

BOOK 6 PAGE 122 55936

IN THE SPECIAL COURT OF EMINENT DOMAIN
MADISON COUNTY, MISSISSIPPI

MADISON COUNTY, MISSISSIPPI, ACTING
BY AND THROUGH THE MADISON COUNTY
BOARD OF SUPERVISORS

PETITIONER

VS.

CIVIL ACTION FILE NO. Q255

DEBORAH E. LUCKETT,
JIM WALTER HOMES, INC.,
MID-SOUTH HOMES, INC., AND
JOE KELLY, TRUSTEE FOR JIM
WALTER HOMES, INC.

RESPONDENTS

LIS PENDENS NOTICE

TO THE CHANCERY CLERK OF MADISON COUNTY, MISSISSIPPI:

You are hereby notified that Madison County, Mississippi, acting by and through the Madison County Board of Supervisors is seeking to acquire by Eminent Domain and has filed a petition to acquire fee ownership in the lands described in Exhibit "A" attached hereto and incorporated herein. The interested parties are:

1. Madison County, Mississippi, acting by and through the Madison County Board of Supervisors, Petitioner.

2. Deborah E. Luckett, Jim Walter Homes, Inc., Joe Kelly, Trustee for Jim Walter Homes, Inc., and Mid-State Homes, Inc., Respondents as additional parties.

You are further requested to include this notice and Exhibit "A" hereof in the Lis Pendens Record of the aforesaid County as provided by law.

MADISON COUNTY, MISSISSIPPI
ACTING BY AND THROUGH THE
MADISON COUNTY BOARD OF SUPERVISORS

BY: C. R. MONTGOMERY, Attorney

BY: Dewey Hembree
Dewey Hembree

book 6 ~~ans~~ 123

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Attorneys for Petitioner

F6100216
302-428/860

DESCRIPTION

BOOK 6 PAGE 124

A tract of land containing 0.06 acres, more or less, being situated in the Northwest 1/4 of the Northeast 1/4 of Section 25, Township 8 North, Range 2 East, Madison County, Mississippi and said tract being more particularly described as follows:

Commencing at the intersection of the west line of the Northeast 1/4 of said Section 25 with the South Right-of-Way line of Yandell Road as it exists this date, said point being 2,559.78 feet East of and 71.59 feet South of the Northwest corner of said Section 25 and from said point; run thence South 88 degrees 40 minutes 30 seconds East and along said South Right-of-Way line for a distance of 30 feet to a found rebar marking the northwest corner of that certain tract of land owned by Deborah E. Luckett, as recorded in Deed Book 262, at page 663 of the land records of Madison County, Mississippi and the POINT OF BEGINNING of the following described tract of land; continue thence

South 88 degrees 40 minutes 30 seconds East and along said south Right-of-Way line for a distance of 210.00 feet to a found rebar marking the northeast corner of said tract owned by Deborah E. Luckett; run thence

South and along the East property line of said tract for a distance of 13.09 feet; run thence

North 88 degrees 18 minutes 30 seconds West for a distance of 185.01 feet; run thence

Northwesterly and counterclockwise along the arc of a curve to the left for a distance of 25.03 feet, said curve having a delta angle of 00 degrees 01 minute 15 seconds, a radius of 68,719.83 feet and said curve being subtended by a chord which bears North 88 degrees 19 minutes 08 seconds West with a distance of 25.03 feet to a point on the west property line of aforesaid tract owned by Deborah E. Luckett; run thence

North and along the west property line of said tract and along the East Right-of-Way line of a public gravel road for a distance of 11.75 feet back to the POINT OF BEGINNING of the above described tract of land.

Together with a Temporary Construction Easement as shown on the accompanying plat prepared by Guest Engineering, Inc. marked 1346-19 and being incorporated herein by reference.

