

BOOK 6 M 394

NOTICE OF LIS PENDENS

123665

STATE OF MISSISSIPPI

COUNTY OF MADISON

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

You are hereby notified that a Motion for Relief from Order of Dismissal has been filed in Madison County Circuit Court Cause Number 3868, styled GARDES DIRECTIONAL DRILLING, INC., v. CMW OIL COMPANY, et al., requesting that the Court in said Action reinstate said Action in full force and effect against the Defendants therein, CMW Oil Company and Southeastern Oil Company, Inc., d/b/a/ SOCO.

You are further notified that said Motion seeks to set aside that certain Release of Lien filed by Gardes Directional Drilling, Inc. on July 16, 1993, which released that certain Notice of Lien and Privilege dated January 24, 1992, filed on the 27th day of January, 1992, in Construction Lien Book 7 at Page 505, in the Office of the Chancery Clerk of Madison County, Mississippi.

You are further notified that the Plaintiff in said Action seeks to reinstate, nunc pro tunc, its Notice of Lis Pendens filed in the Office of the Chancery Clerk of Madison County, Mississippi, on the 26th day of June, 1992, in Lis Pendens Docket 6 at Page 334; and the aforesaid Notice of Lien and Privilege.

The lands described in said suits sought to be revived and the various notices of the suit above mentioned were:

MADISON COUNTY EUTAW UNIT

MADISON COUNTY, MISSISSIPPI

TOWNSHIP 11 NORTH, RANGE 3 EAST

SW 1/4 of SE 1/4, SE 1/4 of SW 1/4, SW 1/4 of SW 1/4 and NW 1/4 of SW 1/4, all in Section 3, Township 11 North, Range 3 East, Madison County, Mississippi; and

N 1/2 of SE 1/4 and S 1/2 of S 1/2 of NE 1/4, all in Section 4, Township 11 North, Range 3 East, Madison County, Mississippi; and

NE 1/4 of NW 1/4, NW 1/4 of NE 1/4, and NE 1/4 of NE 1/4, less and except the East 15.36 acres thereof, all in Section 10, Township 11 North, Range 3 East, Madison County, Mississippi.

The Surface Location (SL), Point of Entry (POE), and Bottom Hole Location (BHL) for the said Herring Well No. 1 is as follows:

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MADISON COUNTY, MISSISSIPPI

TOWNSHIP 11 NORTH, RANGE 3 EAST

Section 3: SL: 1492 feet from the South Line and 478 feet from the West Line of said Section 3.

POE: 1216 feet from the South Line and 872 feet from the West Line of said Section 3.

BHL: 842 feet from the South Line and 1407 feet from the West Line of said Section 3.

The nature of the lien, right or interest sought to be enforced is a contract for labor and services dated July 29, 1991, between Gardes Directional Drilling, Inc. and Southeastern Oil Company, Inc. and CMW Oil Company, Operator(s), who are liable for the indebtedness under said contract. As of this date, there is an outstanding balance due Gardes Directional Drilling, Inc., for labor and services furnished on said well in said fieldwide unit in the amount of NINETY-SIX THOUSAND, SEVEN HUNDRED TWENTY-THREE DOLLARS AND SIXTY-TWO CENTS (\$96,723.62), plus interest. Attached to the Notice of Lis Pendens recorded in Lis Pendens Docket 6 at Page 334 in the records of the Office of the Chancery Clerk of Madison County, Mississippi, is a copy of an invoice submitted to Southeastern Oil Company by Gardes Directional Drilling, Inc., for labor and services.

NOW, THEREFORE, the undersigned, Gardes Directional Drilling, Inc., by its attorney, does hereby reassert its claim for lien against the lands above described, and against both Southeastern Oil Company, Inc. and CMW Oil Company, and does hereby give further notice that it revokes the Release of Lien dated July 15, 1993, filed on July 16, 1993, in Mechanic's Lien Book 8 at Page 216 of the records of the Chancery Clerk of Madison County, Mississippi.

WITNESS my signature this the 6th day of October, 1992.

GARDES DIRECTIONAL DRILLING, INC.

BY:

RUSSELL P. GRANT, JR., Its attorney

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STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY appeared before me, the undersigned authority in and for the jurisdiction aforesaid, RUSSELL P. GRANT, JR., to me personally known as the attorney of Gardes Directional Drilling, Inc., who, after being by me first duly sworn, on his oath stated that the facts in the above and foregoing Notice of Lis Pendens are, to the best of his knowledge, information and belief, true and correct as therein stated, and that he executed said Notice of Lis Pendens for and on behalf of Gardes Directional Drilling, Inc., he being authorized so to do.

Sworn to and subscribed to before me on this the 6th day of October, 1993.

(SEAL)

Melvin J. Brown

NOTARY PUBLIC

MY COMMISSION EXPIRES:
My Commission Expires Sept. 25, 1994

ACKNOWLEDGMENT

STATE OF MISSISSIPPI, COUNTY OF MADISON

THIS DAY personally appeared before me, the undersigned authority in and for said County, the within named

Russell P. Grant Jr.

who acknowledged

that he signed and delivered the within and foregoing instrument on the day and year therein mentioned.

GIVEN under my hand and seal of office, this 6 day of October, 1993

Steve Duncan Chancery Clerk
STEVE DUNCAN, CHANCERY CLERK

By: K. C. Morgan

D. C. DEMENT-MERIDIAN 56-7499

COMMISSION EXPIRES: 1-1-94



STATE OF MISSISSIPPI, COUNTY OF MADISON:

I certify that the within instrument was filed for record in my office this 6 day
of Oct, 1993, at 4:55 o'clock P M., and was duly recorded
on the OCT 06 1993, Book No. 6, Page 394.

STEVE DUNCAN, CHANCERY CLERK

BY: K. C. Morgan D.C.