

IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

STANLEY E. ELAM,

ADMINISTRATOR

VS.

CAUSE NO. 01-12-1638 (L)

ESTATE OF KATHLEEN ANN ELAM,

DECEASED

LIS PENDENS NOTICE

TO THE CHANCERY CLERK OF DESOTO COUNTY:

You are hereby notified that James (Jamie) K. Elam, II in this cause No. 01-12-1638 (L) in DeSoto County, Mississippi has filed a Motion for Continuance and Motion for Stay of any further action in this matter without specific court approval and later filed other pleadings including a Motion for Change of Venue which was granted and the matter moved to the Chancery Court of Tate County, Mississippi where it is presently pending. In said court a Petition to Contest the Will and to establish lost or destroyed will has been filed which may affect the status of the title of the hereinafter described real property. Growing out of this court matter which is being contested, James Kenneth Elam conveyed the subject property to James R. Scay, Sr., Trustee, of the James R. Scay, Sr. Revocable Trust by instrument dated November 21, 2001 as recorded in Book 0404 at Page 0264 in the office of the Chancery Clerk of DeSoto County, Mississippi. The legitimacy of the title to said land hereinafter set out may be affected and whether the transfer or sale was proper is a part of the contest.

The property which is the subject of this Notice is described as follows:

A part of the Southeast Quarter of Section 12, Township 3 South, Range 8 West, DeSoto County, Mississippi, more particularly described as: BEGINNING at a point in the East right-of-way line of U. S. Highway No. 51 that is 2,947.0 feet South and 1,511.0 feet West of the North-east Corner of the said Section 12, said Point of Beginning being further described as being directly opposite Station 598 plus 19 and 50 feet North 84 degrees 46 minutes East from the centerline of said Highway No. 51; running thence North 84 degrees 46 minutes East a distance of 400 feet to a stake; running thence South 5 degrees 14 minutes East a distance of 250 feet to a stake; running thence South 84 degrees 46 minutes West a distance of 400 feet to the East right-of-way line of said highway; thence North 5 degrees 14 minutes West along the East right-of-way line of said highway a distance of 250 feet to the Point of Beginning; containing 2.29 Acres, more or less, according to the survey of R. M. Short, C.E., dated September 18, 1956.

SUBJECT TO: Town of Hernando Ordinances on Subdivision and Zoning; Rights-of-Way and Easements for Public Roads and Public Utilities.

STATE MS. - DESOTO CO. ⁷⁹
FILED

Nov 12 1 54 PM '02

BK 10 PG 15
W.E. DAVIS CH. CLK.

The interested parties and their addresses are as follows:

- (1) James (Jamie) K. Elam, II
660 Commerce Street
Hernando, MS 38632
- (2) Stanley E. Elam, Executor
193 E. Commerce Street
Hernando, MS 38632
- (3) James Kenneth Elam, Alleged husband of the deceased
2522 Peyton Road
Coldwater, MS 38618
- (4) James R. Seay, Sr., Trustee of the James R. Seay, Sr. Revocable Trust
11 Park
Hernando, MS 38632
- (5) James W. Amos, Attorney for some of the parties
2430 Caffey Street
Hernando, MS 38632

Please file this Lis Pendens Notice in the Lis Pendens records of DeSoto County, Mississippi as provided by law.

This, the 12th day of November, 2002.

This, the 12th day of November, 2002.

Respectfully submitted,

JAMES (JAMIE) K. ELAM

By: A. K. Moore, Jr.
MOORE & DARBY, PLLC



Moore & Darby, PLLC
Attorneys at Law
216 South Ward Street
Senatobia, MS 38668
(662) 562-0013