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44503

IN THE SPECIAL COURT OF EMINENT DOMAIN
MADISON COUNTY, MISSISSIPPI

MADISON COUNTY BOARD OF SUPERVISORS PETITIONER
VS. CIVIL ACTION FILE NO. 8850
GUS HARPER DEFENDANT

LIS PENDENS NOTICE

TO THE CHANCERY CLERK OF MADISON COUNTY, MISSISSIPPI:

You are hereby notified that the Board of Supervisors of Madison County, Mississippi 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. Board of Supervisors of Madison County,
Mississippi, Petitioner.

2. Gus Harper, Defendant.
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 BOARD OF SUPERVISORS

BY: C. R. MONTGOMERY

BY: Dewey Hembree

C. R. Montgomery
Dewey Hembree
Montgomery, Smith-Vaniz & McGraw
Attorneys-at-Law
3390 North Liberty Street
P.O. Box 1039
Canton, MS 39046
Telephone: (601) 859-6107
948-0972

Attorneys for Petitioner

Tract #1

A tract of land lying and being situated in the East 1/2 of the West 1/2 of the Northwest 1/4 of Section 9, Township 10 North, Range 4 East, being more particularly described as follows:

Commencing at the southeast corner of the Southwest 1/4 of the Northwest 1/4 of said Section 9, Township 10 North, Range 4 East, Madison County, Mississippi; run thence North 00 degrees 37 minutes 00 seconds East for a distance of 30.00 feet; run thence; South 89 degrees 39 minutes 00 seconds West for a distance of 295.16 feet to THE POINT OF BEGINNING of the following described tract of land; run thence

North 00 degrees 37 minutes 00 seconds East for a distance of 15.15 feet to a point on the northerly right-of-way line of the proposed realignment of Mt. Pilgrim Road; run thence

South 88 degrees 13 minutes 10 seconds West and along said proposed right-of-way line for a distance of 345.55 feet to a point on the east line of the John L. Bacon property; run thence

South 00 degrees 05 minutes 44 seconds East and along the east line and projection thereof of said John L. Bacon tract for a distance of 25.87 feet to a point in the centerline of Mt. Pilgrim Road as it exists this date (July, 1990); run thence the following courses along said centerline with

South 89 degrees 38 minutes 38 seconds East for a distance of 42.95 feet; run thence

North 88 degrees 49 minutes 15 seconds East for a distance of 58.88 feet; run thence

North 89 degrees 19 minutes 24 seconds East for a distance of 54.20 feet; run thence

North 89 degrees 02 minutes 34 seconds East for a distance of 53.84 feet; run thence

North 88 degrees 24 minutes 26 seconds East for a distance of 52.11 feet; run thence

North 87 degrees 52 minutes 09 seconds East for a distance of 55.43 feet; run thence

North 88 degrees 14 minutes 14 seconds East for a distance of 27.72 feet to a point on a projection of the west line of a tract of land owned by Zola Green; run thence

North 00 degrees 37 minutes 00 seconds East and along said projection for a distance of 14.61 feet back to THE POINT OF BEGINNING of the above described tract of land containing 0.229 acres, more or less

Also included is a permanent drainage easement as shown on the accompanying plat and being incorporated herein by reference.

DESCRIPTION

Tract #2

A tract of land, lying and being situated in the East 1/2 of the West 1/2 of the Northwest 1/4 of Section 9, Township 10 North, Range 4 East, Madison County, Mississippi and said tract being more particularly described as follows:

Commencing at the southeast corner of the Southwest 1/4 of the Northwest 1/4 of said Section 9; run thence North 00 degrees 05 minutes 44 seconds West along the east line of said Southwest 1/4 of the Northwest 1/4 of said Section 9, for a distance of 12.47 feet to a point in the centerline of Mt. Pilgrim Road as it exists this date, (July, 1990), and the POINT OF BEGINNING of the following described tract of land; continue thence

North 00 degrees 05 minutes 44 seconds West and along the aforesaid east line of the Southwest 1/4 of the Northwest 1/4 for a distance of 36.16 feet to a point on the northerly right-of-way line of the proposed realignment of Mt. Pilgrim Road; run thence

