

232 West Peace Street
 Post Office Drawer 568
 Canton, Mississippi 39046-0568

Telephone: (601) 859-6500
 Facsimile: (601) 859-0650
 e-mail: jmfoxferr@aol.com

FERR SMITH
 GEORGE C. NICHOLS
 MICHAEL E. ROBINSON
 KELSEY L. RUSHING

Bessie M. Travis
 Office Administrator

May 11, 2001

Mr. Steve Duncan, Clerk
 Chancery Clerk of Madison County
 146 West Center Street
 Canton, MS 39046

Re: Notice of Suit Affecting Real Estate

Pursuant to section 11-47-3 of the Mississippi code annotated, this letter serves as a notice of an action which will be filed in the Chancery Court of Madison County, Mississippi to determine if color of title lien should be recognized in favor of Albert Cheeks, Jr. against title to the following described real property lying and being situated in Madison County, State of Mississippi, said property being more particulary described as follows, to-wit:

Land that is located on the south side of State Highway #43, partly in NW $\frac{1}{4}$ of Section 3, Township 10 North, Range 5 East and partly in the SW $\frac{1}{4}$ of Section 34, Township 11 North, Range 5 East, Madison County, Mississippi and more particularly described as follows: to-wit: Approximately 21 acres and beginning at the southwest corner of said NW $\frac{1}{4}$, Section 3, Township 10 North, Range 5 East, Madison County, Mississippi, and run east 757 feet along old fence line to southwest corner and point of beginning of said tract #2 being described, thence run north approximately 3040 feet parallel to west boundary of said NW $\frac{1}{4}$, Section 3, Township 10 North, Range 5 East to the South boundary of said Highway #43, thence run N 75 degrees 30 minutes E 320 feet along south boundary of said Highway #43 to an iron pin and northeast corner of tract #2, being described, thence run south approximately 3100 feet parallel to west boundary of said NW $\frac{1}{4}$, Section 3, Township 10 North, Range 5 East to south boundary of said NW $\frac{1}{4}$ thence run

west 309 feet along old fence line to point of beginning.

Dovie Leon Cheeks is entitled to full and total interest in the above described property as a result of the Warranty Deed dated March 30, 2000, filed for record on April 6, 2000 at 10:40 a.m. and recorded in Book 461 at Page 745, in the records of the Chancery Clerk of Madison County, Mississippi, was signed by the said Dovie Leon Cheeks by mistake and as a result of receiving misleading information as to the affect of said transaction. The suit to be filed will request that said Warranty Deed be held null and void and that full title be restored to Dovie Leon Cheeks. Please enter this notice within the Lis Pendens record book.

Sincerely,



GEORGE C. NICHOLS



CYDIE CONWAY,
Attorney-in-Fact under
Power of Attorney for
Dovie Leon Cheeks

STATE OF MISSISSIPPI, COUNTY OF MADISON



I certify that the within instrument was filed for record in my office this 11 day of May, 2001, at 11:50 o'clock A M., and was duly recorded on the MAY 11 2001, Book No. 7, Page 592.

STEVE DUNCAN, CHANCERY CLERK

BY:



D.C.