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BOOK 6 ~~213~~

IN THE SPECIAL COURT OF EMINENT DOMAIN  
MADISON COUNTY, MISSISSIPPI

INDUSTRIAL DEVELOPMENT AUTHORITY  
OF MADISON COUNTY, MISSISSIPPI

PETITIONER

v.

CIVIL ACTION FILE NO. 63257

EDWARD C. SMITH,  
MERCHANTS & FARMERS BANK,  
CANTON, MISSISSIPPI, AND  
JOE R. FANCHER, JR., IN HIS  
CAPACITY AS TRUSTEE FOR  
MERCHANTS & FARMERS BANK,  
CANTON, MISSISSIPPI

RESPONDENTS

LIS PENDENS NOTICE

TO THE CHANCERY CLERK OF MADISON COUNTY, MISSISSIPPI:

You are hereby notified that the Industrial Development Authority 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.

Interested parties:

1. Industrial Development Authority of Madison County, Mississippi, Petitioner.
2. Edward C. Smith; Merchants & Farmers Bank, Canton, Mississippi; and Joe R. Fancher, Jr., in his capacity as Trustee for Merchants & Farmers Bank, Canton, Mississippi, Respondents.

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.

INDUSTRIAL DEVELOPMENT  
AUTHORITY OF MADISON COUNTY,  
MISSISSIPPI

BY: C. R. MONTGOMERY

BY:   
Dewey Hembree, Attorney

BOOK

6 ~~and~~ 214

C. R. MONTGOMERY  
Bar Number 23030  
DEWEY HEMBREE  
Bar Number 14227  
MONTGOMERY, SMITH-VANIZ & McGRAW  
3390 North Liberty Street  
Post Office Box 1039  
Canton, MS 39046  
Telephone: (601) 859-3616  
(601) 948-0972

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5766/14,720

That parcel of land containing fifteen (15) acres, more or less, evenly off the east end of the NE 1/4 of the SE 1/4 of Section 27, Township 9 North, Range 2 East, Madison County, Mississippi, which is bounded on the West by the East property line of Ben Smith, Jr., as conveyed to said Ben Smith, Jr., by Earlene Smith, on September 6, 1989 as recorded in Land Deed Book 250 at Page 35 in the records of the Chancery Clerk of Madison County, Mississippi.

LESS AND EXCEPT:

That parcel of land containing 10 acres, more or less, evenly off the East end of the NE 1/4 of the SE 1/4, Section 27, Township 9 North, Range 2 East, Madison County, Mississippi.

LESS AND EXCEPT:

A strip of land forty feet (40') in width, extending through, over, on and across the following described lands in said County and State:

The Northeast 1/4 of the Southeast 1/4 of Section 27, Township 9 North, Range 2 East

exclusive of present county road right-of-way and containing 0.16 acres, more or less.

Said property may also be described as follows:

A strip of land extending forty feet (40') left from the center line, and beginning at station 18 + 00 and ending at Station 21 + 57, of a proposed highway as now surveyed and shown by the plans for said highway on file in the office of the State Highway Department at Jackson, Mississippi, and known as Federal Aid Project No. I-55-2 (23) 112 between Gluckstadt and Canton and said plans are hereby specifically referred to and made a part hereof by reference.

STATE OF MISSISSIPPI, County of Madison:

I certify that the within instrument was filed for record in my office this 2 day of July, 1991, at 1130 o'clock A M., and was duly recorded on the JUL 02 1991, Book No. 6, Page 213.

BILLY V. COOPER, CHANCERY CLERK BY: J. Cole D.C.



EXHIBIT A