G-1346-19

EXHIBIT A

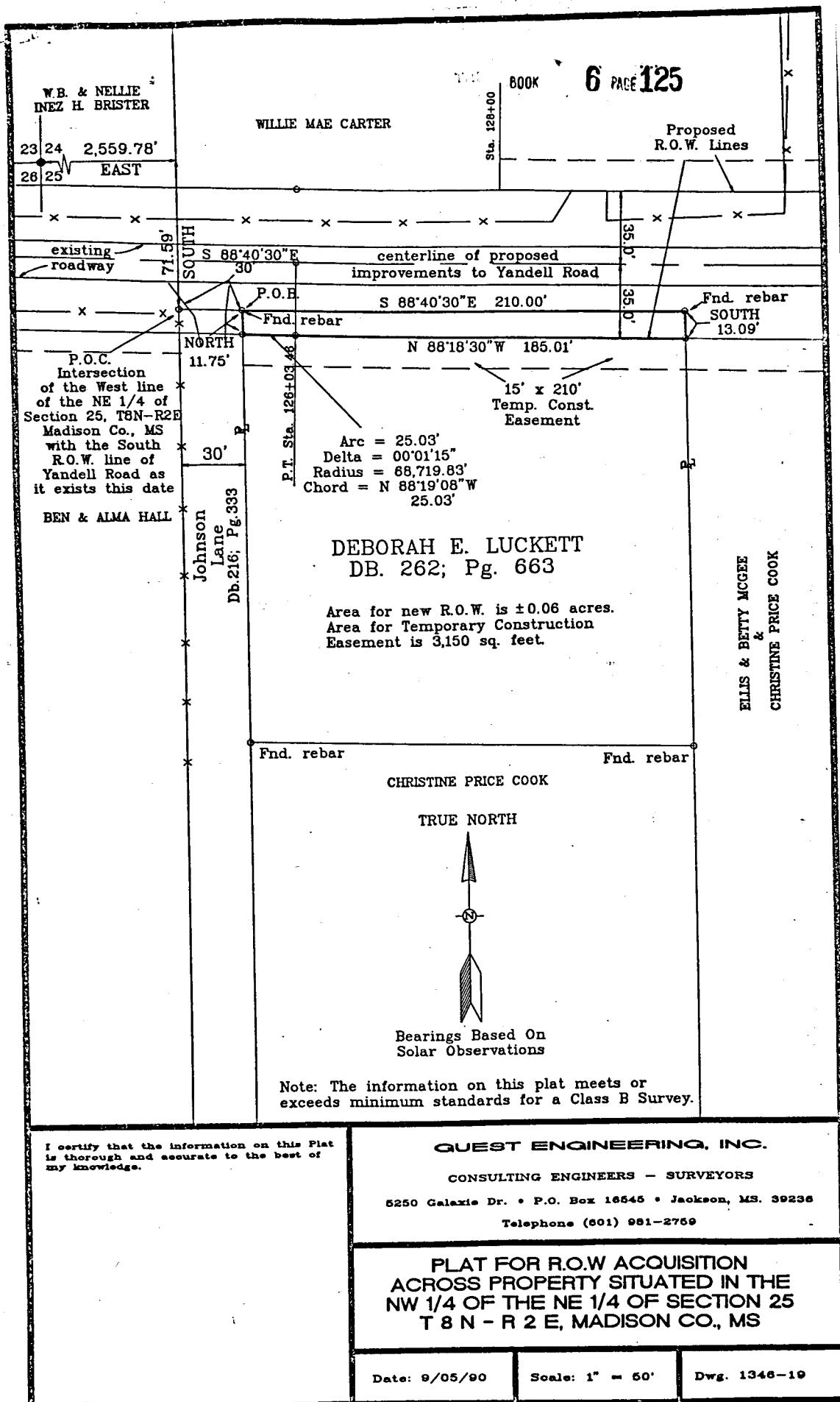


EXHIBIT A



STATE OF MISSISSIPPI, County of Madison:

I certify that the within instrument was filed for record in my office this 8 day of Feb 1991 at 800 o'clock A.M., and was duly recorded on the _____, Book No. 6, Page 122.

BILLY V. COOPER, CHANCERY CLERK BY: J. Cole D.C.