

NOTICE OF MATERIALMAN'S AND LABORER'S LIEN
PURSUANT TO MISSISSIPPI CODE ANNOTATED
SECTION 85-7-131 ET SEQ.

C BK 11 PG 118
STATE MS. - DESOTO CO. FILED
JUL 16 12 46 PM '02

STATE OF MISSISSIPPI
COUNTY OF DESOTO

BK 11 PG 118
W.E. DAVIS CR. CLK.

TO: John Scott, Agent
Millennium of Mississippi, LLC
1651 Dancy Blvd., Unit 5
Horn Lake, MS 38637

Register & Associates, Inc. [hereinafter Register] hereby serves notice on John Scott, the registered Agent for Millennium of Mississippi, LLC via certified mail, return receipt requested, of a Materialman's and Laborer's Lien under the provisions of Section 85-7-131, et seq., of the Mississippi Code of 1972 (as amended), and hereby notifies the said Millennium of Mississippi of the claim of Register & Associates, Inc., and in support thereof would show the following:

1. Millennium of Mississippi is the owner of the following property located in Desoto County, Mississippi, more particularly described as follows:

Part of Sections 35 and 36 Township 1 South, Range 8 West, Desoto County, Mississippi, more particularly described as:

17.69 acres located in the Southwest quarter of Section 36, Township 1 South, Range 8 West, Desoto County, Mississippi more particularly described in Exhibit "1" attached hereto and incorporated herein being the property conveyed to Millennium of Mississippi, LLC by instrument of record in Book 363 at Page 361.

A parcel land located in the Southeast quarter of Section 35, Township 1 South, Range 8 West, Desoto County, Mississippi, more particularly described in Exhibit "2" attached hereto and incorporated herein being the parcel of land conveyed to Millennium of Mississippi, LLC by Deed of Record in Book 360 at Page 639.

A tract of land located in the Northeast quarter of Section 35, Township 1 South, Range 8 West, Desoto County, Mississippi more particularly described as Tract 1 on Exhibit "3" attached hereto and incorporated herein being the same property conveyed to Millennium of Mississippi, LLC by virtue of that Warranty Deed of record in Book 372 at Page 432.

A tract of land in the Northwest and Southwest quarters of Section 36, Township 1 South, Range 8 West, City of Horn Lake, Desoto County, Mississippi, more particularly described on Exhibit "4" attached hereto and incorporated herein being tract 2 on that certain Warranty Deed in favor of Millennium of record in Book 372 at Page 432.

3 parcels in the Southwest quarter of Section 36, Township 1 South, Range 8 West, Horn Lake, Desoto County, Mississippi, more particularly described on Exhibit "5" attached hereto being those 3 parcels conveyed to Millennium by instrument of record in Book 372 at Page 435.

A tract of land in the Southwest quarter of Section 36, Township 1 South, Range 8 West, Desoto County, Mississippi, more particularly described on Exhibit "6" attached hereto and incorporated herein being the property conveyed to Millennium by that certain Warranty Deed of record in Book 375 at Page 234.

18.202 acres of land, more or less, in the Southeast quarter of Section 35, Township 1 South, Range 8 West, Desoto County, Mississippi, more particularly described on Exhibit "7" attached hereto and incorporated herein being the property conveyed to Millennium by virtue of that Warranty Deed of record in Book 375 at Page 237.

- 2 Register & Associates, Inc. provided services to Millennium of Mississippi, LLC for the development of the above referenced property for which Register has not received payment. As a result thereof, Millennium of Mississippi, LLC is currently indebted to Register in the amount of \$16,002.66, as evidenced by the statement of account attached as Exhibit "B".
3. There is, at this time, an unpaid balance due from Millennium of Mississippi to Register, in the amount of \$16,002.66, as shown by the sworn affidavit of account attached hereto as Exhibit "C", which sum is currently due and unpaid despite numerous requests for payment.
4. Register is claiming the benefit of Section 85-7-131 et seq., of the Mississippi Code of 1972, as amended, under which Register is entitled to be paid for the services provided in the sum of \$16,002.66, plus all costs and attorney fees associated with this matter and Register is further entitled to a lien against the referenced property to secure payment of the above amounts.

C BK 11 PG 120

5. The parties affected by this notice are:

Register & Associates, Inc.
108 Taylor Knoll Way
McDonough, GA 30253

City of Horn Lake, Mississippi

Witness my signature, this the 8 day of ^{July} ~~June~~, 2002,

Register & Associates, Inc.

By: Bobby Register

SWORN TO AND SUBSCRIBED before me this the 8th day of July, 2002.

Betty J. Stak
Notary Public
Notary Public, Clayton County Georgia
My Commission Expires May 9, 2005

OF COUNSEL:

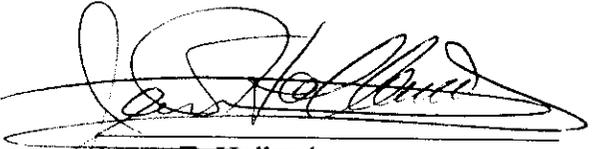
James E. Holland
MS Bar No. 2518
3040 Goodman Rd., Ste A
Post Office Box 256
Horn Lake, MS 386. 7
(662) 342-1333

CERTIFICATE OF SERVICE

I, James E. Holland, attorney for Register & Associates, Inc., in the above styled and numbered civil action, do hereby certify that I have this day mailed, postage prepaid, a true and correct copy of the above and foregoing Notice Of Materialman's and Laborer's Lien to:

W. E. Davis
Chancery Court Clerk
2535 Highway 51 South
Hernando, MS 38632

This 11 day of July, 2002.

