

IN THE SPECIAL COURT OF EMINENT DOMAIN
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CO-2000-0189

HIGHLAND DEVELOPMENT, LLC, ET AL

DEFENDANTS

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) HIGHLAND DEVELOPMENT, LLC, DEFENDANT.
- (3) CLARENCE S. WILSON, DEFENDANT.
- (4) RUTH S. WILSON, DEFENDANT.
- (5) WALTER WILSON, DEFENDANT.
- (6) DAISEY Y. WILSON, DEFENDANT.
- (7) NANCY W. HATCHER, DEFENDANT.
- (8) WANDA W. LIBERTO GORDAN, DEFENDANT.
- (9) JOEL P. WALKER, TRUSTEE, DEFENDANT.

W STATE HS. - DESOTO CO.
FILED

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BK 8 PG 557
W.E. DAVIS CH. CLK.

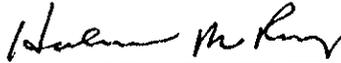
- (10) BANCORPSOUTH, SUCCESSOR TO THE BANK OF MISSISSIPPI, DEFENDANT.
- (11) D. B. BRIDGFORTH, TRUSTEE, DEFENDANT.
- (12) DANIEL MURPHY, TAX LIENOR, DEFENDANT.
- (13) MERRITT TAX SERVICES, INC., TAX LIENOR, DEFENDANT.
- (14) HOUNDS, INC., TAX LIENOR, DEFENDANT.
- (15) JOEY TREADWAY, TAX LIENOR, DEFENDANT.
- (16) THE STATE OF MISSISSIPPI ON BEHALF OF IT'S AGENCY THE MISSISSIPPI EMPLOYMENT SECURITY COMMISSION, JUDGMENT LIENHOLDER, DEFENDANT.
- (17) HIGHLAND DEVELOPMENT GENERAL PARTNERSHIP, DEFENDANT.
- (18) WALTER MAXWELL, JUDGMENT LIENHOLDER, DEFENDANT.

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
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Oxford, MS 38655
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Special Counsel
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Prepared by and return to

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006-4-00-W

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DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CO-2000-0189

HIGHLAND DEVELOPMENT, LLC, ET AL

DEFENDANTS

EXHIBIT "A"

INDEXING INSTRUCTIONS: NW 1/4 AND THE NE 1/4 AND THE
SW 1/4 OF SECTION 32,
TOWNSHIP 2 SOUTH, RANGE 9 WEST,
DESOTO COUNTY, MISSISSIPPI

PARCEL NO. 1

Begin at the point of intersection of the Western line of Defendants property with the centerline of survey of State Project No. 94-0029-01-002-10 at Highway Survey Station 15 + 302.01; from said point of beginning run thence North 12° 21' 31" West along said Western property line, a distance of 105.228 meters (345.236 feet); thence South 15° 27' 12" East, a distance of 65.428 meters (214.659 feet); thence North 86° 48' 27" East, a distance of 151.705 meters (497.720 feet) to a point that is 40.000 meters (131.234 feet) Northerly of and measured radially to the centerline of survey of said project at Station 15 + 450; thence North 72° 10' 52" East, a distance of 79.355 meters (260.351 feet); thence North 82° 16' 14" East, a distance of 102.941 meters (337.733 feet) to a point that is 76.500 meters (250.984 feet) Northerly of and measured radially to the centerline of survey of said project at Station 15 + 625; thence South 88° 59' 57" East, a distance of 65.780 meters (216.109 feet) to an Eastern line of Defendants property; thence South 00° 16' 00" East along said Eastern property line, a distance of 4.933 meters (16.184 feet); thence South 89° 38' 00" East along a Northern line of Defendants property, a distance of 130.259 meters (427.359 feet);

thence South $51^{\circ} 18' 39''$ East, a distance of 4.928 meters (16.168 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 15 + 825; thence South $88^{\circ} 59' 49''$ East, a distance of 100.487 meters (329.682 feet) to a Eastern line of Defendants property; thence South $00^{\circ} 47' 00''$ East along said Eastern property line, a distance of 101.544 meters (333.149 feet) to a Northern line of Defendants property; thence South $88^{\circ} 21' 00''$ East along said Northern property line, a distance of 587.041 meters (1925.988 feet) to an Eastern line of Defendants property; thence South $00^{\circ} 09' 00''$ West along said Eastern property line, a distance of 31.879 meters (104.590 feet); thence North $88^{\circ} 59' 49''$ West, a distance of 541.130 meters (1775.361 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 Station 15 + 975; thence South $60^{\circ} 02' 21''$ West, a distance of 58.310 meters (191.306 feet); thence North $88^{\circ} 59' 49''$ West, a distance of 75.000 meters (246.063 feet); thence South $78^{\circ} 54' 30''$ West, a distance of 71.589 meters (234.872 feet); thence North $88^{\circ} 59' 49''$ West, a distance of 130.000 meters (426.509 feet) to a point that is 115.000 meters (377.297 feet) Southerly of and perpendicular to the centerline of survey of said project at Station 15 + 650; thence North $53^{\circ} 43' 24''$ West, a distance of 60.376 meters (198.084 feet); thence South $78^{\circ} 04' 34''$ West, a distance of 99.453 meters (326.289 feet); thence North $74^{\circ} 52' 22''$ West, a distance of 102.072 meters (334.882 feet) to a point that is 70.000 meters (229.659 feet) Southerly of and measured radially to the centerline of survey of said project at Station 15 + 400; thence South $83^{\circ} 28' 29''$ West, a distance of 85.639 meters (280.968 feet) to the Western line of Defendants property; thence North $12^{\circ} 21' 31''$ West along said Western property line, a distance of 75.265 meters (246.932 feet) to the point of beginning, containing 11.925 hectares (29.468 acres), more or less, and being situated in and a part of the Northwest 1/4 and the Northeast 1/4 of Section 32, Township 2 South, Range 9 West, DeSoto County, Mississippi, and

