

IN THE SPECIAL COURT OF EMINENT DOMAIN  
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CO 99-0688

FANNIE 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 46 PM '99

BK 8 PG 461  
W.F. DUNCAN, CLERK

- (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) LASAUNDR 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.

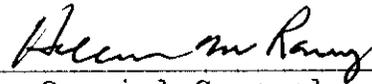
- (48) ANY AND ALL UNKNOWN HEIRS-AT-LAW,  
DEVISEES, EXECUTORS, ADMINISTRATORS,  
LEGAL REPRESENTATIVES OR ANY OTHER  
PERSONS OR PARTIES OF INTEREST HAVING  
OR CLAIMING ANY RIGHTS, TITLE OR  
INTEREST, LEGAL OR EQUITABLE, IN AND  
TO THE REAL PROPERTY DESCRIBED HEREIN  
BY AND THROUGH THE ESTATE(S) 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  
HOLLAMAN RANEY, P.C.  
P. O. Box 1480  
Oxford, MS 38655  
(662) 236-4001

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DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. Co 99-0688

FANNIE DUNCAN ESTATE

DEFENDANTS

EXHIBIT "A"

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

Begin at a point on the Southwest corner of Defendants property as shown on the plans for State Project No. 94-0029-01-002-10; from said point of beginning run thence North 00° 09' 00" East along the Western line of Defendants property, a distance of 17.176 meters (56.352 feet); thence run South 88° 59' 49" East, a distance of 210.954 meters (692.106 feet) to a point that is 70.000 meters (229.659 feet) Northerly of and perpendicular to the centerline of survey of said project at Station 16+725; thence North 46° 00' 11" East, a distance of 28.284 meters (92.795 feet); thence South 88° 59' 49" East, a distance of 45.000 meters (147.638 feet); thence South 43° 59' 49" East, a distance of 28.284 meters (92.795 feet) to a point that is 70.000 meters (229.659 feet) Northerly of and perpendicular to the centerline of survey of said project at Survey Station 16+810; thence South 88° 59' 49" East, a distance of 416.077 meters (1365.082 feet); thence along a line that is 70.000 meters (229.569 feet) Northerly of and parallel with the centerline of survey of said project, having a radius of 3877.783 meters (12,772.385 feet), an arc distance of 25.552 meters (83.832 feet) [said arc having a chord bearing of South 88° 48' 29" East for a distance of 25.552 meters (83.832 feet)] to the Southern line of Defendants property; thence South 89° 40' 31" West along said Southern property line, a distance of 737.526 meters (2419.705 feet) to the point of beginning, containing 0.766 hectares (1.894 acres), more or less, and being situated in and a part of 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.