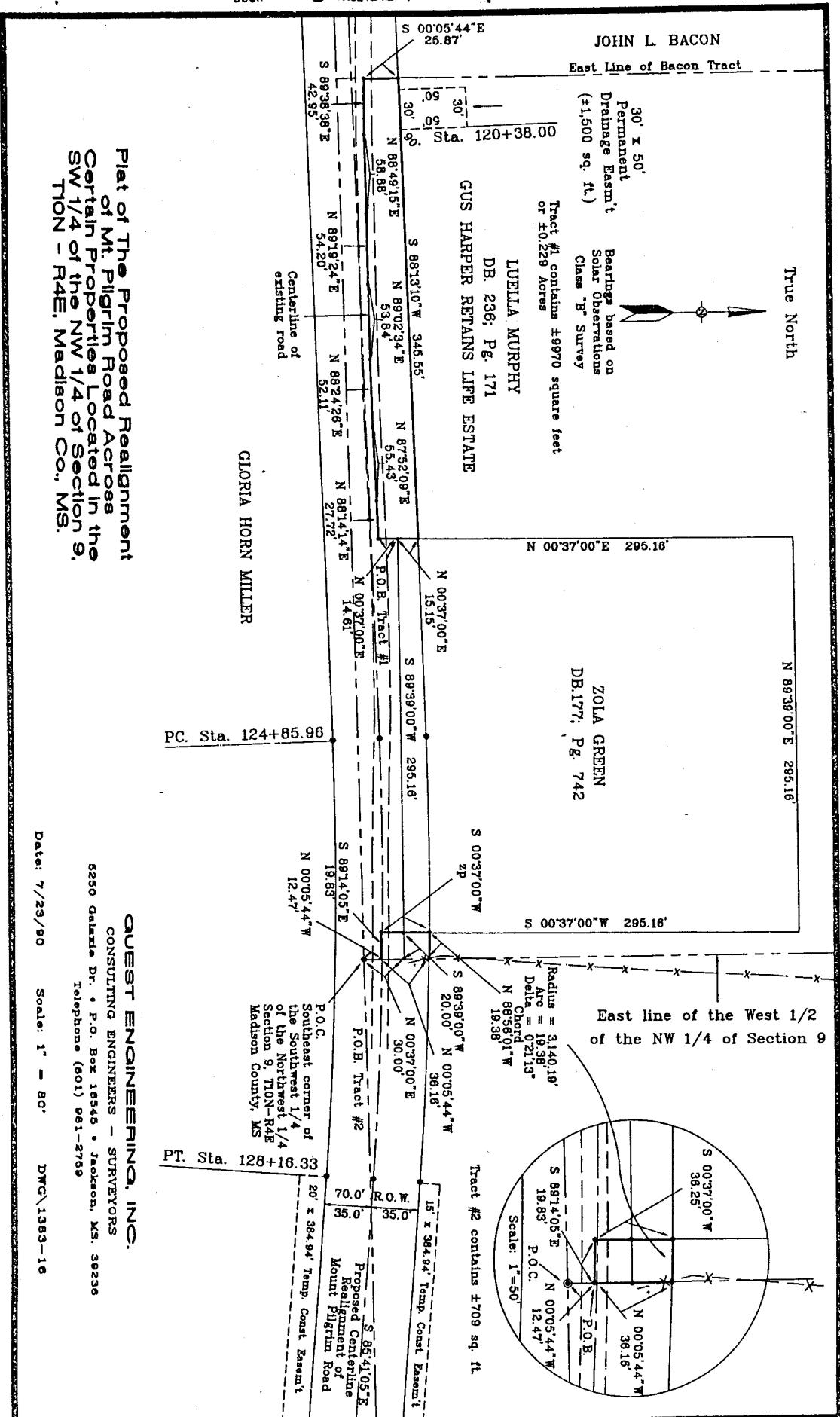
Northwesterly, and counterclockwise along the arc of a curve to the left in said right-of-way line for a distance of 19.38 feet, said curve having a delta angle of 00 degrees 21 minutes 13 seconds, a radius of 3,140.19 and said curve being subtended by a chord which bears North 88 degrees 56 minutes 01 second West with a distance of 19.38 feet to a point on the east line of a tract of land owned by Zola Green; run thence

South 00 degrees 37 minutes 00 seconds West and along the east line of said tract and projection thereof for a distance of 36.25 feet to a point in the centerline of said Mt. Pilgrim Road as it exists, this date (July, 1990); run thence

South 89 degrees 14 minutes 05 seconds East and along said centerline for a distance of 19.83 feet back to the POINT OF BEGINNING of the above described tract of land containing 709 square feet, more or less.

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EXHIBIT A



**Plan of The Proposed Realignment
of Mt. Pilgrim Road Across
Certain Properties Located In the
SW 1/4 of the NW 1/4 of Section 9
TTON - R4E, Madison Co., MS.**

Date: 7/23/00 Scale: 1" = 80' DWG\1383-16

QUEST ENGINEERING, INC.

5250 Galerie Dr. • P.O. Box 16545 • Jackson, MS. 39236
Telephone (601) 961-2769



STATE OF MISSISSIPPI County of Madison:

I certify that the within instrument was filed for record in my office this 1 day
of Aug., 1990, at 2:50 o'clock PM., and was duly recorded
on the AUG 01 1990, Book No. 5, Page 554.

BILLY V. COOPER, CHANCERY CLERK BY: *S Cole* DC