

IN THE CHANCERY COURT OF LEE COUNTY, MISSISSIPPI

IN THE MATTER OF THE ALTERATION OF
THE SUBDIVISION PLAT OF CLUBSIDE
COMMERCIAL SUBDIVISION

CAUSE NO. 2024-1395-T

ORDER REGARDING COMPLAINT FOR THE ALTERATION OF THE
SUBDIVISION PLAT OF CLUBSIDE COMMERCIAL SUBDIVISION

THIS CAUSE came on for hearing on the Complaint of CLUBSIDE, LLC, a Mississippi limited liability company, Plaintiff, pursuant to Section ¹⁹⁻²⁷⁻³¹~~17-1-23~~ of the Mississippi Code Annotated (2023), as amended, requesting that this Court approve the alteration of the recorded plat of Clubside Commercial Subdivision and after reviewing the Pleadings and hearing argument of counsel, the Court, after being apprised of the premises finds in favor of the Company and specifically finds the following:

1. That this Court has jurisdiction of this matter pursuant to Miss. Code Annotated Section 17-1-23 (2023);
2. That the Plaintiff, Clubside, LLC, is a Mississippi limited liability company duly authorized and licensed to do business in the state of Mississippi and has equitable right to bring this action to amend and alter the plat of Clubside Commercial Subdivision;
3. That the Defendants are all current property owners or are parties of interest in the Subdivision and have either joined in this petition or have been served with process notifying them of this action and hearing;
4. That Clubside, LLC, caused a portion of land owned by it in the Southeast Quarter of Section 21, Township 9 South, Range 5 East, City of Tupelo, Lee County, Mississippi to be subdivided and designated as Clubside Commercial Subdivision, a plat of which was duly filed

for record as in Plat Cabinet C at Slide 153 of the records of Maps and Plats in the office of the Chancery Clerk of Lee County, Mississippi;

5. That the Plaintiff, Clubside, LLC, was conveyed all rights, title and interest to the development by the Trustees/Elders of the West Main Church of Christ as evidenced by that certain conveyance recorded in Instrument No. 2020013717 of the land records of Lee County, Mississippi.

6. That the Plaintiff desires to alter the original subdivision plat by revising it in accordance with that certain proposed revised Plat of Clubside Commercial Subdivision, a copy of which is attached to the Complaint as Exhibit "B" and incorporated therein by reference.

7. That the Plaintiff seeks to alter and revise the original subdivision plat of Clubside Commercial Subdivision by combining Lot Nos. 13, 14 and 15 and creating one single lot designated as Lot No. 20 on the Revised Plat and deleting the interior lot lines and corresponding easements along said interior lot lines of Lots 13, 14 and 15 of Clubside Commercial Subdivision as reflected on the revised plat of Clubside Commercial Subdivision attached to the Complaint as Exhibit "B". That the Revised Plat contains an accurate description of the property and clearly sets forth the alteration to the original recorded plat of the subdivision previously filed for record.

8. That the amended plat detailing the subdivision provides a true and accurate plat of the Subdivision.

Based on these findings, it is hereby ORDERED, ADJUDGED AND DECREED, as follows:

- A. That this Court has jurisdiction over this matter and all interested parties;
- B. That the map or plat of Clubside Commercial Subdivision be altered and amended to reflect the Changes set forth in Paragraph 7 above;

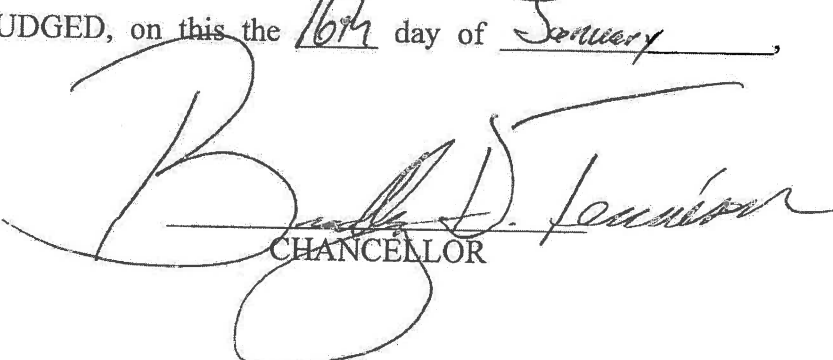
C. That the Clerk of this Court and the proper lawful authorities of the City of Tupelo, Mississippi and Lee County, Mississippi are authorized to make the proper notations on said original plat of Clubside Commercial Subdivision of record in Plat Cabinet C at Slide 153 of the records of Maps and Plats in the office of the Chancery Clerk of Lee County, Mississippi, to the extent of showing that the same has been altered and amended as shown above;

D. That the Clerk and proper lawful authorities of the City of Tupelo and Lee County, Mississippi are authorized and directed to accept and file and record the altered and amended Plat of Clubside Commercial Subdivision, or any supplemental Plat that may be necessary to comply with this Decree, in the records of subdivision plats or maps of record in the office of the Chancery Clerk of Lee County, Mississippi;

E. That the Clerk of this Court note this Decree and on the original plat of said Clubside Commercial Subdivision, and reference made to the altered and amended plat also known as Clubside Commercial Subdivision.

F. That the Clerk of this Court is authorized and directed to record and index this Court's Decree in the land records of Lee County, Mississippi.

SO ORDERED AND ADJUDGED, on this the 16th day of January,
2025.


CHANCELLOR

APPROVED FOR ENTRY:
RILEY, CALDWELL, CORK
& ALVIS, P.A.

STEVEN E. CORK
ATTORNEYS FOR PLAINTIFF