

IN THE SPECIAL COURT OF EMINENT DOMAIN  
MADISON COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CO-2001-0296

LYNN F. WINSTON, et. al

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. LYNN F. WINSTON
3. ANY AND ALL UNKNOWN HEIRS-AT-LAW DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES HAVING INTEREST OR CLAIMING ANY RIGHTS, TITLE, OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH LEAH WARD;
4. ANY OTHER PERSONS OR PARTIES IN INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN

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.

GORE, KILPATRICK, PURDIE,  
METZ & ADCOCK

JOHN L. GADOW  
Attorney At Law

Office: 601-957-1595  
Toll Free: 1-877-957-1595 Fax: 601-957-1790  
402 Legacy Park, Ridgeland, MS 39157/P.O. Drawer 2900, 39158

MISSISSIPPI TRANSPORTATION COMMISSION

MIKE MOORE, ATTORNEY GENERAL

BY:

ALAN M. PURDIE  
JOHN L. GADOW  
SPECIAL COUNSEL

IN THE SPECIAL COURT OF EMINENT DOMAIN  
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MISSISSIPPI TRANSPORTATION COMMISSION

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LYNN F. WINSTON, ET AL

DEFENDANTS

EXHIBIT "A"

**INDEXING INSTRUCTIONS:** Southwest 1/4 of Section 8,  
Township 7 North, Range 2 East,  
City of Madison,  
Madison County, Mississippi

Begin at the point of intersection of the Southern line of Defendants property with the present Western right-of-way line of Herron Street as shown on the right-of way appraisal map for Federal Aid Project No. 46-6947-00-003-10 (101708/202000); from said point of beginning run thence South 89° 54' 28" West along said Southern line of Defendants property, a distance of 17.31 feet; thence run North 46° 34' 33" West, a distance of 90.74 feet; thence run Northwesterly along the circumference of a curve to the left having a radius of 869.930 feet an arc distance of 123.46 feet said arc having a chord bearing of North 85° 02' 06" West for a distance of 123.36 feet; thence run North 89° 05' 56" West, a distance of 58.88 feet to a Western line of Defendants property, thence run North 00° 29' 22" East, along said Western property line, a distance of 0.27 feet to the Northern line of Defendants property, thence run North 89° 54' 28' East, along said Northern line of Defendants property, a distance of 264.83 feet to said present Western right-of-way line, thence run South 00° 07' 22" East along said present Western right-of-way line, a distance of 74.65 feet to the point of beginning, containing 0.111 acres more or less, and being situated in part of the Southwest 1/4 of Section 8, 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 above described parcel of land.

Including in its entirety the improvements located partially on the land hereinabove described and partially on the Defendants remaining land; the Plaintiff herein, its agents, and assigns are hereby granted the right of ingress and egress on Defendants remaining land solely for the purpose of removing or demolishing the aforesaid improvements and the judgement rendered herein is in full payment of all said improvements.

All of the above excepting and excluding therefrom all oil and gas and other minerals which may be produced through a well bore.

**STATE OF MISSISSIPPI, COUNTY OF MADISON**



I certify that the within instrument was filed for record in my office this 14 day of May, 20 01, at 135 o'clock P M., and was duly recorded on the MAY 14 2001, Book No. 7, Page 594.

**STEVE DUNCAN, CHANCERY CLERK**

BY: Scoll D.C.