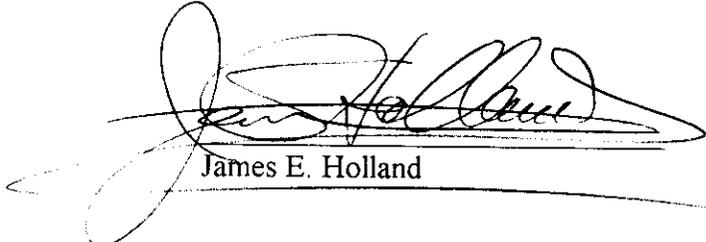

James E. Holland

CERTIFICATE OF SERVICE

I, James E. Holland, attorney for Register & Associates, Inc., in the above styled and numbered civil action, do hereby certify that I have this day mailed, postage prepaid, a true and correct copy of the above and foregoing Notice Of Materialman's and Laborer's Lien to:

John Scott, Agent
Millennium of Mississippi, LLC
1651 Dancy Blvd., Unit 5
Horn Lake, MS 38637

This 11 day of July, 2002.


James E. Holland

C BK 11 PG 123

REGISTER & ASSOCIATES, INC.
A/R Aging Detail
 As of June 18, 2002

Date	Num	P. O. #	Name	Terms	Due Date	Aging	Open Balance
Current							
6/18/2002	1361	DeSoto Commons	Millennium of Missi...	Due on r...	6/18/2002		775.00
Total Current							775.00
1 - 30							
Total 1 - 30							
31 - 60							
Total 31 - 60							
61 - 90							
4/10/2002	1264	DeSoto Commons	Millennium of Missi...	Due on r...	4/10/2002	69	1,085.00
Total 61 - 90							1,085.00
91 - 120							
3/11/2002	1203	DeSoto Commons	Millennium of Missi...	Due on r...	3/11/2002	99	685.00
Total 91 - 120							685.00
121 - 150							
2/4/2002	1163	DeSoto Commons	Millennium of Missi...	Due on r...	2/4/2002	134	2,397.70
Total 121 - 150							2,397.70
151 - 180							
1/10/2002	1121	DeSoto Commons	Millennium of Missi...	Due on r...	1/10/2002	159	1,373.77
Total 151 - 180							1,373.77
181 - 210							
12/18/2001	1082	DeSoto Commons	Millennium of Missi...	Due on r...	12/18/2001	182	3,768.20
Total 181 - 210							3,768.20
211 - 240							
11/6/2001	1027	DeSoto Commons	Millennium of Missi...	Due on r...	11/6/2001	224	3,327.83
Total 211 - 240							3,327.83
241 - 270							
10/9/2001	976	DeSoto Commons	Millennium of Missi...	Due on r...	10/9/2001	252	2,590.16
Total 241 - 270							2,590.16
271 - 300							
Total 271 - 300							
301 - 330							
Total 301 - 330							



06/18/02

C BK 11 PG 124

REGISTER & ASSOCIATES, INC.
A/R Aging Detail
As of June 18, 2002

Date	Num	P. O. #	Name	Terms	Due Date	Aging	Open Balance
331 - 360							
Total 331 - 360							
361 - 365							
Total 361 - 365							
> 365							
Total > 365							
TOTAL							<u>16,002.66</u>

REGISTER & ASSOCIATES, INC.

C BK 11 PG 125

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
10/9/2001 976

Project Name Terms Services For:
DeSoto Commons Due on receipt September

Date	Item	Description	Quantity	Rate	Amount
9/7/2001	MarkN	Conference Call DEQ	2	95.00	190.00
9/7/2001	MarkN	PC	2	95.00	190.00
9/12/2001	MarkN	PC/Telecon/BL/SN/SM/JS	1	95.00	95.00
9/13/2001	MarkN	Memphis - Client PC Meeting	14	95.00	1,330.00
9/14/2001	MarkN	Telecon/AW	1	95.00	95.00
9/14/2001	Amy	Agency Letter	2	85.00	170.00
9/25/2001	Amy	PC//Telecon/fax info to client	2	85.00	170.00
9/13/2001	Travel	MN	1	300.16	300.16
9/30/2001	Admin	Administrative Fee	1	50.00	50.00
	L	LEGEND:		0.00	0.00

JWD - Jurisdictional Waters Determination

JWR - Jurisdictional Waters Report

PCN - Pre-Construction Notification

PC - Project Coordination

IP - Individual Permit

Thank you for your business.
Federal ID# 58-2469020

Total \$2,590.16

REGISTER & ASSOCIATES, INC.

