

Holmes County HERALD - Thursday, July 20, 2017

LEGAL NOTICES

**TRUSTEE'S NOTICE OF SALE**  
WHEREAS, **LOUIS R. SIMMONS** and **SHARON E. SIMMONS**, executed a Deed of Trust to W. DEAN BELK, Trustee for the use and benefit of Planters Bank and Trust Company, of Greenwood, Mississippi, dated August 16, 2011, of record in Book 2011, Page 3233 of the Land Records on file in the office of the Chancery Clerk of Holmes County, Mississippi; and

WHEREAS, default having been made in the payment of the indebtedness secured by said deed of trust, and the holder of the note and deed of trust having requested the undersigned so to do, I will, on the **4th day of August, 2017**, offer for sale at public outcry, during legal hours, being between the hours of 11:00 o'clock a.m. and 4:00 p.m., at the North front door of the Courthouse of Holmes County, Mississippi, at Lexington, the following described property lying and being situate in Holmes County, Mississippi, to-wit:

The East Half of the Southwest Quarter (E½ of SW ¼) in Section 29, Township 17 North, Range 2 East in Holmes County, Mississippi, less and except one (1) acre therein as set forth and described in Book 30, page 253, of the Land Deed Records of Holmes County, Mississippi.

Together with all and singular, the tenements, hereditaments and appurtenances thereon and thereunto appertaining.

SUBJECT, to all easements and rights-of-way for existing roads, highways, drainage canals, drainage ditches, pipelines, electric power and other utilities.

I will convey only such title as is vested in me as Trustee.

WITNESS my signature, on this the 27th day of June, 2017.

/s/ W. Dean Belk  
W. Dean Belk, Trustee  
MS Bar No. 2323  
Clark, Davis & Belk, P.A.  
200 Second Street  
Indianola, Mississippi 38751  
Telephone: 662-887-3312  
Facsimile: 662-887-3314  
7-13,20,27;8-3b

**IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI**  
**AMERICAN MODERN HOME INSURANCE COMPANY** PLAINTIFF  
**V. CAUSE NO. 17-0078**  
**MICHELLE HAYMON, ET AL.** DEFENDANTS

**SUMMONS**  
**THE STATE OF MISSISSIPPI**  
**TO: Joslyn Haymon**

You have been made a Defendant in the Complaint for Interpleader filed in this Court by **American Modern Home Insurance Company**, Plaintiff, seeking to interplead funds belonging to the Estate of Mary Lee Haymon. Defendants other than you in this action are Michelle Haymon, Willie Allen Haymon, Richard Allen Haymon, Jr., Marcus Haymon, Marques Haymon, Diane Haymon, Joe Arthur Haymon, Jr., Joslyn Haymon, Michael Haymon, Timmy Cotton and all unknown heirs at law and next of kin of Mary Lee Haymon, Deceased.

You are required to mail or hand-deliver a written response to the Complaint filed against you in this action to **Bradley F. Hathaway**, attorney for Plaintiff, whose Post Office Box address is P.O. Box 1856, Greenville, Mississippi 38702-1856 and whose street address is 923 Washington Avenue, Greenville, Mississippi 38701.

**YOUR RESPONSE MUST BE MAILED OR DELIVERED NOT LATER THAN THIRTY (30) DAYS AFTER THE 20<sup>th</sup> DAY OF JULY, 2017. WHICH IS THE DATE OF THE FIRST PUBLICATION OF THIS SUMMONS. IF YOUR RESPONSE IS NOT SO MAILED OR DELIVERED, A JUDGMENT BY DEFAULT WILL BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER RELIEF DEMANDED IN THE COMPLAINT.**

You must also file the original of your Response with the Clerk of this Court within a reasonable time afterward.

