

**CITATION AND NOTICE BY PUBLICATION**

STATE OF TEXAS

To: (1) Patricia Worsham Peterson Williams, who is a non-resident of this State and unable to be located; and  
(2) the Unknown Heirs of E.E. Wheat, Deceased; and  
(3) the Unknown Heirs of Bennie Worsham, Deceased; and  
(4) Any other person or entity that owns or claims some interest in the following two tracts of land:

**TRACT ONE:** THAT CERTAIN TRACT OF LAND CONTAINING 82.2/3 ACRES, MORE OR LESS, SITUATED IN THE E. H. WHITTON SURVEY, ABSTRACT NO. 816, SHELBY COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED AS THE "SECOND TRACT" IN THAT CERTAIN WARRANTY DEED WITH VENDOR'S LIEN DATED OCTOBER 26, 1994, RECORDED IN VOLUME 776, AT PAGE 630, UNDER ENTRY NO. 943443, OF THE REAL PROPERTY RECORDS OF SHELBY COUNTY, TEXAS;

LESS AND EXCEPT:

THAT CERTAIN TRACT OF LAND CONTAINING 1/3RD ACRES, MORE OR LESS, LYING IN THE RAILROAD RIGHT OF WAY, SITUATED IN THE E. H. WHITTON SURVEY, ABSTRACT NO. 816, SHELBY COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED UNDER THE SECOND TRACT AS THE "FIRST LESS AND EXCEPT" IN THAT CERTAIN WARRANTY DEED WITH VENDOR'S LIEN DATED OCTOBER 26, 1994, RECORDED IN VOLUME 776, AT PAGE 630, UNDER ENTRY NO. 943443, OF THE REAL PROPERTY RECORDS OF SHELBY COUNTY, TEXAS; AND

THAT CERTAIN TRACT OF LAND CONTAINING 2.46 ACRES, MORE OR LESS, SITUATED IN THE E. H. WHITTON SURVEY, ABSTRACT NO. 816, SHELBY COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED UNDER THE SECOND TRACT AS THE "SECOND LESS AND EXCEPT" IN THAT CERTAIN WARRANTY DEED WITH VENDOR'S LIEN DATED OCTOBER 26, 1994, RECORDED IN VOLUME 776, AT PAGE 630, UNDER ENTRY NO. 943443, OF THE REAL PROPERTY RECORDS OF SHELBY COUNTY, TEXAS; and

**TRACT TWO:** THAT CERTAIN TRACT OF LAND CONTAINING 67.62 ACRES OF LAND, MORE OR LESS, IN THE E.H. WHITTON SURVEY, A-816, AND BEING THE SAME TRACT DESCRIBED IN THE WARRANTY DEED FROM SCULL FAMILY LIMITED TO KEVIN JONES DATED DECEMBER 20, 2021, AND FILED ON DECEMBER 22, 2021, UNDER DOCUMENT NO. 2021004844, WHICH SAID TRACT AND ACREAGE INCLUDES THAT CERTAIN 48.00 ACRES, MORE OR LESS, SITUATED IN THE E. H. WHITTON SURVEY, ABSTRACT NO. 816, SHELBY COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED IN THAT CERTAIN WARRANTY DEED DATED SEPTEMBER 19, 1961, RECORDED IN VOLUME 405, AT PAGE 127, OF THE DEED RECORDS OF SHELBY COUNTY, TEXAS; AND BEING A PORTION OF THE SAME

LAND ACQUIRED BY E. E. WHEAT, AND L. F. WHEAT, IN THAT CERTAIN WARRANTY DEED WITH VENDOR'S LIEN DATED SEPTEMBER 1, 1913, RECORDED IN VOLUME 77, AT PAGE 488, OF THE DEED RECORDS OF SHELBY COUNTY, TEXAS

**YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN SUED.** You may employ an attorney. A default judgment or judgment in the absence of objections rendered for the relief demanded in the petition may be taken if you or your attorney do not timely file objections to any award by the special commissioners. You may file a written answer with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of forty-two (42) days from the date of issuance hereof; that is to say, at or before 10 o'clock A.M. on Monday the August 26, 2024. Said answer may be filed with the Shelby County District Clerk, 200 San Augustine Street, Suite B, PO Drawer 1953, Center, Texas 75935, or bringing it to the office.

The case is presently pending before the District Court of Shelby County, Texas, 123<sup>rd</sup> Judicial District, sitting in Center, Texas. The nature of the suit being a Condemnation that was filed on May 14, 2024, in: Cause No. 24CV36718; *BTA ETG Gathering LLC, vs. Kevin Jones, et. al.*, In the District Court of Shelby County, Texas, 123<sup>rd</sup> Judicial District.

Plaintiff seeks easements on the above-described property by power of Eminent Domain.

All parties to this suit, including Plaintiff and Defendants, shall take notice of all claims and pleadings now on file and which may hereafter be filed in said cause by all other parties.

The names and addresses of Plaintiff's attorneys are Scott R. Davis and Bryon A. Rice, HICKS DAVIS WYNN, P.C., 3555 Timmons Lane, Suite 1000, Houston, Texas 77027.

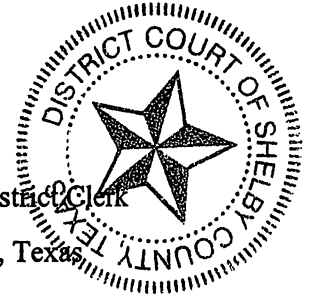
#### **Special Commissioners' Hearing**

You are commanded to appear at the hearing before the Special Commissioners appointed by the Judge of the District Court of Shelby County, Texas, 123<sup>rd</sup> Judicial District, in the action styled Cause No. 24CV36718: *BTA ETG Gathering LLC, vs. Kevin Jones, et al.* The Special Commissioners' Hearing will be held on **August 28, 2024, at 10:00AM, at the Best Western Plus Classic Inn & Suites, 210 Moffett Dr., Center, Texas 75935**, which is the earliest practicable date in compliance with Texas Rules of Civil Procedure and the Texas Property Code.

At the hearing, the Special Commissioners will meet and proceed to hear evidence from all parties in order to determine the value of and assess the damages, if any, caused by the condemnation of certain property interests described in Plaintiff's Original Statement and Petition for Condemnation, filed with the Shelby County District Clerk on May 14, 2024, or any subsequent amended petition filed by Plaintiff.

ISSUED AND GIVEN UNDER MY HAND AND SEAL OF said court at office, this  
the 10<sup>th</sup> day of July 2024.

Lori Oliver, District Clerk  
Shelby County, Texas



By Mary Kay Gagliardo  
MARY KAY GAGLIARDO, Deputy Clerk