

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

KOCH GATEWAY PIPELINE COMPANY

PLAINTIFF

VS.

NO. 2000-0737

BILLY WAYNE MILNER AND MARY HELEN MILNER

DEFENDANTS

LIS PENDENS NOTICE

STATE OF MISSISSIPPI

COUNTY OF MADISON

TO: The Clerk of Chancery Court of Madison County, Mississippi

You are hereby notified that on the 15th day of November, 2000, suit was begun by the undersigned Koch Gateway Pipeline Company in the County Court of Madison County, Mississippi, sitting as a Special Court of Eminent Domain in Cause No. 2000-0737,

and that the following are all names of the parties to said suit:

Plaintiff: Koch Gateway Pipeline Company

Defendants: Billy Wayne Milner and Mary Helen Milner

Kind of Suit: Eminent Domain to acquire right-of-way and easement.

Attached as Exhibit "1" to this Notice is a description of the real estate situated in Section 17, Township 7 North, Range 2 East, Madison County, Mississippi.

The nature of the lien, right or interest sought to be enforced is as follows:

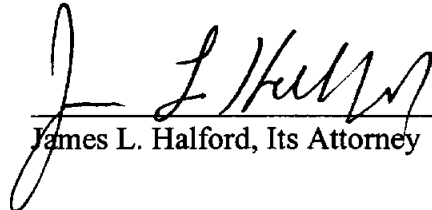
Suit by Plaintiff Koch Gateway Pipeline Company to acquire a right-of-way and easement across the above-described land of the Defendants, sought to be condemned for the purpose of constructing, operating, maintaining and inspecting a natural gas pipeline and

appliances as a public necessity and for the public use within the meaning of the laws of the State of Mississippi.

WITNESS MY SIGNATURE, this the 15th day of November, 2000.

KOCH GATEWAY PIPELINE COMPANY

BY:


James L. Halford, Its Attorney

Of Counsel:



JAMES L. HALFORD (MSB 2111)
BRUNINI, GRANTHAM, GROWER & HEWES
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A lot or parcel of land fronting on the east side of Old Highway 51, containing 8000 square feet, more or less, lying and being situated in NW 1/4 of Section 17, Township 7 North, Range 2 East, Madison County, Mississippi, and more particularly described as follows:

Commencing at the NE corner of the NW 1/4 SW 1/4 of said Section 17, according to the plat of Mississippi Memorial Gardens Inc., (Plat Book 3, Page 83), and run North for 733.04 feet to the SE corner and point of beginning of the property herein described; thence North for 209.82 feet to a point on the east margin of Old Highway 51; thence South 23 degrees 19 minutes West along the east margin of Old Highway 51 for 192.68 feet to a point; thence South 66 degrees 41 minutes East for 83.04 feet to the point of beginning.

Beginning at the intersection of the North boundary line of lot 61, block A, Baldwin Farms Subdivision, (According to a map or plat thereof recorded in Plat book 1 and 2 of page 135,) Chancery Clerk's office, Madison County, Mississippi, and the Western boundary line of New U.S. Highway 51, (as same is not laid out and used); thence run in a Westerly direction a long the north boundary line of lot 61 for a distance of 353.0 feet to a point on the North boundary line of lot 61 and the point of beginning of the property herein described. From said point of beginning go in a southerly direction and parallel to the West boundary line of New U.S. Highway 51 for a distance of 300 feet, more or less, to a point on the south boundary line of lot 59, Block A, Baldwin Farms Subdivision, said point being a distance of 353.0 feet from the intersection of the south boundary line of lot 59 and the West Boundary line of New U.S. Highway 51; thence run in a westerly direction along the south boundary line of lot 59 a distance of 490.0 feet, more or less, to the West boundary line of lot 59; thence in a northerly direction along the westerly boundary line of Baldwin Farms, block "A", for a distance of 330 feet, more or less, to a point on the eastern boundary line of old Highway 51 (as the same is now laid out and used); thence run along the eastern Boundary line of old Highway 51 to the intersection of the eastern boundary line of old Highway 51 and the northern boundary line of lot 61, Block A, Baldwin Farms; thence turn and run in an easterly direction along the north boundary line of lot 61 to the point of beginning of the property herein described.

All of the property owned by the Grantors in Lot 62, Block A of Baldwin Farm Subdivision plat, lying West of and adjoining that property conveyed to the Grantees herein by Bessie L. Tucker (Burchfield) and F. S. Burchfield by warranty deed dated 11-1-1979 and recorded in Book 165 at Page 713 thereof in the Chancery Clerk's Office of Madison County at Canton, Mississippi.

Said lot 62, Block A of Baldwin Farm Subdivision plat being in the SE 1/4 of the NW 1/4 of Section 17, T7N, R2E, in the City of Madison, Madison County, Mississippi.

Less and except:

Begin at the point of intersection of the present Northwesterly right-of-way line of U.S. Highway No. 51 with the Northern line of Lot 59, Block "A" Baldwin Farm as shown on the right-of-way Appraisal Map for Federal Aid Project No. 49-7304-00-005-10; from said point of beginning run thence Southwesterly along the present Northwesterly right-of-way line of said highway and along the circumference of a circle to the left having a radius of 16977.960 meters (55701.970 feet), an arc distance of 6.091 meters (19.982 feet), said arc having a chord bearing South 23° 51' West for a distance of 6.091 meters (19.982 feet); thence run North 65° 38' West, a distance of 3.755 meters (12.318 feet); thence run North 23° 13' East, a distance of 6.091 meters (19.985 feet) to the Northern line of Lot 59 of said Subdivision; thence run South 65° 38' East along said Lot line, a distance of 3.822 meters (12.539 feet) to the point of beginning and containing 0.002 hectares (0.006 acres), more or less.

All of the above parcel being situated in and a part of Lot 59, Block "A", Baldwin Farm located in Cabinet A, Slot 25, Chancery Clerk's Office of Madison County, Mississippi Section 17, Township 7 North, Range 2 East.

EXHIBIT

"1"

STATE OF MISSISSIPPI, COUNTY OF MADISON

I certify that the within instrument was filed for record in my office this 15 day of Nov, 2000, at 4 o'clock P M., and was duly recorded on the NOV 15 2000, Book No. 7, Page 444.

STEVE DUNCAN, CHANCERY CLERK

BY: J Cook D.C.