**ISSUED** under my hand and the seal of said court, this 14 day of July, 2017.

**HENRY LUCKETT,**  
**CHANCERY CLERK**  
Holmes County, Mississippi  
By: /s/ Charlie Luckett  
Deputy Clerk

**Henry Luckett**  
Holmes County Chancery Clerk  
P. O. Box 1211  
Lexington, MS 39095  
7-20,29;8-3,10b

**IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI**  
**IN THE MATTER OF THE ESTATE OF FRANCES L. PHILLIPS, DECEASED**  
**CIVIL ACTION, FILE NO. 17-0081**  
**MALCOLM EDWIN PHILLIPS, JR.**  
**EXECUTOR**

**NOTICE TO CREDITORS**

Letters Testamentary having been granted on the 10<sup>th</sup> day of July, 2017, by the Chancery Court of Holmes County, Mississippi, to the undersigned upon the Estate of Frances L. Phillips, deceased, notice is hereby given to all persons having claims against said estate to present the same to the Clerk of said Court for probate and registration according to law within ninety (90) days from the date of the first publication of this notice, or they will be forever barred.

This the 10<sup>th</sup> day of July, 2017.

s/ Malcolm Edwin Phillips, Jr.  
Executor of the Estate of  
Frances L. Phillips, deceased  
Katherine B. Riley, MSB #99109  
Don Barrett, P.A.  
P. O. Drawer 927  
404 Court Square North  
Lexington, MS 39095  
Telephone: 662-834-2488  
Fax: 662-834-2628  
Attorney for Estate  
7-20,27;8-3b

**SUBSTITUTED TRUSTEE'S NOTICE OF FORECLOSURE SALE**

WHEREAS, on December 2, 2005, Sandra W. Murphy executed a Deed of Trust to Pat Barrett, Jr., Trustee, for the benefit of BankPlus, as recorded in the Office of the Chancery Clerk of Holmes County, Mississippi, in Deed of Trust Book 2005 at Page 5759, reference to which is hereby made; and

WHEREAS, BankPlus, under the power granted to it in said Deed of Trust, by instrument of date July 10, 2014, duly spread upon the record and recorded in Misc. Book 2014 at Page 484 in the Office of the Chancery Clerk aforesaid, did substitute the undersigned J. David Wynne in the place and stead of the original Trustee and of any other Substituted Trustee; and

WHEREAS, default having been made by said Sandra W. Murphy in the payment of the above-mentioned indebtedness as it fell due, and payment having been requested by BankPlus, the legal holder of the indebtedness secured by and described in the above-mentioned Deed of Trust; and

WHEREAS, the undersigned was called upon to execute the Trust therein contained, the owner of the indebtedness secured by said Deed of Trust having declared it due and payable, and to sell said property under the provisions of said Deed of Trust for the purpose of raising said sum so secured and unpaid, together with the expenses of selling same, including Trustee's and attorney's fees.

NOW, THEREFORE, I, the undersigned J. David Wynne, being the Substituted Trustee, do hereby give notice that on August 8, 2017 between 11:00 o'clock a.m. and 4:00 o'clock p.m., being legal hours of sale, I will proceed to sell at public outcry, to the highest bidder for cash, at the north front door of the Holmes County Courthouse in Lexington, State of Mississippi, the following real property described and conveyed in said Deed of Trust, lying and being situated in Holmes County, Mississippi, and being more particularly described as follows, to-wit:

That certain one-acre tract located in Sectional Lot 4 in Section 31, Township 17 North, Range 1 East, in Holmes County, Mississippi, described by metes and bounds as follows, to-wit:

From corner common to Sections 30 and 31, Township 17 North, Range 1 East, and Sections 25 and 36, Township 17 North, Range 1 West, run East 742 feet to the point of beginning; thence continue East 231 feet; thence South 36 degrees East 144 feet; thence South 56 degrees West 205 feet; thence run North 32 degrees East 278 feet to the point of beginning, and containing 1.0 acre in Sectional Lot 4, Section 31, Township 17 North, Range 1 East, Holmes County, Mississippi.

I will convey only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, this the 10<sup>th</sup> day of July, 2017.