C BK 11 PG 126

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
11/6/2001 1027

Project Name		Terms	Services For:		
DeSoto Commons		Due on receipt	October		
Date	Item	Description	Quantity	Rate	Amount
10/2/2001	MarkN	Travel and PC	9	95.00	855.00
10/3/2001	MarkN	Travel and PC	10	95.00	950.00
10/9/2001	MarkN	PC/AZ/CB/SN	1.5	95.00	142.50
10/15/2001	MarkN	Conference Call	2.5	95.00	237.50
10/15/2001	MarkN	PC/BR/MF/CB	1	95.00	95.00
10/15/2001	Butch	PC/MN/BN	1	110.00	110.00
10/17/2001	MarkN	PC/MZ/CB	2.5	95.00	237.50
	Expens...	Airline Ticket/Rental Car	1	613.30	613.30
	Expens...	Phone Call	1	29.70	29.70
	Expens...	Parking	1	7.33	7.33
	Admin	Administrative Fee	1	50.00	50.00
	L	LEGEND:		0.00	0.00
		JWD - Jurisdictional Waters Determination			
		JWR - Jurisdictional Waters Report			
		PCN - Pre-Construction Notification			
		PC - Project Coordination			
		IP - Individual Permit			

Thank you for your business.
Federal ID# 58-2469020

Total \$3,327.83

REGISTER & ASSOCIATES, INC.

Q BK 11 PG 127

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
12/18/2001 1082

Project Name		Terms	Services For:		
DeSoto Commons		Due on receipt	November		
Date	Item	Description	Quantity	Rate	Amount
11/1/2001	MarkN	Respond to Comments PC/MZ	4.5	95.00	427.50
11/2/2001	MarkN	Respond to Comments PC/MZ	3	95.00	285.00
11/5/2001	MarkN	Respond to Comments	1	95.00	95.00
11/8/2001	MarkN	PC	1	95.00	95.00
11/8/2001	MarkN	PC/CB/IP Responses	2.5	95.00	237.50
11/9/2001	MarkN	IP Responses	8	95.00	760.00
11/12/2001	Jason	Scan Images	1	65.00	65.00
11/12/2001	MarkN	IP Responses	1	95.00	95.00
11/13/2001	MarkN	IP Responses	4	95.00	380.00
11/14/2001	Amy	Review Response to RA	2	85.00	170.00
11/14/2001	MarkN	IP Responses/PC/AW/MZ	2	95.00	190.00
11/19/2001	MarkN	IP Responses	1.5	95.00	142.50
11/19/2001	MarkN	IP Prep	2.5	95.00	237.50
11/20/2001	MarkN	IP Prep - Final	4	95.00	380.00
11/28/2001	MarkN	PC/BD	0.5	95.00	47.50
	Expens...	Scan Images/Photo Enlargements	1	25.70	25.70
	Expens...	Copies/Binding	1	35.00	35.00
	FedEx	11/27&28	2	25.00	50.00
	Admin	Administrative Fee	1	50.00	50.00

Thank you for your business.
Federal ID# 58-2469020

Total

REGISTER & ASSOCIATES, INC.

C BK 11 PG 128

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
12/18/2001 1082

Project Name		Terms	Services For:		
DeSoto Commons		Due on receipt	November		
Date	Item	Description	Quantity	Rate	Amount
L	LEGEND:			0.00	0.00
		JWD - Jurisdictional Waters Determination			
		JWR - Jurisdictional Waters Report			
		PCN - Pre-Construction Notification			
		PC - Project Coordination			
		IP - Individual Permit			

Thank you for your business.
Federal ID# 58-2469020

Total \$3,768.20

REGISTER & ASSOCIATES, INC.

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

C BK 11 PG 129

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date	Invoice #
1/10/2002	1121

Project Name		Terms	Services For:		
Date	Item	Description	Quantity	Rate	Amount
	DeSoto Commons	Due on receipt		December	
12/5/2001	MarkN	PC	1.5	95.00	142.50
12/10/2001	MarkN	PC/MZ/EPA/ACOE	1.5	95.00	142.50
12/11/2001	Copy	Copies	1	15.48	15.48
12/11/2001	MarkN	PC	3.5	95.00	332.50
12/11/2001	Copy	Copies & Binding	1	40.79	40.79
12/11/2001	FedEx	FedEx/PON/NRS	1	25.00	25.00
12/11/2001	FedEx	FedEx/PON/M	1	25.00	25.00
12/12/2001	MarkN	PC/SC/MZ/Telecons/Memo Prep	1.5	95.00	142.50
12/13/2001	MarkN	PC/SN/DEQ	0.5	95.00	47.50
12/17/2001	MarkN	PC/Saul	1	95.00	95.00
12/18/2001	MarkN	PC	1	95.00	95.00
12/19/2001	MarkN	PC/CB/MZ/SC Water Quality Cer	1.5	95.00	142.50
12/28/2001	MarkN	PC/MZ/EPA/ACOE	0.5	95.00	47.50
12/28/2001	Butch	Review/Edits	0.5	110.00	55.00
	Admin	Administrative Fee	1	25.00	25.00
	L	LEGEND:		0.00	0.00
		JWD - Jurisdictional Waters Determination			
		JWR - Jurisdictional Waters Report			
		PCN - Pre-Construction Notification			
		PC - Project Coordination			
		IP - Individual Permit			

Thank you for your business.
Federal ID# 58-2469020

Total \$1,373.77

REGISTER & ASSOCIATES, INC.

