14, Township 4 North, Range 15 West, of Lamar County, Mississippi,
1017 being located and situated East of the center thread of Mill Creek
1018 as the same presently runs through and bisects said 40-acre tract,
1019 and comprising 10.9 acres, more or less, and all being part of the
1020 Northwest Quarter of the Southwest Quarter (Northwest 1/4 of the
1021 Southwest 1/4) of said Section, Township and Range, Lamar County,
1022 Mississippi.

1023 AND ALSO:

1024 PARCEL NUMBER TWO: A part of the Southeast Quarter of the
1025 Northwest Quarter (Southeast 1/4 of the Northwest 1/4) and part of
1026 the Northeast Quarter of the Southwest (Northeast 1/4 of the
1027 Southwest 1/4) all in Section 14, Township 4 North, Range 15 West,
1028 Lamar County, Mississippi, being more particularly described as
1029 follows, to wit:

1030 Beginning at a point where the South margin of State Highway
1031 98 intersects the West margin of the Southeast 1/4 of the



1032 Northwest 1/4 of Section 14, Township 4 North, Range 15 West, and
1033 run Easterly along the South margin of said highway right-of-way
1034 208.75 feet; thence South 208.75 feet; thence Westerly parallel
1035 with the South margin of said highway right-of-way 208.75 feet to
1036 the West forty line; thence North 208.75 feet to the POINT OF
1037 BEGINNING, containing 1 acre, more or less.

1038 LESS AND EXCEPT:

1039 Begin at the point of intersection of an Easterly line of
1040 grantors property with the present Southerly right-of-way line of
1041 U.S. Highway 98 as shown on the plans for State Project No.
1042 97-0014-02-044-10; from said POINT OF BEGINNING run thence South
1043 02°56' West along said Easterly property line, a distance of 127.6
1044 feet; thence run South 69°11' West, a distance of 52.9 feet;
1045 thence run South 67°13' West, a distance of 492.7 feet to the
1046 Westerly line of grantors property and the center of a creek;
1047 thence run Northerly along said Westerly property line and said
1048 center of creek, a distance of 122.8 feet to said present
1049 Southerly right-of-way line; thence run North 67°13' East along
1050 said present Southerly right-of-way line, a distance of 553.4 feet
1051 to the POINT OF BEGINNING, containing 1.43 acres, more or less,
1052 and being situated in and a part of the North 1/2 of the Southwest
1053 1/4 of Section 14, Township 4 North, Range 15 West, Lamar County,
1054 Mississippi.

1055 LESS AND EXCEPT:



1056 COMMENCING AT THE SOUTHWEST CORNER OF SECTION 14, TOWNSHIP 4
1057 NORTH, RANGE 15 WEST, LAMAR COUNTY, MISSISSIPPI, PROCEED EAST
1058 2136.60 FEET; THENCE NORTH 2508.67 FEET TO AN IRON PIN AND THE
1059 POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED.

1060 FROM THE DESCRIBED POINT OF BEGINNING, PROCEED NORTH
1061 11°19'49" EAST 217.55 FEET TO AN IRON PIN; THENCE NORTH 40°11'01"
1062 EAST 118.28 FEET TO AN IRON PIN; THENCE NORTH 22°24'39" WEST
1063 179.15 FEET TO AN IRON PIN ON THE SOUTHERN BOUNDARY OF U.S.
1064 HIGHWAY 98; THENCE ALONG THE SOUTHERN RIGHT-OF-WAY BOUNDARY OF
1065 SAID HIGHWAY AS FOLLOWS: SOUTH 67°35'21" WEST 699.55 FEET TO AN
1066 IRON PIN; THENCE SOUTH 69°16'57" WEST 67.67 FEET TO A CONCRETE
1067 RIGHT-OF-WAY MARKER; THENCE SOUTH 67°35'21" WEST 310.34 FEET TO AN
1068 IRON PIN; THENCE LEAVING SAID RIGHT-OF-WAY SOUTH 01°25'53" WEST
1069 667.21 FEET TO AN IRON PIN; THENCE NORTH 67°35'21" EAST 491.91
1070 FEET TO AN IRON PIN; THENCE NORTH 22°24'39" WEST 193.77 FEET TO AN
1071 IRON PIN; THENCE NORTH 67°35'21" EAST 629.48 FEET BACK TO THE
1072 POINT OF BEGINNING.

