

SOUTHWEST MADISON COUNTY FIRE PROTECTION DISTRICT

**115 Sunset Lane
Madison, MS 39110
601-497-4506
jmartin@jlmatty.com**

May 24, 2023

VIA EMAIL: gena.permenter@madison-co.com

Gena Permenter
Madison County Deputy Chancery Clerk/Board Secretary
P. O. Box 404
Canton, MS 39046

RE: Southwest Madison County Fire Protection District; Petition for Annexation.

Dear Gena:

Enclosed herewith is a Petition for Annexation of a certain area into the Southwest Madison County Fire Protection District. Please file this Petition in your usual manner and place it on the Board's agenda for the next available meeting.

Upon receipt should you have any questions or need further information do not hesitate to call.

Sincerely Yours,

Jim

JAMES L. MARTIN,
Secretary-Treasurer

Enclosure

c: SWMCFPD Board (via email)
Gerald Steen (via email: gsteen@sprintmart.com)
Greg Higginbotham (via email: greg.higginbotham@madison-co.com)

**BEFORE THE BOARD OF SUPERVISORS OF
MADISON COUNTY, MISSISSIPPI**

IN RE: ANNEXATION OF CERTAIN AREA SITUATED IN SECTIONS 23, 25, 36 T8N, R1W; SECTIONS 17, 18, 19, 20, 29, 30, 31, 32 AND 33 T8N, R1E MADISON COUNTY, MISSISSIPPI INTO MADISON COUNTY FIRE PROTECTION DISTRICT PURSUANT TO §19-5-201 Miss. Code Ann.

PETITION

COME NOW, the undersigned Petitioners, being residents/property owners located within the area more particularly described on Exhibit "A" attached hereto and incorporated herein by reference for all purposes ("Annexation Area"), and respectfully petition the Board of Supervisors of Madison County, Mississippi, in accordance with §19-5-201 Miss. Code Ann. for annexation of the Annexation Area into the Southwest Madison County Fire Protection District ("District"), and in support thereof would show the following:

1. Annexation is necessary as Annexation Area is not currently in any fire protection district, The purpose of the proposed annexation is to provide better, more efficient fire protection to the Annexation Area which will result in a lower fire rating. The District will provide fire protection services as well as basis first response medical care. Annexation will promote a better quality of life and future development in the Annexation Area.
2. The area to be annexed shall, upon approval, become a part of the Southwest Madison County Fire Protection District.
3. The proposed boundaries of the Annexation Area is described on Exhibit "A" attached hereto and incorporated herein by reference for all purposes.
4. There is no cost of acquisition or construction of any facilities because the area to be annexed will be serviced by the existing facilities of the Southwest Madison County Fire Protection District.
5. Petitioners request the Board of Supervisors to exercise the authority to levy the tax

outlined in §19-5-189 Miss. Code Ann.

6. Petitioners request the Board of Supervisors to exercise the authority to make assessments as outlined in §19-5-191 Miss. Code Ann.

WHEREFORE, premises considered, Petitioners pray that the Madison County Board of Supervisors receive and file this Petition, adopt a Resolution Declaring the Board's intent to allow the requested annexation and fix a time and place for hearing of this Petition in accordance with §19-5-219 Miss. Code Ann.

Respectfully Submitted on this ___ day of _____, 2013.

NAME: Judith P. Forster
Address: 112 Blackberry Creek Rd.

NAME: Johnny F. Rox
Address: 109 Blackberry Creek Road

Witnessed Colton Ward

Witnessed Colton Ward

Judith P. Forster
NAME: Jill F. Means
Address: 113 Blackberry Creek Rd. Flora, MS 39071

Johnny F. Rox
NAME: Lee David Nutt
Address: 241 Spring Rd. Flora, MS 39071

Witnessed Colton Ward

Witnessed Colton Ward

Jill F. Means
NAME: Albert V. Brantley
Address: 110 Blackberry Creek Rd. Flora, MS 39071
Brantley

Lee D. Nutt
NAME: Lee Hilson
Address: 247 Spring Rd. Flora MS

Witnessed Colton Ward

Witnessed Colton Ward

Witnessed
Colton Ward

NAME: John Beasley
Address: 467 Chape Hill Rd
Flora 39071

John Beasley

NAME: Ryan McVaughn
Address: 400 Chapel Hill Rd
Flora, 39071

Ryan McVaughn

NAME: Dr Bettie McKinley-Leflore
Address: 409 Robinson Springs Rd
Flora, MS 39071