C BK 11 PG 130

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
2/4/2002 1163

Project Name		Terms	Services For:		
DeSoto Commons		Due on receipt	January		
Date	Item	Description	Quantity	Rate	Amount
1/3/2002	MarkN	Conference Call/Nail Road	1	95.00	95.00
1/4/2002	MarkN	PC/MH	0.5	95.00	47.50
1/7/2002	MarkN	PC/MZ/MZ	0.5	95.00	47.50
1/9/2002	MarkN	Meeting Prep EPA	2	95.00	190.00
1/9/2002	MarkN	Meeting EPA/PH	4	95.00	380.00
1/10/2002	MarkN	PC/Doc./PH	0.5	95.00	47.50
1/11/2002	MarkN	PC/TD/SC/Memo Prep	1	95.00	95.00
1/22/2002	MarkN	PC/MZ/ACOE	0.75	95.00	71.25
1/28/2002	MarkN	Proj. Coord.	1	95.00	95.00
1/30/2002	MarkN	Mississippi Meeting	8.5	95.00	807.50
1/30/2002	Expens...	PerDeim	1	35.00	35.00
1/30/2002	Travel	Travel Expenses	1	251.50	251.50
1/31/2002	MarkN	PC/MZ/PM/CB Minutes Prep.	2	95.00	190.00
	Mileage	MN	57	0.35	19.95
	Admin	Administrative Fee	1	25.00	25.00
	L	LEGEND:		0.00	0.00
		JWD - Jurisdictional Waters Determination			
		JWR - Jurisdictional Waters Report			
		PCN - Pre-Construction Notification			
		PC - Project Coordination			
		IP - Individual Permit			

Thank you for your business.
Federal ID# 58-2469020

Total \$2,397.70

REGISTER & ASSOCIATES, INC.

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
3/11/2002 1203

Project Name		Terms	Services For:		
DeSoto Commons		Due on receipt	February		
Date	Item	Description	Quantity	Rate	Amount
2/21/2002	MarkN	Mitigation Monitoring - written detail preparation per Clyde	1.5	95.00	142.50
2/22/2002	MarkN	Mitigation - written detail preparation per Clyde	2	95.00	190.00
2/25/2002	MarkN	Mitigation/Topo	2	95.00	190.00
2/26/2002	MarkN	Mitigation Monitoring - written detail preparation per Clyde	1.5	95.00	142.50
	Admin	Administrative Fee	1	20.00	20.00
	L	LEGEND:		0.00	0.00
		JWD - Jurisdictional Waters Determination			
		JWR - Jurisdictional Waters Report			
		PCN - Pre-Construction Notification			
		PC - Project Coordination			
		IP - Individual Permit			

Thank you for your business.
Federal ID# 58-2469020

Total \$685.00

REGISTER & ASSOCIATES, INC.

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

C BK 11 PG 132

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
4/10/2002 1264

Project Name		Terms	Services For:		
DeSoto Commons		Due on receipt	March		
Date	Item	Description	Quantity	Rate	Amount
3/1/2002	Butch	PC/MN	0.5	110.00	55.00
3/1/2002	MarkN	Response to Comments	2	95.00	190.00
3/1/2002	MarkN	PC/TC/RC	1	95.00	95.00
3/7/2002	MarkN	PC/BR/RC	1	95.00	95.00
3/7/2002	Butch	PC/Staff	0.5	110.00	55.00
3/11/2002	MarkN	Mitigation Write-up PC/Tony Caldwell	1.5	95.00	142.50
3/12/2002	MarkN	Mitigation Write-up PC/TC	1	95.00	95.00
3/15/2002	MarkN	Mitigation Write-up PC/TC-Final	3.5	95.00	332.50
	Admin	Administrative Fee	1	25.00	25.00

L LEGEND: 0.00 0.00
JWD - Jurisdictional Waters Determination

JWR - Jurisdictional Waters Report

PCN - Pre-Construction Notification

PC - Project Coordination

IP - Individual Permit

Thank you for your business.
Federal ID# 58-2469020

Total \$1,085.00

REGISTER & ASSOCIATES, INC.

C BK 11 PG/33

108 Taylor Knoll Way
McDonough, Georgia 30253
(678) 432-2636 Office (678) 432-2464 Fax

Bill To

Millennium of Mississippi
1651 Dancy Blvd.
Unit 5
Horn Lakes, MS 38637
Mr. John Scott

Invoice

Date Invoice #
6/18/2002 1361

Project Name		Terms	Services For:		
DeSoto Commons		Due on receipt	May/June		
Date	Item	Description	Quantity	Rate	Amount
5/8/2002	Butch	PC/Past Due Invoices/E-mails/Telecons	2	115.00	230.00
5/20/2002	MarkN	PC/Past Due Invoices/E-Mails/Telecons	2	100.00	200.00
6/14/2002	MarkN	PC	1.25	100.00	125.00
6/18/2002	MarkN	PC/BD/JH	1.75	100.00	175.00
	FedEx	FedEx	1	20.00	20.00
	Admin	Administrative Fee	1	25.00	25.00

Thank you for your business.
Federal ID# 58-2469020

Total \$775.00

C BK 11 PG 134

AFFIDAVIT OF ACCOUNT

STATE OF
COUNTY OF

Personally appeared before me, the undersigned authority in and for the aforesaid County and State, who, having been duly sworn, on oath states that Millennium of Mississippi is indebted to Register & Associates, Inc. in the amount of \$16,002.66, and that the account attached hereto as Exhibit "A" is due and owing from Millennium of Mississippi after giving credit for all payments made.