1073 SAID PARCEL CONTAINS 12.39 ACRES AND IS LOCATED PART IN THE
1074 SE 1/4 OF THE NW 1/4, PART IN THE NE 1/4 OF THE SW 1/4, AND PART
1075 IN THE NW 1/4 OF THE SW 1/4, ALL IN SECTION 14, TOWNSHIP 4 NORTH,
1076 RANGE 15 WEST, LAMAR COUNTY, MISSISSIPPI * * *;

1077 93. The clubhouse and associated golf course,
1078 tennis courts, swimming pools and related facilities located at
1079 333 Fairway Drive, Pontotoc, Mississippi;



1080 94. Any facility located on land more
1081 particularly described as follows:

1082 A 4.16 acre parcel being situated in the SE 1/4 of SE 1/4 of
1083 Section 31, T3N-R1E, Rankin County, Mississippi, and being more
1084 particularly described as follows:

1085 Commencing at the SE corner of said Section 31, run thence
1086 WEST - 643.33 feet to a point on the mean high water line of the
1087 Pearl River; thence North 10 degrees 50 minutes 51 seconds West -
1088 444.38 feet along said mean high water line; thence North 11
1089 degrees 58 minutes 08 seconds West - 58.90 feet along said mean
1090 high water line to the POINT OF BEGINNING: run thence North 11
1091 degrees 58 minutes 08 seconds West - 326.63 feet along said mean
1092 high water line; thence North 19 degrees 52 minutes 24 seconds
1093 West - 74.80 feet along said mean high water line; thence North 78
1094 degrees 01 minutes 52 seconds East - 464.81 feet; thence South 07
1095 degrees 25 minutes 10 seconds East - 39.75 feet; thence South 11
1096 degrees 58 minutes 08 seconds East - 361.10 feet; thence South 78
1097 degrees 01 minutes 52 seconds West - 451.31 feet to the POINT OF
1098 BEGINNING.

1099 TOGETHER WITH a 30 foot wide access easement being situated
1100 in the SE 1/4 of Section 31, T3N, R1E, Rankin County, Mississippi;
1101 being 15 feet either side of a centerline and being more
1102 particularly described as follows:

1103 Commencing at the SE corner of said Section, run thence North
1104 - 380.22 feet to a point on the northerly right-of-way of Moncure



1105 Road; thence North 86 degrees 39 minutes 56 seconds West - 257.25
1106 feet along said road to the POINT OF BEGINNING; run thence North
1107 11 degrees 58 minutes 08 seconds West - 557.86 feet to the POINT
1108 OF TERMINUS;

1109 95. Any municipality in which Mississippi
1110 Highway 26 and U.S. Highway 11 intersect and a public community
1111 college is located;

1112 96. Any municipality in which Mississippi
1113 Highway 15 meets U.S. Highway 82;

1114 97. Any facility and/or venue and related
1115 property at 305 South Monroe Street, Houston, Mississippi.

1116 The status of these municipalities, districts, clubhouses,
1117 facilities, golf courses and areas described in this paragraph
1118 (o)(iii) as qualified resort areas does not require any
1119 declaration of same by the department.

1120 The governing authorities of a municipality or county
1121 described, in whole or in part, in item 6, 21, 24, 25, 26, 27, 28,
1122 29, 30, 31, 34, 35, 36, 37, 38, 39, 46, 48, 51, 53, 54, 55, 56,
1123 58, 59, 61, 63, 64, 66, 67, 68, 73, 74, 83 * * * 84, 93, 94, 95,
1124 96, or 97 of this paragraph (o)(iii) may by ordinance, with
1125 respect to the qualified resort area described in the same item:
1126 specify the hours of operation of facilities offering alcoholic
1127 beverages for sale; specify the percentage of revenue that
1128 facilities offering alcoholic beverages for sale must derive from
1129 the preparation, cooking and serving of meals and not from the



1130 sale of beverages; and designate the areas in which facilities
1131 offering alcoholic beverages for sale may be located.

1132 (p) "Native wine" means any product, produced in
1133 Mississippi for sale, having an alcohol content not to exceed
1134 twenty-one percent (21%) by weight and made in accordance with
1135 revenue laws of the United States, which shall be obtained
1136 primarily from the alcoholic fermentation of the juice of ripe
1137 grapes, fruits, berries, honey or vegetables grown and produced in
1138 Mississippi; provided that bulk, concentrated or fortified wines
1139 used for blending may be produced without this state and used in
1140 producing native wines. The department shall adopt and promulgate
1141 rules and regulations to permit a producer to import such bulk
1142 and/or fortified wines into this state for use in blending with
1143 native wines without payment of any excise tax that would
1144 otherwise accrue thereon.

