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STATE OF MISSISSIPPI DESOTO CO.

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W.E. DAVIS CH. CLK
By: M. Taylor D.C.

IN THE SPECIAL COURT OF EMINENT DOMAIN
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PETITIONER

VS.

CAUSE NO. 7997 (7599)
(CONSOLIDATED)

MAGNOLIA QUICK STOP NO. 2, L.P.,
MAGNOLIA LAND, L.P., DESOTO PROPERTIES, L.P.,
AND DESOTO PROPERTIES, INC.

DEFENDANTS

## CORRECTED JUDGMENT

In this case, the claim of the Mississippi Transportation Commission to have condemned certain lands named in the Amended Petition, to-wit:

As described in Exhibit "A" attached hereto, and incorporated herein, being the property of Magnolia Quick Stop No. 2, L.P., Magnolia Land, L.P., DeSoto Properties, L.P., and DeSoto Properties, Inc., was submitted to a Jury composed of Denise Michelle Allen, et al., on the 17th day of November, A.D., 1994, and the Jury returned a verdict fixing said defendant(s) compensation and damages at $7,600.00 (Seven Thousand Six Hundred Dollars), and the verdict was received and entered.

That Mississippi Transportation Commission having previously acquired immediate title and possession of the condemned property by instrument dated May 27, 1993, and filed in Book 258, at Page 323, in the Office of the Chancery Clerk of Desoto County, Mississippi, after which on June 10, 1993, the Mississippi Transportation Commission tendered into court, the sum of $44,200.00 (Forty Four Thousand Two Hundred Dollars); and by instrument dated November 25, 1992, and filed in Book 251, at Page 581, in the Office of the Chancery Clerk of Desoto County, Mississippi, after

which on November 18, 1994, the Mississippi Transportation Commission tendered into court, the sum of $1,387.20 (One Thousand Three Hundred Eighty Seven and 20/100 Dollars). The sums which were deposited with the court exceed the jury verdict. Said award has therefore been paid and ownership of the property is vested in Petitioner and it may be appropriated to the public use as prayed for in the complaint. Defendant has withdrawn all of said sums on deposit. Therefore, pursuant to Miss. Code Ann. §11-27-87 (as amended), Petitioner is awarded a judgment over against the Defendants Magnolia Quick Stop #2, L.P., Magnolia Land, L.P., DeSoto Properties, L.P., and DeSoto Properties, Inc., for the difference in the sum of $37,987.20 for which execution may issue. Defendants are given credit against said judgment for the sum of $25,000.00 which has been paid by Defendants toward the judgment. Let the Petitioner pay the costs.

ORDERED AND ADJUDGED on this the 10th day of March, 1995.

Andrew C Baker

JUDGE, SPECIAL COURT OF EMINENT DOMAIN

INSTRUCTIONS TO RECORDER:

Index in the Northeast 1/4 of the Northeast 1/4 of Section 32, Township 1 South, Range 8 West, Desoto County, Mississippi, under the names of Andrew C. Baker, signatory and the owners, Magnolia Quick Stop #2, L.P., Magnolia Land, L.P., DeSoto Properties, L.P., and DeSoto Properties, Inc.

PREPARED BY RETURN TO:

PAULINE SHULER LEWIS
LEWIS & LEWIS, P.A.
P. O. Drawer 1600
Clarksdale, MS 38614
(601) 627-4477

**STATE OF MISSISSIPPI**
**DESOTO COUNTY**
I, Jeanette B. Martin, Clerk of the Circuit Court in and for said County and State, hereby certify that the foregoing is a true and correct copy of the Corrected Judgment as same appears on file or of record in Book 37 Page ___ of the Records of DeSoto County, Mississippi.
Witness my hand and official seal this the 13th day of March, 1995
Jeanette B Martin
Circuit Clerk, DeSoto County, Mississippi

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IN THE SPECIAL COURT OF EMINENT DOMAIN
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION PETITIONER

VS. CIVIL ACTION NO. 79976759

MAGNOLIA QUICK STOP NO. 2, L.P., ET AL DEFENDANTS

EXHIBIT "A"