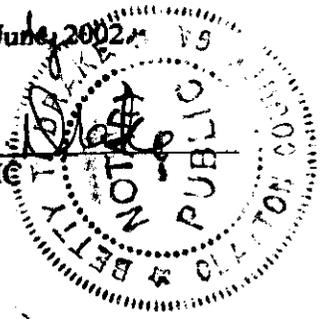
Register & Associates, Inc.

By:

Billy Kaye

SWORN TO AND SUBSCRIBED BEFORE ME, this the 8th day of June, 2002.

Betty J. Drake
NOTARY PUBLIC



My Commission Expires:
Notary Public, Clayton County Georgia
My Commission Expires May 9, 2005



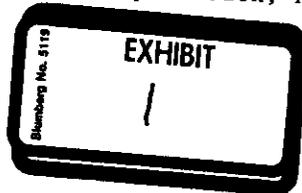
DESCRIPTION

BK0363PG0363

PART OF THE SOUTHWEST QUARTER OF SECTION 36, T-1-S, R-8-W, DESOTO COUNTY, MISSISSIPPI, MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO-WIT:

BEGINNING AT AN AXEL FOUND AT THE LOCALLY USED AND ACCEPTED SOUTHWEST CORNER OF SECTION 36; THENCE N 00°21'10" W A DISTANCE OF 646.69 FEET TO A PIPE FOUND AT THE POINT OF BEGINNING; THENCE N 00°15'27" E A DISTANCE OF 665.25 FEET TO A PIPE FOUND; THENCE N 01°54'19" W A DISTANCE OF 925.92 FEET TO A REBAR FOUND; THENCE N 87°37'32" E A DISTANCE OF 306.25 FEET TO A STEEL FENCE POST FOUND; THENCE S 49°56'19" E A DISTANCE OF 33.96 FEET TO A REBAR SET; THENCE S 00°54'56" E A DISTANCE OF 857.52 FEET TO A REBAR FOUND; THENCE N 89°06'12" E A DISTANCE OF 123.88 FEET TO A REBAR FOUND; THENCE S 00°55'16" E A DISTANCE OF 199.66 FEET TO A REBAR FOUND; THENCE S 88°58'06" W A DISTANCE OF 99.93 FEET TO A REBAR FOUND; THENCE S 00°54'56" E A DISTANCE OF 1169.32 FEET TO A PIPE FOUND IN THE NORTH LINE OF DESOTO WOODS SUBDIVISION, SECTION C; THENCE S 88°53'12" W ALONG THE NORTH LINE OF SAID SUBDIVISION A DISTANCE OF 354.12 FEET TO THE POINT OF BEGINNING AND CONTAINING 17.69 ACRES.

Indexing Instructions: Part of the Southwest Quarter of Section 36, Township 1 South, Range 8 West, DeSoto County, Mississippi



Description of Tract : Part of the Southeast Quarter of Section 35, Township 1 South, Range 8 West, DeSoto County, Mississippi, more particularly described as follows, to wit:

Commencing at an axel found at the locally used and accepted southwest corner of Section 36, common to the Southeast corner of said Section 35; thence North 00 degrees 50 minutes 50 seconds West a distance of 646.61 feet to a pipe found; thence North 00 degrees 58 minutes 57 seconds West a distance of 665.25 feet to a pipe found; thence North 00 degrees 41 minutes 31 seconds West a distance of 674.28 feet to a pipe found at the point of beginning; thence South 88 degrees 59 minutes 34 seconds West a distance of 2555.54 feet to the present East right-of-Way line of Mississippi Highway No. 51; thence North 01 degrees 58 minutes 50 seconds West along said present right-of-way line a distance of 663.90 feet; thence North 88 degrees 37 minutes 36 seconds East a distance of 2567.71 feet to a pipe found; thence South 01 degrees 04 minutes 45 seconds East a distance of 428.77 feet to a rebar found; thence South 00 degrees 41 minutes 31 seconds East a distance of 251.44 feet to the point of beginning.

Being one and the same property as conveyed to Grantor in Warranty Deed Book 172, Page 34, and to Edith Moore Boles and Dixie Droke in Warranty Deed Book 39, Page 283, all in the Office of the Chancery Clerk of DeSoto County, Mississippi.

INDEXING INSTRUCTIONS: Located in the Southeast Quarter of Section 35, Township 1 South, Range 8 West, DeSoto County, Mississippi

c:\property\wd



OCT 6 1 51 PM '99

BK 360 639
W.F. CLK.

STATE MS. - DESOTO CO. CLERK

A tract of land being located in the Northeast Quarter of Section 35, Township 1 South, Range 8 West, City of Horn Lake, DeSoto County, Mississippi and being more particularly described as follows:

Commencing at an axle (found) at the Southeast corner of Section 35, Township 1 South, Range 8 West; thence North 00 degrees 50' 50" West 646.61 feet to a point; thence North 00 degrees 58' 57" West 665.25 feet to a point; thence North 00 degrees 41' 53" West 674.28 feet to a point; thence North 00 degrees 48' 41" West 251.17 feet to a point; thence North 01 degrees 05' 35" West 427.78 feet to an iron pin (found), said iron pin being the TRUE POINT OF BEGINNING of the herein described tract; thence South 88 degrees 40' 49" West 1286.47 feet to an iron pin (set); thence North 00 degrees 35' 53" West 675.06 feet to an iron pin (set); thence North 88 degrees 48' 23" East 756.32 feet to an iron pin (set); thence North 02 degrees 39' 00" West 822.70 feet to an iron pin (set); thence South 88 degrees 55' 51" West 1348.26 feet to a fence rail (found); thence South 88 degrees 30' 13" West 674.22 feet to an iron pin (set); thence North 02 degrees 57' 14" West 429.56 feet to an iron pin (found); thence North 88 degrees 31' 43" East 582.91 feet to an iron pin (set); thence North 06 degrees 24' 14" West 524.61 feet to an iron pin (set); thence North 88 degrees 23' 17" East 108.46 feet to an iron pin (set); thence North 43 degrees 23' 17" East 70.71 feet to a concrete right-of-way monument (found); thence North 55 degrees 39' 15" East 95.35 feet to a concrete right-of-way monument (found); thence North 88 degrees 16' 25" East 219.79 feet to an iron pin (set); thence North 88 degrees 23' 17" East 150.00 feet to an iron pin (set); thence North 87 degrees 57' 30" East 58.28 feet to an iron pin (set); thence South 01 degrees 16' 55" East 246.05 feet to an iron pin (set); thence North 88 degrees 40' 56" East 124.00 feet to an iron pin (set); thence North 01 degrees 16' 55" West 50.08 feet to an iron pin (set); thence North 88 degrees 30' 31" East 315.57 feet to an iron pin (set); thence South 01 degrees 25' 18" East 327.90 feet to an iron pin (found); thence South 60 degrees 02' 36" East 369.10 feet to an iron pin (set); thence South 50 degrees 01' 19" East 166.34 feet to an iron pin (set); thence South 60 degrees 48' 07" East 175.08 feet to an iron pin (set); thence North 88 degrees 20' 03" East 310.40 feet to an iron pin (found); thence North 87 degrees 25' 37" East 47.31 feet to an iron pin (found); thence South 00 degrees 45' 34" East 980.54 feet to an iron pin (set); thence South 00 degrees 45' 34" East 668.17 feet to the POINT OF BEGINNING.

INDEXING INSTRUCTIONS: A tract of land located in the Northeast 1/4 of Section 35, Township 1 South, Range 8 West, DeSoto County, Mississippi.



PK 0372 PG 0433

A tract of land being located in the Northwest and Southwest Quarter of Section 36, Township 1 South, Range 8 West, City of Horn Lake, DeSoto County, Mississippi, and being more particularly described as follows:

Commencing at an axle (found) at the Southwest Corner of Section 36, Township 1 South, Range 8 West; thence North 00 degrees 50' 50" West 646.61 feet to a point; thence North 00 degrees 58' 57" West 665.25 feet to a point; thence North 00 degrees 41' 53" West 674.28 feet to a point; thence North 00 degrees 48' 41" West 251.17 feet to an iron pin (found); said iron pin being the TRUE POINT OF BEGINNING of the herein described tract; thence North 01 degrees 05' 35" West 427.78 feet to an iron pin (found); thence North 00 degrees 45' 34" West 668.17 feet to an iron pin (set); thence North 00 degrees 45' 34" West 980.54 feet to an iron pin (found); thence North 88 degrees 28' 50" East 1060.43 feet to an iron pin (found); thence South 00 degrees 14' 42" West 45.87 feet to an iron pin (found); thence South 87 degrees 44' 23" West 286.94 feet to an iron pin (found); thence South 02 degrees 10' 45" East 324.81 feet to an iron pin (set); thence North 87 degrees 44' 23" East 335.00 feet to an iron pin (found); thence South 00 degrees 02' 56" East 796.03 feet to an iron pin (set); thence South 88 degrees 16' 04" East 991.67 feet to an iron pin (found); thence North 89 degrees 35' 56" East 1526.43 feet to an iron pin (found); thence South 02 degrees 36' 13" East 812.12 feet to an iron pin (set); thence North 89 degrees 24' 12" West 23.61 feet to an iron pin (found); thence South 66 degrees 19' 30" West 42.96 feet to an iron pin (set); thence North 14 degrees 33' 15" West 49.59 feet to an iron pin (set); thence North 57 degrees 18' 54" West 246.32 feet to an iron pin (set); thence South 74 degrees 57' 15" West 34.56 feet to an iron pin (set); thence South 80 degrees 35' 43" West 64.18 feet to an iron pin (set); thence North 88 degrees 01' 24" West 17.22 feet to an iron pin (set); thence North 65 degrees 27' 03" West 183.13 feet to an iron pin (set); thence North 81 degrees 50' 21" West 211.83 feet to an iron pin (set); thence North 75 degrees 00' 13" West 200.14 feet to an iron pin (set); thence North 81 degrees 30' 21" West 202.64 feet to an iron pin (set); thence North 64 degrees 10' 01" West 201.84 feet to an iron pin (set); thence North 86 degrees 10' 26" West 206.14 feet to an iron pin (set); thence North 42 degrees 13' 38" West 230.64 feet to an iron pin (set); thence North 76 degrees 24' 15" West 400.97 feet to an iron pin (set); thence North 62 degrees 59' 08" West 163.20 feet to an iron pin (found); thence North 49 degrees 54' 34" West 114.92 feet to an iron pin (found); thence North 56 degrees 05' 44" West 31.11 feet to an iron pin (found); thence South 87 degrees 33' 43" West 301.23 feet to the POINT OF BEGINNING.