1145 (q) "Native winery" means any place or establishment
1146 within the State of Mississippi where native wine is produced, in
1147 whole or in part, for sale.

1148 (r) "Bed and breakfast inn" means an establishment
1149 within a municipality where in consideration of payment, breakfast
1150 and lodging are habitually furnished to travelers and wherein are
1151 located not less than eight (8) and not more than nineteen (19)
1152 adequately furnished and completely separate sleeping rooms with
1153 adequate facilities, that persons usually apply for and receive as
1154 overnight accommodations; however, such restriction on the minimum



number of sleeping rooms shall not apply to establishments on the National Register of Historic Places. No place shall qualify as a bed and breakfast inn under this article unless on the date of the initial application for a license under this article more than fifty percent (50%) of the sleeping rooms are located in a structure formerly used as a residence.

(s) "Board" shall refer to the Board of Tax Appeals of the State of Mississippi.

(t) "Spa facility" means an establishment within a municipality or qualified resort area and owned by a hotel where, in consideration of payment, patrons receive from licensed professionals a variety of private personal care treatments such as massages, facials, waxes, exfoliation and hairstyling.

(u) "Art studio or gallery" means an establishment within a municipality or qualified resort area that is in the sole business of allowing patrons to view and/or purchase paintings and other creative artwork.

(v) "Cooking school" means an establishment within a municipality or qualified resort area and owned by a nationally recognized company that offers an established culinary education curriculum and program where, in consideration of payment, patrons are given scheduled professional group instruction on culinary techniques. For purposes of this paragraph, the definition of cooking school shall not include schools or classes offered by grocery stores, convenience stores or drugstores.



1180 (w) "Campus" means property owned by a public school
1181 district, community or junior college, college or university in
1182 this state where educational courses are taught, school functions
1183 are held, tests and examinations are administered or academic
1184 course credits are awarded; however, the term shall not include
1185 any "restaurant" or "hotel" that is located on property owned by a
1186 community or junior college, college or university in this state,
1187 and is operated by a third party who receives all revenue
1188 generated from food and alcoholic beverage sales.

1189 (x) "Native spirit" shall mean any beverage, produced
1190 in Mississippi for sale, manufactured primarily by the
1191 distillation of fermented grain, starch, molasses or sugar
1192 produced in Mississippi, including dilutions and mixtures of these
1193 beverages. In order to be classified as "native spirit" under the
1194 provisions of this article, at least fifty-one percent (51%) of
1195 the finished product by volume shall have been obtained from
1196 distillation of fermented grain, starch, molasses or sugar grown
1197 and produced in Mississippi.

1198 (y) "Native distillery" shall mean any place or
1199 establishment within this state where native spirit is produced in
1200 whole or in part for sale.

1201 (z) "Warehouse operator" shall have the meaning
1202 ascribed in Section 67-1-201.

1203 (aa) "Craft spirit" shall mean any alcoholic beverage
1204 produced, in whole or in part, in Mississippi by a distillery



1205 created under the laws of Mississippi at a location within
1206 Mississippi.

1207 (bb) "Craft distillery" shall mean any place or
1208 establishment within this state where craft spirit is produced in
1209 whole or in part.

1210 **SECTION 2.** Section 67-1-57, Mississippi Code of 1972, as
1211 amended by Senate Bill No. 2145, 2025 Regular Session, is amended
1212 as follows:

1213 67-1-57. Before a permit is issued the department shall
1214 satisfy itself:

1215 (a) That the applicant, if an individual, or if a
1216 partnership, each of the members of the partnership, or if a
1217 corporation, each of its principal officers and directors, or if a
1218 limited liability company, each member of the limited liability
1219 company, is of good moral character and, in addition, enjoys a
1220 reputation of being a peaceable, law-abiding citizen of the
1221 community in which he resides, and is generally fit for the trust
1222 to be reposed in him, is not less than twenty-one (21) years of
1223 age, and has not been convicted of a felony in any state or
1224 federal court. However, a felony conviction, other than a crime
1225 of violence or a violation of state or federal controlled
1226 substance laws, does not automatically disqualify a person from
1227 being approved for a permit. If at least ten (10) years have
1228 elapsed since conviction, the department may consider such felony



1229 convictions in determining whether all other qualifications are
1230 met.