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

TOWNSHIP 1 SOUTH, RANGE 8 WEST, SECTION 32

PARCEL NO. 1

Begin at the point of intersection of an Eastern line of Defendants property with the present Southern right-of-way line of Mississippi Highway No. 302, said point of intersection is 38.6 feet South of and 642.2 feet West of the Northeast corner of Section 32, Township 1 South, Range 8 West; from said point of beginning run thence South 00° 22' West along said Eastern property line, a distance of 10.0 feet to the proposed Southern right-of-way line of a proposed highway project being known and designated as State Project No. 79-0021-01-005-10 being a segment of Mississippi Highway No. 302; thence North 89° 50' West along said proposed right-of-way line, a distance of 53.6 feet; thence South 87° 19' West along said proposed right-of-way line, a distance of 200.2 feet; thence South 84° 28' West along said proposed right-of-way line, a distance of 100.5 feet; thence North 89° 50' West along said proposed right-of-way line, a distance of 200.0 feet; thence North 00° 10' East along said proposed right-of-way line, a distance of 31.1 feet to the said present Southern right-of-way line of Mississippi Highway No. 302; thence South 89° 43' East along said present right-of-way line, a distance of 553.6 feet to the point of beginning of this Parcel No. 1 containing 0.28 acres, more or less, and

PLAINTIFF'S EXHIBIT A

PARCEL NO. 2

Begin at the point of intersection of a Western line of Defendants property with the present Southern right-of-way line of Mississippi Highway No. 302, said point of intersection is 39.8 feet South of and 242.3 feet West of the Northeast corner of Section 32, Township 1 South, Range 8 West; from said point of beginning run thence South 89° 49' East along said present Southern right-of-way line, a distance of 137.9 feet; thence South 59° 40' East along said present Southern right-of-way line, a distance of 73.1 feet; thence run South 01° 23' East along the present Western right-of-way line of Horn Lake Road and an Eastern line of Defendants property, a distance of 164.0 feet to the proposed Southern right-of-way line of the above mentioned proposed highway project; thenre North 53° 26' West along said proposed right-of-way line, a distance of 255.2 feet to the said Western line of Defendants property; thence North 00° 05' East along said Western property line, a distance of 49.2 feet to the point of beginning of this Parcel No. 2 containing 0.55 acres, more or less, and

Parcel No. 1 and Parcel No. 2 contain an aggregate of 0.83 acres, more or less, and are situated in and a part of the Northeast 1/4 of the Northeast 1/4 of Section 32, Township 1 South, Range 8 West, DeSoto County, Mississippi.

Together with any and all abutters rights of access, if any, in, to, over, on and across the land described in Parcel No. 2 above.

IN THE SPECIAL COURT OF EMINENT DOMAIN
DeSOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION PETITIONER

VS.

CIVIL ACTION NO. 7997 ( 7599

MAGNOLIA LAND, A LIMITED PARTNERSHIP, ET AL DEFENDANTS

PARCEL #3

EXHIBIT "A"

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

Begin at the point of intersection of an Eastern line of Defendants' property with the present Southern right-of-way line of Mississippi Highway No. 302, said point of intersection is 39.0 feet South of and 237.7 feet West of the Northeast corner of Section 32, Township 1 South, Range 8 West; from said point of beginning run thence South 00° 19' West along said Eastern property line, a distance of 53.0 feet to a point on the proposed Southern right-of-way line of a proposed highway project being known and designated as State Project No. 79-0021-01-005-10, being a segment of Mississippi Highway No. 302, said point hereby designated Point "A" for future reference; thence North 53° 34' West along said proposed right-of-way line, a distance of 72.0 feet to a point hereby designated Point "B" for future reference; thence North 89° 50' West along said proposed right-of-way line, a distance of 346.9 feet to the Western line of Defendant's property; thence North 00° 19' East along said Western property line, a distance of 10.0 feet to the said present Southern right-of-way line of Mississippi Highway No. 302; thence South 89° 53' East along said present right-of-way line, a distance of 405.0 feet to the point of beginning, containing 0.12 acres, more or less, and being situated in and a part of the Northeast 1/4 of the Northeast 1/4 of Section 32, Township 1 South, Range 8 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 between Point "A" and Point "B" as designated above.