

STATE MS.-DESOTO CO.
FILED

AUG 5 1 35 PM '97

IN THE SPECIAL COURT OF EMINENT DOMAIN
DESOTO COUNTY, MISSISSIPPIBK 319 PG 753
W.E. DAVIS CH. CLK.

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. CD-97-0243

RAYMOND EUGENE TURMAN, SR., ET AL

DEFENDANTS

ORDER GRANTING PLAINTIFF
RIGHT OF IMMEDIATE TITLE AND POSSESSION

This day this Cause having come on to be heard on the motion of the Plaintiff, Mississippi Transportation Commission, for an order granting said Plaintiff the right of immediate title and possession and entry upon the land sought to be condemned and as described in Exhibit "A" attached hereto and incorporated herein, and it appearing that the report of the Court-appointed appraiser has been filed with the Clerk of this Court showing the sum of \$ 66,167.00 as total compensation and damages for the taking of the Defendants' land, proper notice of said appraisal reports having been given to the Court and to the Defendants as required by law, the Court has reviewed the Court-appointed appraiser's appraisal and considered the same, finds said motion is well taken and that Plaintiff is entitled to immediate title to and possession and entry upon the land described in Exhibit "A" attached hereto.

IT IS, THEREFORE, ORDERED AND ADJUDGED that Plaintiff, Mississippi Transportation Commission, be and it is hereby granted the right of immediate title and possession and entry upon the lands

FILED 2nd DAY OF July 1997Jeanette B. Martin
CIRCUIT COURT CLERK, DESOTO COUNTY, MISS.

sought to be condemned as described in Exhibit "A" attached hereto and in the complaint filed herein, provided only that said Plaintiff first deposit with the Clerk of this Court not less than eighty-five per cent (85%) of the amount of compensation and damages as determined by said Court-appointed appraisal, as provided by Section 11-27-85, as amended, Mississippi Code of 1972 Annotated.

IT IS FURTHER ORDERED AND ADJUDGED that the Defendant(s), R. E. Turman, W. F. Turman, Jr., Dr. P. A. turman, Margaret Lyons, Helen Day, Bank of Mississippi and James E. Wood, has thirty (30) days after the deposit of the aforesaid compensation damages to vacate the property described in Exhibit "A" attached hereto.

SO ORDERED AND ADJUDGED on this the 2nd day of July, A.,D., 1997.

Mary E. Barber
 JUDGE, SPECIAL COURT
 OF EMINENT DOMAIN

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 Order as same appears on file or of record in Book _____ Page _____ of the Records of DeSoto County, Mississippi.
 Witness my hand and official seal this the 2nd day of July, 1997
Jeanette B. Martin
 Circuit Clerk, DeSoto County, Mississippi

IN THE SPECIAL COURT OF EMINENT DOMAIN
DESOTO COUNTY, MISSISSIPPI

MISSISSIPPI TRANSPORTATION COMMISSION

PLAINTIFF

VS.

CIVIL ACTION NO. _____

RAYMOND EUGENE TURMAN, SR., 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.

INDEXING INSTRUCTIONS: The NE 1/4 of Section 11
Township 2 South, Range 8 West
City of Southaven
DeSoto County, Mississippi

Begin at the point of intersection of the Eastern line of Defendants property with the present Southern right-of-way line of Church Road, said point is 11.3 feet South of and 1143.6 feet West of the Northeast corner of Section 11, Township 2 South, Range 8 West; from said point of beginning run thence South 00° 43' East along the said Eastern line of Defendants property, a distance of 28.0 feet to the proposed right-of-way line of a proposed highway project, being known and designated as Federal Aid Project No. 49-9327-00-003-10, being a segment of U.S. Highway 51; thence North 88° 51' West along said proposed right-of-way line, a distance of 182.3 feet; thence North 89° 02' West along said proposed right-of-way line, a distance of 174.6 feet to a point hereby designated Point "A" for future reference; thence South 36° 44' West along said proposed right-of-way line, a distance of 198.3 feet to a point hereby designated Point "B" for future reference; thence North 17° 29' West along the present Eastern right-of-way line of U.S. Highway No. 51, a distance of 195.9 feet to the said present Southern right-of-way line of Church Road; thence South 89° 02' East along said present Southern right-of-way line, a distance of 352.1 feet; thence South 89° 48' East along said present Southern right-of-way line, a distance of 182.7 feet to the

point of beginning, containing 0.62 acres, more or less, and being situated in and a part of the Northeast 1/4 of the Northeast 1/4 and the Northwest 1/4 of the Northeast 1/4 of Section 11, Township 2 South, Range 8 West, City of Southaven, DeSoto County, Mississippi.

Together with any all abutters rights of access, if any, in, to, over, on and across the above described land between Point "A" and Point "B" as designated above.