/s/ J. David Wynne  
J. DAVID WYNNE  
Miss. Bar # 7418  
SUBSTITUTED TRUSTEE  
Wynne Law Firm, PLLC  
Post Office Box 90  
Lexington, MS 39095  
Tel: (662) 834-3600  
7-13,20,27;8-3b

**IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI**  
**AMERICAN MODERN HOME INSURANCE COMPANY** PLAINTIFF  
**V. CAUSE NO. 17-0078**  
**MICHELLE HAYMON, ET AL.** DEFENDANTS

**SUMMONS**  
**THE STATE OF MISSISSIPPI**  
**TO: ANY AND ALL OTHER PERSONS OR PARTIES HAVING OR CLAIMING TO HAVE AN INTEREST IN THE ESTATE OF MARY LEE HAYMON**

You have been made a Defendant in the Complaint for Interpleader filed in this Court by **American Modern Home Insurance Company**, Plaintiff, seeking to interplead funds belonging to the Estate of Mary Lee Haymon. Defendants other than you in this action are Michelle Haymon, Willie Allen Haymon, Richard Allen Haymon, Jr., Marcus Haymon, Marques Haymon, Diane Haymon, Joe Arthur Haymon, Jr., Joslyn Haymon, Michael Haymon, Timmy Cotton and all unknown heirs at law and next of kin of Mary Lee Haymon, Deceased.

You are required to mail or hand-deliver a written response to the Complaint filed against you in this action to **Bradley F. Hathaway**, attorney for Plaintiff, whose Post Office Box address is P.O. Box 1856, Greenville, Mississippi 38702-1856 and whose street address is 923 Washington Avenue, Greenville, Mississippi 38701.

**YOUR RESPONSE MUST BE MAILED OR DELIVERED NOT LATER THAN THIRTY (30) DAYS AFTER THE 6<sup>th</sup> DAY OF JULY, 2017. WHICH IS THE DATE OF THE FIRST PUBLICATION OF THIS SUMMONS. IF YOUR RESPONSE IS NOT SO MAILED OR DELIVERED, A JUDGMENT BY DEFAULT WILL BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER RELIEF DEMANDED IN THE COMPLAINT.**

You must also file the original of your Response with the Clerk of this Court within a reasonable time afterward.

**ISSUED** under my hand and the seal of said court, this 26 day of June, 2017.

**HENRY LUCKETT,**  
**CHANCERY CLERK**  
Holmes County, Mississippi  
By: /s/ Charlie Luckett  
Deputy Clerk

Henry Luckett  
Holmes County Chancery Clerk  
P. O. Box 1211  
Lexington, MS 39095  
7-6,13,20,27b

**NOTICE**  
**Newly adopted Holmes County Consolidated School District Lines**

In accordance with HB 926, it shall be the responsibility of the Board of Supervisors of Holmes County to apportion the newly consolidated school district into five (5) new single member board of education election districts, which shall be consistent with the supervisors district lines in Holmes County. On a motion by Supervisor Anderson and second by Supervisor Mabry the Holmes County Board of Supervisors voted unanimously to align the Holmes County Consolidated School District lines consistent with the Holmes County Supervisor lines that were adopted by the board on April 2, 2012.

A public hearing will be held and all voters will be notified of the date and time that they may review the new lines and inspect the adopted maps.

7-13,20,27b

**IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI**  
**IN THE MATTER OF ESTATE**  
**GLENDORA WALKER**

**CIVIL ACTION NO. 17-0093**  
**NOTICE TO CREDITORS**

Letter of Administration having been granted on the 28th day of June, 2017 by the Chancery Court of the Holmes County, Mississippi, to the undersigned Administrator of the Estate of Glendora Walker, deceased, notice is hereby given to all persons having claims against said estate to present the same to the Clerk of this Court for probate and registration according to law, within ninety (90) days from the first publication of this notice, or they will be forever barred.

THIS the 28th day of June, 2017.