INDEXING INSTRUCTIONS: Southwest Quarter of Section 36, Township 1 South,
Range 8 West, DeSoto County, Mississippi

C BK 11 PG 139

BK 0372 PG 0437

A 0.07, MORE OR LESS, ACRE TRACT OF LAND BEING LOCATED IN THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST, CITY OF HORN LAKE, DESOTO COUNTY, MISSISSIPPI AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN AXLE (FOUND) AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST; THENCE SOUTH 88 DEGREES 43 MINUTES 19 SECONDS WEST, 583.08 FEET TO A POINT; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 1488.87 FEET TO AN IRON PIN (FOUND), SAID POINT BEING THE TRUE POINT OF BEGINNING FOR THE HEREIN DESCRIBED TRACT; THENCE NORTH 32 DEGREES 25 MINUTES 41 SECONDS WEST, 71.88 FEET TO AN IRON PIN (SET); THENCE SOUTH 65 DEGREES 27 MINUTES 03 SECONDS EAST, 170.08 FEET TO AN IRON PIN (SET); THENCE NORTH 88 DEGREES 01 MINUTES 24 SECONDS WEST, 101.74 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.07, MORE OR LESS, ACRES OF LAND BEING SUBJECT TO ALL CODES, COVENANTS, RESTRICTIONS, REVISIONS, REGULATIONS, EASEMENTS, AND RIGHTS-OF-WAY OF RECORD.

A 0.24, MORE OR LESS, ACRE TRACT OF LAND BEING LOCATED IN THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST, CITY OF HORN LAKE, DESOTO COUNTY, MISSISSIPPI AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN AXLE (FOUND) AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST; THENCE SOUTH 88 DEGREES 43 MINUTES 19 SECONDS WEST, 157.78 FEET TO A POINT; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 1296.01 FEET TO AN IRON PIN (FOUND), SAID POINT BEING THE TRUE POINT OF BEGINNING FOR THE HEREIN DESCRIBED TRACT; THENCE NORTH 45 DEGREES 16 MINUTES 40 SECONDS WEST, 146.11 FEET TO AN IRON PIN (FOUND); THENCE NORTH 41 DEGREES 20 MINUTES 22 SECONDS WEST, 107.01 FEET TO AN IRON PIN (SET); THENCE NORTH 80 DEGREES 41 MINUTES 53 SECONDS WEST, 23.46 FEET TO AN IRON PIN (SET); THENCE SOUTH 80 DEGREES 35 MINUTES 43 SECONDS WEST, 28.39 FEET TO AN IRON PIN (SET); THENCE NORTH 74 DEGREES 57 MINUTES 15 SECONDS EAST, 34.58 FEET TO AN IRON PIN (SET); THENCE SOUTH 57 DEGREES 18 MINUTES 54 SECONDS EAST, 246.32 FEET TO AN IRON PIN (SET); THENCE SOUTH 14 DEGREES 33 MINUTES 15 SECONDS EAST, 49.59 FEET TO AN IRON PIN (FOUND); THENCE NORTH 86 DEGREES 19 MINUTES 30 SECONDS EAST, 42.98 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 22 DEGREES 55 MINUTES 52 SECONDS WEST, 21.37 FEET TO AN IRON PIN (SET); THENCE SOUTH 56 DEGREES 24 MINUTES 48 SECONDS WEST, 12.57 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 72 DEGREES 01 MINUTES 39 SECONDS WEST, 30.42 FEET TO AN IRON PIN (FOUND); THENCE NORTH 87 DEGREES 51 MINUTES 41 SECONDS WEST, 21.82 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.24, MORE OR LESS, ACRES OF LAND BEING SUBJECT TO ALL CODES, COVENANTS, RESTRICTIONS, REVISIONS, REGULATIONS, EASEMENTS, AND RIGHTS-OF-WAY OF RECORD.