PARCEL NO. 2

Begin at a point that is 60.000 meters (196.850 feet) Northerly of and perpendicular to the centerline of Frontage Road "B" at Highway Survey Station 0 + 500 as shown on the plans for State Project No. 94-0029-01-002-10; from said point of beginning run thence South $82^{\circ} 45' 11''$ East, a distance of 80.766 meters (264.980 feet) to an Eastern property line of Defendants property; thence South $00^{\circ} 16' 00''$ East along said Eastern property line, a distance of 61.127 meters (200.548 feet); thence North 88°

59' 57" West, a distance of 65.870 meters (216.109 feet); thence South 82° 16' 14" West, a distance of 102.941 meters (337.733 feet) to a point that is 62.500 meters (205.052 feet) Northerly of and measured radially to the centerline of survey of said project at Station 15 + 525; thence South 72° 10' 52" West, a distance of 79.355 meters (260.351 feet); thence South 86° 48' 27" West, a distance of 151.705 meters (497.720 feet); thence North 15° 27' 12" West, a distance of 65.428 meters (214.659 feet) to the Western line of Defendants property; thence North 12° 21' 31" West, a distance of 164.435 meters (539.485 feet); thence South 48° 03' 06" East, a distance of 65.987 meters (216.493 feet); thence South 09° 51' 16" East, a distance of 125.769 meters (412.628 feet); thence run Southeasterly along the circumference of a circle to the left having a radius of 34.505 meters (113.205 feet), an arc distance of 47.753 meters (156.670 feet) [said arc having a chord bearing of South 54° 00' 39" East for a distance of 44.032 meters (144.462 feet)]; thence North 82° 59' 08" East, a distance of 52.633 meters (172.680 feet); thence North 68° 37' 38" East, a distance of 82.256 meters (269.869 feet); thence North 65° 57' 37" East, a distance of 69.633 meters (228.455 feet); thence North 72° 02' 37" East, a distance of 71.948 meters (236.050 feet) to the point of beginning, containing 2.580 hectares (6.375 acres), more or less, and being situated in and a part of the Northwest 1/4 of Section 32, Township 2 South, Range 9 West, DeSoto County, Mississippi, and

PARCEL NO. 3

Begin at the point of intersection of the Western line of Defendants property with the centerline of survey of Frontage Road "A" at Station 0+144.88 as shown on the plans for State Project No. 94-0029-01-002-10; from said point of beginning run thence North 31° 01' 36" East along said Western property line, a distance of 43.305 meters (142.077 feet) to a point hereby designated as Point "A" for future reference; thence South 10° 39' 36" East, a distance of 47.322 meters (155.256 feet) to a point hereby designated as Point "B" for future reference; thence South 12° 41' 56" East, a distance of 53.014 meters (173.930 feet) to a point that is 20.000 meters (65.617 feet) Easterly of and measured radially to the centerline of survey of said Frontage Road "A" at Station 0 + 075; thence South 13° 25' 35" East, a distance of 50.404 meters (165.367 feet); thence South 76° 38' 19" West, a distance of 42.861 meters (140.620 feet); thence North 19° 57' 11" West, a distance of 72.966 meters (239.390 feet) to a point that is 30.000 meters (98.425 feet) Westerly of and perpendicular to the centerline of survey of said Frontage Road "A" at Station 0 + 100; thence North 22° 47' 30" West, a distance of 12.393

meters (40.659 feet) to the said Western line of Defendants property; thence North 15° 21' 00" East along said Western property line, a distance of 22.549 meters (73.980 feet); thence North 31° 01' 36" East along said Western property line, a distance of 21.341 meters (70.016 feet) to the point of beginning, containing 0.600 hectares (1.483 acres), more or less, and being situated in and a part of the Northwest 1/4 of Section 32, 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, designated as Parcel No. 1 and between Point "A" and Point "B" as designated in Parcel No. 3 above.

Parcel Nos. 1, 2 and 3 contain an aggregate of 15.105 hectares (37.326 acres), more or less.

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