/s/ Tammy Davis Hampton  
**TAMMY DAVIS HAMPTON**  
**Administrator of the Estate of**  
**GLENDORA WALKER, Deceased**

**Bill to:**  
/s/ Janace H. Goree  
**JANACE H. GOREE, MSB#4919**  
**ATTORNEY FOR PETITIONER**  
**JANACE H. GOREE & ASSOCIATES**  
**P.O. Box 13301**  
**Jackson, Mississippi 39236**  
**Telephone (601) 278-1722**  
**Facsimile (662) 673-0093**  
7-13,20,27b

Holmes County School District  
COMBINED BUDGET  
FOR THE YEAR ENDING JUNE 30, 2018

	GOVERNMENTAL FUND TYPES					
	GENERAL	SPECIAL REVENUE	CAPITAL PROJECTS	DEBT SERVICE	PERMANENT TRUST	TOTAL
REVENUES						
Local Sources	4,917,246.00	8,405.00	0.00	270,000.00	0.00	5,195,651.00
Intermediate Sources	0.00	0.00	0.00	0.00	0.00	0.00
State Sources	12,497,857.00	768,358.00	0.00	592,800.00	0.00	13,859,015.00
Federal Sources	140,000.00	5,303,712.00	0.00	0.00	0.00	5,443,712.00
16th Section Sources	712,313.00	14,421.00	0.00	0.00	76,000.00	802,734.00
Total Revenues	18,267,416.00	6,094,896.00	0.00	862,800.00	76,000.00	25,301,112.00
EXPENDITURES						
Instruction	11,002,037.00	1,787,581.55	0.00	0.00	0.00	12,789,618.55
Support Services	9,694,154.88	2,680,971.91	0.00	0.00	0.00	12,375,126.79
Noninstructional Services	23,171.00	2,305,301.00	0.00	0.00	0.00	2,328,472.00
16th Section	81,600.00	31,241.00	0.00	0.00	0.00	112,841.00
Facilities Acquisition & Const	0.00	0.00	0.00	0.00	0.00	0.00
Debt Services:						
Principal	0.00	0.00	0.00	570,000.00	0.00	570,000.00
Interest	0.00	0.00	0.00	22,800.00	0.00	22,800.00
Other	0.00	0.00	0.00	3,125.00	0.00	3,125.00
Total Expenditures	20,800,962.88	6,805,095.46	0.00	595,925.00	0.00	28,201,983.34
Excess (Def) of Rev Over Exp	(2,533,546.88)	(710,199.46)	0.00	266,875.00	76,000.00	(2,900,871.34)
OTHER FINANCING SRCS (USES)						
Proceeds of Gen Oblig Bonds	0.00	0.00	0.00	0.00	0.00	0.00
Proceeds of Refunding Bonds	0.00	0.00	0.00	0.00	0.00	0.00
Proceeds of Loan(s)	0.00	0.00	0.00	0.00	0.00	0.00
Inception of Capital Lease(s)	0.00	0.00	0.00	0.00	0.00	0.00
Insurance Loss Recoveries	0.00	0.00	0.00	0.00	0.00	0.00
Sale of Trans Equipment	0.00	0.00	0.00	0.00	0.00	0.00
Sale of Other Property	0.00	0.00	0.00	0.00	0.00	0.00
Indirect Costs	25,000.00	0.00	0.00	0.00	0.00	25,000.00
Other Transfers In	1,154,585.00	652,905.46	0.00	0.00	0.00	1,807,490.46
Pmts to Escrow Agent	0.00	0.00	0.00	0.00	0.00	0.00
Misc Other Financing Srcs	0.00	0.00	0.00	0.00	0.00	0.00
Indirect Costs Transfers Out	0.00	13,600.00	0.00	0.00	0.00	13,600.00
Other Transfers Out	1,154,585.00	137,895.00	0.00	0.00	36,000.00	1,328,480.00
Pmt to Ref Bond Escrow Agent	0.00	0.00	0.00	0.00	0.00	0.00
Pmt to Qual Zone Ac Debt Esc	0.00	0.00	0.00	199,803.32	0.00	199,803.32
Misc Other Financing Use	0.00	0.00	0.00	0.00	0.00	0.00
Total Other Fin Srcs (Uses)	25,000.00	501,410.46	0.00	(199,803.32)	(36,000.00)	290,607.14
Net Change in Fund Balance	(2,508,546.88)	(208,789.00)	0.00	67,071.68	40,000.00	(2,610,264.20)
FUND BALANCE / RETAINED EARNINGS						
July 1, 2017	5,716,730.00	602,026.00	0.00	2,150,549.00	1,279,124.00	9,748,429.00
Prior Period Adjustments:						
Reclassify Fund Equity						
Unrecorded Fund Equity						
Reclassify Fund Types						
July 1, 2017, as restated	5,716,730.00	602,026.00	0.00	2,150,549.00	1,279,124.00	9,748,429.00
Increase (Decr) in Rsrsv for Inv	0.00	0.00	0.00	0.00	0.00	0.00
June 30, 2018	3,208,183.12	393,237.00	0.00	2,217,620.68	1,319,124.00	7,138,164.80

