

IN THE SPECIAL COURT OF EMINENT DOMAIN  
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CO 99-0687

OSCAR DUNCAN ESTATE, ET AL

LIS PENDENS NOTICE

TO THE CHANCERY CLERK OF DESOTO 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, PLAINTIFF.
- (2) FANNIE DUNCAN ESTATE, DEFENDANT.
- (3) OSCAR DUNCAN ESTATE, DEFENDANT.
- (4) OSCAR THOMAS ELLIS, DEFENDANT.
- (5) DIANNE DUNCAN, DEFENDANT.
- (6) GWENDALINE DUNCAN, DEFENDANT.
- (7) JIMMY GARDNER, DEFENDANT.
- (8) REZOILA MCLAUGHLIN, DEFENDANT.
- (9) LEWIS DUNCAN, DEFENDANT.

STATE MS.-DESOTO CO.  
FILED  
Nov 22 3 44 PM '99  
BK 8 PG 452  
W.F. [unclear] CLERK

*ml*  
*me*

- (10) ROBERT DUNCAN, DEFENDANT.
- (11) HELEN DAVIS, DEFENDANT.
- (12) HENRIETTA GARRETT, DEFENDANT.
- (13) CHARLES DAVID DUNCAN, JR., DEFENDANT.
- (14) DAREN DUNCAN, DEFENDANT.
- (15) SYLVIA ANN DUNCAN, DEFENDANT.
- (16) CHESTER D. DUNCAN, DEFENDANT.
- (17) ALVERN DUNCAN, DEFENDANT.
- (18) MARY FRANCIS SEMANAS, DEFENDANT.
- (19) PATRICIA A. DUNCAN-HARRISON, DEFENDANT.
- (20) HERMAN DUNCAN, DEFENDANT.
- (21) LENN DUNCAN, DEFENDANT.
- (22) ELSIE MOORE, DEFENDANT.
- (23) THEARTHUR DUNCAN, DEFENDANT.
- (24) LARRY DUNCAN, DEFENDANT.
- (25) DOROTHY HUNTER, DEFENDANT.
- (26) JUDY DUNCAN, DEFENDANT.
- (27) VERNON LEE DUNCAN, JR., DEFENDANT.
- (28) THEODIS DUNCAN, DEFENDANT.
- (29) GLENN ROY DUNCAN, DEFENDANT.
- (30) EMMA JEAN SIMPSON, DEFENDANT.
- (31) MARGARET MALLETTE, DEFENDANT.
- (32) CHRISTOPHER N. SMITH, DEFENDANT.

- (33) LASAUNDRA K. BORNE, DEFENDANT.
- (34) TARA N. TURNBOUGH, A MINOR, BY AND THROUGH HER NEXT FRIEND, WARRIE DUNCAN, DEFENDANT.
- (35) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, FANNIE DUNCAN, DECEASED, DEFENDANT.
- (36) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, OSCAR DUNCAN, DECEASED, DEFENDANT.
- (37) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, OLLIE M. DUNCAN ELDRIDGE, DECEASED, DEFENDANT.
- (38) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, ERMON ELDRIDGE, DECEASED, DEFENDANT.

- (39) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, WILLIE THOMAS DUNCAN, A/K/A W.T. DUNCAN, DECEASED, DEFENDANT.
- (40) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, ELSIE DUNCAN GARNER, DECEASED, DEFENDANT.
- (41) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, HORACE DUNCAN, DECEASED, DEFENDANT.
- (42) AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, CHARLES D. DUNCAN, DECEASED, DEFENDANT.
- (43) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING

OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, FANNIE HUDDLESON DUNCAN, DECEASED, DEFENDANT.

(44) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, VERNON DUNCAN, DECEASED, DEFENDANT.

(45) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, WILLIAMS DUNCAN, DECEASED, DEFENDANT.

(46) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, JEAN RATTLER, DECEASED, DEFENDANT.

(47) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, NARVAIL DUNCAN, DECEASED, DEFENDANT.

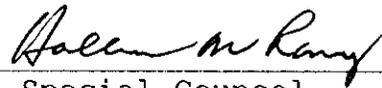
- (48) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, RICHARD DUNCAN, DECEASED, DEFENDANT.
- (49) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, JACQUELINE D. CLOPTON, DECEASED, DEFENDANT.
- (50) ANY AND ALL UNKNOWN HEIRS-AT-LAW, DEVISEES, EXECUTORS, ADMINISTRATORS, LEGAL REPRESENTATIVES OR ANY OTHER PERSONS OR PARTIES OF INTEREST HAVING OR CLAIMING ANY RIGHTS, TITLE OR INTEREST, LEGAL OR EQUITABLE, IN AND TO THE REAL PROPERTY DESCRIBED HEREIN BY AND THROUGH THE ESTATE(S) OF, JERRY DUNCAN, DECEASED, DEFENDANT.
- (51) 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.

MISSISSIPPI TRANSPORTATION COMMISSION  
PETITIONER

BY: MIKE MOORE  
ATTORNEY GENERAL OF  
THE STATE OF MISSISSIPPI

HOLLAMAN M. RANEY  
HOLLAMAN RANEY, P.C.  
P.O. BOX 1480  
Oxford, MS 38655  
Telephone: (662) 236-4001



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Special Counsel  
ATTORNEY FOR PETITIONER

Prepared by and return to

HOLLAMAN M. RANEY  
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Oxford, MS 38655  
(662) 236-4001

IN THE SPECIAL COURT OF EMINENT DOMAIN  
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CO-99-0687

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DEFENDANTS

EXHIBIT "A"

INDEXING INSTRUCTIONS: NW 1/4 OF SECTION 33  
TOWNSHIP 2 SOUTH, RANGE 9 WEST,  
DESOTO COUNTY, MISSISSIPPI

Begin at the intersection of the Western line of Defendants property with the centerline of survey of State Project No. 94-0029-01-002-10 at survey Station 16+513.590; from said point of beginning run thence North along said Western property line, a distance of 52.832 meters (173.333 feet) to the Northern line of Defendants property; thence run East along said Northern property line, a distance of 737.525 meters (2419.701 feet); thence run southeasterly along a line that is 70.000 meters (229.659 feet) Northerly of and parallel with the centerline of survey of said project, an arc distance of 68.812 meters (225.761 feet) to the Eastern line of Defendants property; thence run South along said Eastern property line, a distance of 70.000 meters (229.659 feet) to the centerline of survey of said project at survey Station 17+322; thence run South along said Eastern property line, a distance of 70.000 meters (229.659 feet); thence run Northwesterly along a line that is 70.000 meters (229.659 feet) Southerly of and parallel with the centerline of survey of said project, an arc distance of 96.815 meters (317.635 feet) to a point that is 70.000 meters (229.659 feet) Southerly of and perpendicular to the centerline of survey of said project at survey Station 17+226.077; thence run North 89° 00' West along a line that is 70.000 meters ( 229.659 feet) Southerly of and parallel with the centerline of survey of said project, a distance of 709.941 meters (2329.203 feet) to the Western line of Defendants property; thence run North along said Western property line, a distance of 70.000 meters (229.659

feet) to the point of beginning, containing 10.656 hectares (26.331 acres), more or less.

All of the above being situated in the Northwest 1/4 of Section 33, Township 2 South, Range 9 West, DeSoto 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.

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