Dr Bettie McKinley-Leflore

NAME: Molly B. Blakeney
Address: 4 Devonshire Way
Flora, MS 39071

Molly Blakeney

NAME: Mary C Haynes
Address: 2 Devonshire Way
Flora, MS 39071

Mary C Haynes

Witnessed
Colton Ward

NAME: Kenneth W. Barton
Address: 672 Cedar Hill Rd
Flora, MS 39071

Kenneth Barton

NAME: Janice Buckley
Address: 404 Robinson Springs
Flora, MS 39071

Janice Buckley

NAME: Dorothy Outland
Address: 424 Robinson Springs Rd
Flora, MS 39071

Dorothy Outland

NAME: AMANDA P. KIRKLAND
Address: 10 DEVONSHIRE WAY
FLORA, MS 39071

Amanda P. Kirkland

NAME: Grace Craig Ellis
Address: Grace Craig Ellis
19 Devonshire Way
Flora, MS 39071

Grace Craig Ellis

Witnessed
Colton Ward
NAME: Jill Esquivel
Address: 254A Spring Rd
Flora MS

Witnessed
Colton Ward
NAME: Betty Powers Lang
Address: 209 Spring Rd
Flora, MS 39072

Witnessed
Colton Ward
NAME: R Scott Brownlee
Address: 298 Spring Rd
Flora, MS 39071

Witnessed
Colton Ward
NAME: Alma C Ellis
Address: 205 Spring Road
Flora, MS 39071

Witnessed
Colton Ward
NAME: Cindy Nutt
Address: 224 Spring Rd
Flora MS 39071

Witnessed
Colton Ward
NAME: Patricia Wright Shreve
Address: 128 Spring Rd
Flora, MS 39071

Witnessed
Colton Ward
NAME: Jeffrey Gregg Logan
Address: 280 Spring Rd
FLORA, MS 39071

Witnessed
Colton Ward
NAME: Albert Steele
Address: 105 Blackberry Creek Rd
Flora, MS 39071

Witnessed
Colton Ward
NAME: Grant L. Stamps
Address: 218 Spring Rd.
Flora, MS 39071

Witnessed
Colton Ward
NAME: Dawn Owen
Address: 107 Blackberry Creek Rd
Flora MS 39071

Witnessed
Colton Ward

Witnessed by
Colton Ward

NAME: Mary Lucia Smith

Address: 16 Devonshire Way
Flora, MS 39071

M Lisa

NAME: _____

Address: _____

NAME: _____

Address: _____

NAME: _____

Address: _____

NAME: _____

Address: _____

Witnessed by
Colton Ward

NAME: Whitney Mallett

Address: 106 Blackberry Creek Rd
Flora, MS 39071

Whitney Mallett

NAME: _____

Address: _____

NAME: _____

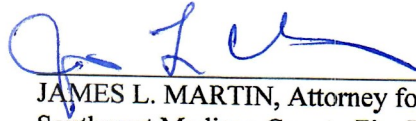
Address: _____

NAME: _____

Address: _____

NAME: _____

Address: _____



JAMES L. MARTIN, Attorney for the
Southwest Madison County Fire Protection District

Prepared By:
James L. Martin
JAMES L. MARTIN, PLLC
115 Sunset Lane
Madison, MS 39100
601-497-4506
601-487-0351 - facsimile
jmartin@jlmatty.com
MS Bar No. 1891

SOUTHWEST MADISON COUNTY FIRE PROTECTION DISTRICT
ANNEXATION AREA

TOWNSHIP 8 NORTH, RANGE 1 WEST, MADISON COUNTY, MISSISSIPPI:

1) Section 23:

All that portion of the section described as:

Commencing at an old buggy axle at the southeast corner of Section 23, thence run N 00°05'50" W along a fence line for 438.74 feet to an iron pin; thence run West 1801.25 feet to a point marked with a 2" iron pipe; thence South 438.74 feet, more or less, to the southern line of the section; thence East along the section line for 1801.25 feet, more or less, back to the point of Commencement containing 18 acres, more or less.

2) All of Sections 25.

3) Section 26:

4) Section 26:

All of the SE 1/4;

All that portion of the N 1/2 lying east of the following lines, found in Deed Book 2844, page 513, as conveyed to Bianchi Farms and described as follow:

Beginning at an old automobile axle representing the center of Section 26, T-8-N. R-1-W, Madison County, Mississippi and run South 89°54'56" West along and old fence line for 888.36 feet; thence North 00°14'10" West for 1973.08 feet; thence East for 1691.73 feet; thence North to the northern line of Section 26.