The above Original budget has been approved by the school board as noted in our

board minutes dated June 30, 2017.

Board President: (signature) Date: (printed name)

Board Secretary: (signature) Date: (printed name)



**July 20** - Bruce Edwards, Betsy Padgett, Ethan Crowe, Becca McGill, Catherine Sumerall, El-lie Stanton Lloyd

**July 21** - Warren White, Nate Lawson, Bill Bishop

**July 22** - Vicky Garrett, Jack Mitchell, LaRuth Ashley, Buddy Smith, Cheyenne Branch

**July 23** - Lane Ingram, Nicole Joiner Lindsey, Irby Toombs, Jr., Tyisha Horton, Sarah Horton,



**IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI**  
**IN THE MATTER OF THE ESTATE OF KATIE M. FRIAR, DECEASED**

**CAUSE NO. 16-0103**  
**SHIRLEY A. FRIAR** PETITIONER  
**NOTICE TO CREDITORS**

Letters of Administration having been granted on the 31<sup>st</sup> day of January, 2017, by the Chancery Court of Holmes County, Mississippi, to the undersigned as Administrator of the Estate of Katie M. Friar, Deceased, notice is hereby given to all persons having claims against said Estate to present the same to the Clerk of this Court for probate and registration according to law within ninety (90) days from the first publication of this Notice or they will be forever barred.

This the 10<sup>th</sup> day of July, 2017.  
/s/ SHIRLEY A. FRIAR, ADMINISTRATOR  
J. DAVID WYNNE  
Miss. Bar # 7418  
WYNNE LAW FIRM, PLLC  
116 Court Square  
Post Office Box 90  
Lexington, MS 39095  
Tel: (662) 834-3600  
Fax: 1-866-396-8897  
Attorney for the Estate  
7-20,27;8-3b

Jaylen McBride, Ally Kyzar

**July 24** - Patty Self, Christine Hodges, Louise Russell, John-David Wynne, Ansley Gordon, Jack Ables, Wilson Leflore, Colston Carpenter, Julie Grace Walker, Alex Thornton, Angela Shuler, Terry Martin

**July 25** - Malissa Temple, Jennifer Killgore, Rhonda



**July 20** - Marvin and Diane O'Reilly, Donald and Judy Broyles

**July 21** - Larry and Pat Bonds

**July 22** - Paul and Betsy Padgett, Danny and Sherry Ingold, Bill and Beverly Putnam

**July 24** - Doyle, Jr. and Angel Gilmore, Walker and Bethy Jones

Thomas, Dea H. Bowling, Ethan Burton, Curtis Johnson, Patricia Smith, H. E. Brooks, Jr.

**July 26** - Patsy Thomas, Buford Wigginton, Gaye Joiner, Daniel Parrish, Alyssa E. Killebrew, Megan McCleskey, C. J. Mangum, Ashlyn Tate, Ashton Tate, Addison Berry

**July 25** - Ed Wilburn and Margie Hooker, Doug and Jean J. Aldridge

**July 26** - Oscar and Clarkie McDougald

To add your birthdays and anniversaries to our list, please send your information by mail to P.O. Box 60, Lexington, MS 39095; fax 662-834-1074; email to hcherald@gmail.com; or stop by our office at 308 Court Square in Lexington. No phone calls, please.



**LEGAL NOTICES**

Original ☒ Date Approved **June 30, 2017**

Amended \_\_\_\_\_ Date Approved \_\_\_\_\_