

**IN THE SUPREME COURT OF MISSISSIPPI**

**No. 89-R-99025-SCT**

**IN RE: UNIFORM RULES OF CIRCUIT AND COUNTY COURTS**

**ORDER**

This matter has come before the Court en banc on Motion to Amend Rule 4.02 of the Uniform Circuit and County Court Rules filed by the Supreme Court Advisory Committee on Rules. Having considered the motion, the Court finds that the motion is meritorious, that the proposed amendment will promote the fair and efficient administration of justice and that the motion should be granted

IT IS THEREFORE ORDERED that the Motion to Amend Rule 4.02 of the Uniform Circuit and County Court Rules filed by the Supreme Court Advisory Committee on Rules be and the same is hereby granted, and Rule 4.02 of the Uniform Rules of Circuit and County Court Practice be and is hereby amended to read as set forth in Exhibit "A" to this Order.

IT IS FURTHER ORDERED that the Clerk of the Court shall spread this Order upon the minutes of the Court and shall forward a true certified copy hereof to West Publishing Company for publication in the *Southern Reporter (Mississippi Edition)* and in the *Mississippi Rules of Court*.

ORDERED, this the 15th of March, 2001.

/s/ William L. Waller, Jr.

WILLIAM L. WALLER, JUSTICE,

FOR THE COURT

**EXHIBIT "A"**

**TO ORDER AMENDING URCCC 4.02**

**Rule 4.02**

**COST DEPOSIT**

1. A cost deposit shall be made with the clerk of court at the time of the filing of the complaint in the amount of \$75.00.

2. The plaintiff shall make an additional cost deposit of \$1,000.00 with the clerk of the court at the time of filing of a complaint pursuant to Miss. Code Ann. § 11-27-81 claiming the right of immediate possession of property sought to be condemned.

[Adopted effective May 1, 1995; amended effective June 29, 1995; amended March 22, 2001.]