5) All of Section 36.

6)

TOWNSHIP 8 NORTH, RANGE 1 EAST, MADISON COUNTY, MISSISSIPPI:

1) Section 17:

Any portion of that certain 22.64 acre parcel described in Book 393, Page 547, (Tax Parel 081D-20 -001/05.00) that may, or may not, lie in the SW 1/4 of the SW 1/4 of the SW 1/4 of the Section.

2) Section 18:

Any portion of that certain 22.64 acre parcel described in Book 393, Page 547, (Tax Parel 081D-20 -001/05.00) that may, or may not, lie in the SE 1/4 of the SE 1/4 of the SE 1/4 of the Section.

3) Section 19, South of Cedar Hill Road:

All that portion of section 19, lying south of Cedar Hill Road and east of a ditch, said ditch beginning near the southwest corner of the section and traversing northeasterly to the southeast corner of Lot 11 of Meadowview Subdivision, Phase II, and thence along the easterly side of Meadowview Subdivision, Phase II, until the ditch intersects with Cedar Hill Road.

Section 19, North of Cedar Hill Road:

All that portion of the section lying north of Cedar Hill Road and south of the following described line:

From the point of intersection of the ditch lying along the easterly side of Meadowview Subdivision, Phase II, and Cedar Hill Road go northeasterly to a point on the north right of way of Cedar Hill Road, said point being described in Book 442, Page 527 as being "917.77 feet South of

and 2,992.12 feet East of the Northwest corner of Section 19", thence run along the northern lines of the tract described in Book 442, Page 527, (Tax Parcel 081D-19 -001/01.03), North 61°56'13" East a distance of 330.60 feet; thence North 59°12'15" E a distance of 649.30 feet to a point in a lake; thence along the southern line of a 11.64 acre tract described in Book 401, Page 353, North 72°55'14" East a distance of 983.05 feet; thence North 72°55'20" East a distance of 300 feet along the southern line of a 5.28 acre tract described in Book 3134, Page 571, thence continue in a northeasterly along the northern line of Tax Parcel 081D-19 - 005/01.00, 100 feet, more or less, to the western most corner of a 22.64 acre tract described in Book 393, Page 547, thence along the western line of said tract, North 40°53' East to the north line of Section 19.

4.) All of Section 20, less and except, that portion of a 2.28 acre tract (Tax Parcel 081D-17 - 001/03.00) (Book 375, Page 466) which may lie or may not lie in the NW 1/4 of the NW 1/4 of the Section.

5.) All of Sections 30, and 31 Section 29:

The N 1/2 and the W 1/2 of the SW 1/4.

6.) Section 32:

The W 1/2 of the NW 1/4.

The E 1/2 of the NE 1/4.

7.) Section 33:

The W 1/2 of the W 1/2.

Containing in all: 4,708 acres, more or less.

Prepared April 14, 2023, by,

Richard T. Tolbert, PS

Madison County Surveyor

100 Old orchard Road

Madison, MS 39110

Cell 601-750-1669

MCS PROJECT NUMBER 656

Exhibit A

AFFIDAVIT


STATE OF MISSISSIPPI
COUNTY OF MADISON

COME NOW, BEN HAWTHORNE and COLTON WARD, first having been duly sworn, hereby state under oath the following:

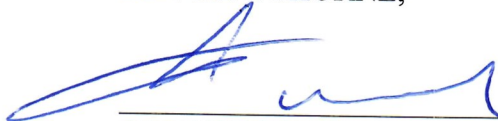
1. We are Chief and Assistant Chief of the Southwest Madison County Fire Department.
2. We personally circulated the foregoing Petition For Annexation for signature, and We personally witnessed each person whose signature appears above sign this Petition.
3. Each signature is the signature of the person it purports to be.
4. To the best of our independent and collective knowledge and belief each petitioner whose signature appears above was at the time of signing an owner of real property within and a resident of the Annexation Area.

FURTHER AFFIANT SAYETH NOT.

WITNESS MY SIGNATURE on this 23rd day of May, 2023.



BEN HAWTHORNE,



COLTON WARD, Assistant Chief

SWORN TO AND SUBSCRIBED before me on this 23rd day of MAY, 2023.



NOTARY PUBLIC

My Commission Expires:

