

287806

BOOK

7 PAGE 285

**IN THE SPECIAL COURT OF EMINENT DOMAIN
MADISON COUNTY, MISSISSIPPI**

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VERSUS

CIVIL ACTION NO. CO-98-0438

HIGHLAND COLONY DEVELOPMENT, LLC, OWNER

DEFENDANTS

LIS PENDENS NOTICE

TO THE CHANCERY CLERK OF MADISON COUNTY:

You are hereby notified that the Mississippi Transportation Commission is seeking to acquire by eminent domain and has this day filed a Complaint to acquire fee ownership in the lands described in Exhibit "A" attached hereto and incorporated herein.

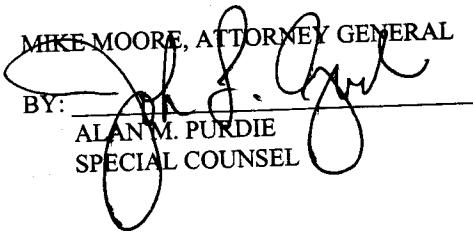
The interested parties are:

- 1. MISSISSIPPI TRANSPORTATION COMMISSION**
- 2. HIGHLAND COLONY DEVELOPMENT, LLC, OWNER**

You are further requested to include this Notice and Exhibit "A" hereof in the Lis Pendens for records of said County as provided by law.

MISSISSIPPI TRANSPORTATION COMMISSION

MIKE MOORE, ATTORNEY GENERAL

BY: 

ALAN M. PURDIE
SPECIAL COUNSEL

IN THE COUNTY COURT OF
MADISON COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

HIGHLAND COLONY DEVELOPMENT, LLC.

DEFENDANT

EXHIBIT "A"

The property owned by the Defendants and being recorded in Deed Book 367, at Page 440, in the land records of the Chancery Clerk's Office of Madison County, Mississippi is being affected by the taking described below.

INDEXING INSTRUCTIONS: Northwest 1/4 of Section 7,
Township 7 North, Range 2 East,
City of Madison,
Madison County, Mississippi

Begin at a point on the present Northerly right-of-way line of Mississippi Highway No. 463 that is 75.102 feet Northerly of and measured radially to the centerline of the relocation of Mississippi Highway No. 463 at Station 3+946.549, as shown on the plans for of Federal Aid Project No. 59-0055-02-117-10; from said point of beginning run thence South 75° 41' East, a distance of 329.6 feet to a point that is 82.021 feet Northerly of and measured radially to the centerline of said relocation at Station 3+850.000; thence South 64° 09' East, a distance of 83.0 feet to the Westerly right-of-way line of Woodgreen Drive; thence South 22° 54' West along said present Westerly right-of-way line, a distance of 14.5 feet to the present Northerly right-of-way line of Mississippi Highway No. 463; thence Northwesterly along said present Northerly right-of-way line and along the circumference of a circle to the left having a radius of 3002.95 feet and a distance of 346.9 feet a chord bearing of North 74° 14' West, a chord distance of 346.7 feet; thence North 56° 04' West along said present Northerly right-of-way line, a distance of 353.0 feet; thence run South 56° 04' East along said present Northerly right-of-way line, a distance of 286.9 feet to the point of beginning, containing 0.186 acres,

more or less, and being situated in and a part of the Northwest 1/4 of the Northwest 1/4 of Section 7, Township 7 North, Range 2 East, City of Madison, Madison County, Mississippi.

Together with any and all abutters rights of access, if any, in, to, over, on and across the lands described above.

Excepting and excluding therefrom all oil and gas and other minerals which may be produced through a well bore.

710 Dickman Corp & Sons
Box 90
Benton, MS 38902



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 29 day of July, 1999, at 9 o'clock A M., and was duly recorded on the JUL 29 1999, Book No. 7, Page 285.
BY: Clarke D.C.
STEVE DUNCAN, CHANCERY CLERK