

IN THE SPECIAL COURT OF EMINENT DOMAIN
DESOTO COUNTY, MISSISSIPPI

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PETITIONER

VS.

CIVIL ACTION NO. CO 2005-0532

NEW HOPE MISSIONARY BAPTIST
CHURCH OF SOUTHAVEN, INC., A
MISSISSIPPI NON-PROFIT CORPORATION
and BANCORPSOUTH BANK,

DEFENDANTS

RELEASE OF LIS PENDENS

STATE OF MISSISSIPPI
COUNTY OF DESOTO

To the Chancery Clerk of DeSoto County, Mississippi:

You are hereby authorized and directed to cancel of record the following Notice of Lis Pendens as it pertains to property located in Section 8, Township 2 South, Range 7 West, DeSoto County, Mississippi, to-wit:

Right-of-Way: Begin at a point on the existing South Right-of-Way of Church Road, said point being 2,300.42 ft. East and 35.22 ft. South of the Northwest corner of Section 8, Township 2 South, Range 7 West in DeSoto County, Mississippi, said point also being 40.00 ft. South of the centerline of Church Rd.; run thence South 86 degrees 08' 58" East, along said existing Right-of-Way, for a distance of 328.15 ft. to a point; run thence South 88 degrees 12' 42" East, along said existing Right-of-Way, for a distance of 36.93 ft. to a point; run thence due South, leaving said existing Right-of-Way, for a distance of 10.00 ft. to a point; run thence North 88 degrees 12' 45" West for a distance of 37.45 ft. to a point; run thence North 86 degrees 08' 58" West for a distance of 327.63 ft. to a point; run thence due North for a distance of 10.02 ft. to a point on said existing Right-of-Way and the point of beginning, containing 0.084 acre more or less. All bearings are relative to true North. Said property being located in the Northwest Quarter.

The Notice of Lis Pendens, which is hereby canceled, involves a lawsuit in the Special Court

of Eminent Domain, DeSoto County, Mississippi, styled DeSoto County, Mississippi vs. New Hope Missionary Baptist Church of Southaven, Inc., a Mississippi Non-Profit Corporation and BancorpSouth Bank. Said Notice of Lis Pendens is recorded in Lis Pendens record Book 12 at Page 344.

Witness my hand this the 18 day of August, 2005.

Anthony Nowak
ANTHONY E. NOWAK, #10528
NOWAK & NEYMAN, P. C.
P. O. BOX 567
HERNANDO, MS 38632
(662) 429-7888

STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before a Notary Public, in and for said County and State the above named Anthony E. Nowak, who acknowledged that he signed, sealed and delivered the foregoing instrument as his voluntary act and deed and for the purposes therein stated.

Witness my hand and official seal this the 18th day of August, 2005.

Connie Lee Willy
NOTARY PUBLIC

My Commission Expires:

June 17, 2007