1231 (b) That, except in the case of an application for a
1232 solicitor's permit, the applicant is the true and actual owner of
1233 the business for which the permit is desired, and that he intends
1234 to carry on the business authorized for himself and not as the
1235 agent of any other person, and that he intends to superintend in
1236 person the management of the business or that he will designate a
1237 manager to manage the business for him. Except for managers
1238 employed by the holder of a direct wine shipper's permit, all
1239 managers must be approved by the department prior to completing
1240 any managerial tasks on behalf of the permittee and must possess
1241 all of the qualifications required of a permittee; however, a
1242 felony conviction, other than a crime of violence, does not
1243 automatically disqualify a person from being approved as a manager
1244 if the person was released from incarceration at least three (3)
1245 years prior to application for approval as a manager. A felony
1246 conviction, other than a crime of violence, may be considered by
1247 the department in determining whether all other qualifications are
1248 met.

1249 (c) That the applicant for a package retailer's permit,
1250 if an individual, is a resident of the State of Mississippi. If
1251 the applicant is a partnership, each member of the partnership
1252 must be a resident of the state. If the applicant is a limited
1253 liability company, each member of the limited liability company



1254 must be a resident of the state. If the applicant is a
1255 corporation, the designated manager of the corporation must be a
1256 resident of the state.

1257 (d) That the place for which the permit is to be issued
1258 is an appropriate one considering the character of the premises
1259 and the surrounding neighborhood.

1260 (e) That the place for which the permit is to be issued
1261 is within the corporate limits of an incorporated municipality or
1262 qualified resort area or club which comes within the provisions of
1263 this article.

1264 (f) That the applicant is not indebted to the state for
1265 any taxes, fees or payment of penalties imposed by any law of the
1266 State of Mississippi or by any rule or regulation of the
1267 department.

1268 (g) That the applicant is not in the habit of using
1269 alcoholic beverages to excess and is not physically or mentally
1270 incapacitated, and that the applicant has the ability to read and
1271 write the English language.

1272 (h) That the department does not believe and has no
1273 reason to believe that the applicant will sell or knowingly permit
1274 any agent, servant or employee to unlawfully sell liquor in a dry
1275 area or in any other manner contrary to law.

1276 (i) That the applicant is not residentially domiciled
1277 with any person whose permit or license has been cancelled for



1278 cause within the twelve (12) months next preceding the date of the
1279 present application for a permit.

1280 (j) That the department has not, in the exercise of its
1281 discretion which is reserved and preserved to it, refused to grant
1282 permits under the restrictions of this section, as well as under
1283 any other pertinent provision of this article.

1284 (k) That there are not sufficient legal reasons to deny
1285 a permit on the ground that the premises for which the permit is
1286 sought has previously been operated, used or frequented for any
1287 purpose or in any manner that is lewd, immoral or offensive to
1288 public decency. In the granting or withholding of any permit to
1289 sell alcoholic beverages at retail, the department in forming its
1290 conclusions may give consideration to any recommendations made in
1291 writing by the district or county attorney or county, circuit or
1292 chancery judge of the county, or the sheriff of the county, or the
1293 mayor or chief of police of an incorporated city or town wherein
1294 the applicant proposes to conduct his business and to any
1295 recommendations made by representatives of the department.

1296 (l) That the applicant and the applicant's key
1297 employees, as determined by the department, do not have a
1298 disqualifying criminal record. In order to obtain a criminal
1299 record history check, the applicant shall submit to the department
1300 a set of fingerprints from any local law enforcement agency for
1301 each person for whom the records check is required. The
1302 department shall forward the fingerprints to the Mississippi



1303 Department of Public Safety. If no disqualifying record is
1304 identified at the state level, the Department of Public Safety
1305 shall forward the fingerprints to the Federal Bureau of
1306 Investigation for a national criminal history record check. Costs
1307 for processing the set or sets of fingerprints shall be borne by
1308 the applicant. The department may waive the fingerprint
1309 requirement in the case of an applicant for a direct wine
1310 shipper's permit. The department shall not deny employment to an
1311 employee of the applicant prior to the identification of a
1312 disqualifying record or other disqualifying information.

1313 **SECTION 3.** This act shall take effect and be in force from
1314 and after July 1, 2025.