A 4.99, MORE OR LESS, ACRE TRACT OF LAND BEING LOCATED IN THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST, CITY OF HORN LAKE, DESOTO COUNTY, MISSISSIPPI AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN AXLE (FOUND) AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER OF SECTION 36, TOWNSHIP 1 SOUTH, RANGE 8 WEST; THENCE SOUTH 88 DEGREES 43 MINUTES 19 SECONDS WEST, 1272.13 FEET TO A POINT; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, 1657.12 FEET TO AN IRON PIN (FOUND), SAID POINT BEING THE TRUE POINT OF BEGINNING FOR THE HEREIN DESCRIBED TRACT; THENCE NORTH 82 DEGREES 59 MINUTES 13 SECONDS WEST, 63.39 FEET TO AN IRON PIN (FOUND); THENCE NORTH 47 DEGREES 45 MINUTES 11 SECONDS WEST, 114.52 FEET TO AN IRON PIN (FOUND); THENCE NORTH 85 DEGREES 28 MINUTES 11 SECONDS WEST, 275.17 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 46 DEGREES 34 MINUTES 17 SECONDS WEST, 78.92 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 03 DEGREES 39 MINUTES 36 SECONDS WEST, 86.52 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 30 DEGREES 04 MINUTES 14 SECONDS WEST, 47.33 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 83 DEGREES 50 MINUTES 25 SECONDS WEST, 71.23 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 84 DEGREES 01 MINUTES 39 SECONDS WEST, 34.03 FEET TO AN IRON PIN (FOUND); THENCE NORTH 71 DEGREES 02 MINUTES 25 SECONDS WEST, 136.04 FEET TO AN IRON PIN (FOUND); THENCE NORTH 48 DEGREES 58 MINUTES 52 SECONDS WEST, 93.96 FEET TO AN IRON PIN (FOUND); THENCE NORTH 02 DEGREES 24 MINUTES 38 SECONDS WEST, 98.46 FEET TO AN IRON PIN (FOUND); THENCE NORTH 42 DEGREES 13 MINUTES 21 SECONDS EAST, 108.06 FEET TO AN IRON PIN (FOUND); THENCE NORTH 16 DEGREES 53 MINUTES 14 SECONDS EAST, 140.43 FEET TO AN IRON PIN (FOUND); THENCE NORTH 57 DEGREES 59 MINUTES 28 SECONDS WEST, 282.95 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 62 DEGREES 59 MINUTES 08 SECONDS EAST, 163.20 FEET TO AN IRON PIN (SET); THENCE SOUTH 78 DEGREES 24 MINUTES 15 SECONDS EAST, 400.97 FEET TO AN IRON PIN (SET); THENCE SOUTH 42 DEGREES 13 MINUTES 38 SECONDS EAST, 230.64 FEET TO AN IRON PIN (SET); THENCE SOUTH 86 DEGREES 10 MINUTES 26 SECONDS EAST, 206.14 FEET TO AN IRON PIN (SET); THENCE SOUTH 64 DEGREES 10 MINUTES 01 SECONDS EAST, 201.84 FEET TO AN IRON PIN (SET); THENCE SOUTH 81 DEGREES 30 MINUTES 21 SECONDS EAST, 202.64 FEET TO AN IRON PIN (SET); THENCE SOUTH 75 DEGREES 00 MINUTES 13 SECONDS EAST, 200.14 FEET TO AN IRON PIN (SET); THENCE SOUTH 81 DEGREES 50 MINUTES 21 SECONDS EAST, 211.83 FEET TO AN IRON PIN (SET); THENCE SOUTH 65 DEGREES 27 MINUTES 03 SECONDS EAST, 28.82 FEET TO AN IRON PIN (SET); THENCE SOUTH 70 DEGREES 15 MINUTES 06 SECONDS WEST, 145.03 FEET TO AN IRON PIN (SET); THENCE NORTH 67 DEGREES 15 MINUTES 47 SECONDS WEST, 289.28 FEET TO AN IRON PIN (FOUND); THENCE NORTH 74 DEGREES 08 MINUTES 22 SECONDS WEST, 177.15 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 88 DEGREES 06 MINUTES 22 SECONDS WEST, 49.42 FEET TO AN IRON PIN (FOUND); THENCE SOUTH 81 DEGREES 23 MINUTES 50 SECONDS WEST, 66.35 FEET TO THE POINT OF BEGINNING AND CONTAINING 4.99, MORE OR LESS, ACRES OF LAND BEING SUBJECT TO ALL CODES, COVENANTS, RESTRICTIONS, REVISIONS, REGULATIONS, EASEMENTS, AND RIGHTS-OF-WAY OF RECORD.

EXHIBIT
5

Exhibit

Part of the Southwest Quarter of Section 36, Township 1 South, Range 8 West, DeSoto County, Mississippi, more particularly described as follows, to-wit:

Commencing at an Axel found at the locally used and accepted Southwest corner of Section 36, Thence North 88 degrees 53 minutes 12 seconds East along the North line of DeSoto Woods Subdivision, Section C, a distance of 354.30 feet to a pipe found; thence North 00 degrees 54 minutes 56 seconds West a distance of 1169.32 feet to a pipe found; thence North 88 degrees 58 minutes 06 seconds East a distance of 99.93 feet to a rebar found; thence North 00 degrees 55 minutes 16 seconds West a distance of 199.66 feet to a rebar found; thence South 89 degrees 06 minutes 12 seconds West a distance of 123.88 feet to a rebar found; Thence North 00 degrees 54 minutes 56 seconds West a distance of 857.52 feet to a rebar set in a ditch; thence Southeasterly along the centerline of an old ditch the following calls:

1. South 49 degrees 56 minutes 19 seconds East a distance of 115.41 feet to a rebar found;
2. South 57 degrees 59 minutes 31 seconds East a distance of 283.07 feet to a rebar found;
3. South 16 degrees 55 minutes 42 seconds West a distance of 140.54 feet to a rebar found;
4. South 42 degrees 13 minutes 55 seconds West a distance of 109.06 feet to a rebar found;
5. South 02 degrees 25 minutes 19 seconds East a distance of 98.17 feet to a rebar found;
6. South 46 degrees 51 minutes 42 seconds East a distance of 94.17 feet to a rebar found;
7. South 70 degrees 57 minutes 51 seconds East a distance of 135.97 feet to a rebar found;
8. North 83 degrees 52 minutes 01 seconds East a distance of 34.11 feet to a rebar set;

Thence, leaving said ditch, South 00 degrees 46 minutes 41 seconds East a distance of 1410.82 feet to a found angle iron; thence North 88 degrees 29 minutes 14 seconds East of distance of 55.83 feet to a rebar set; Thence South 01 degrees 02 minutes 28 seconds East a distance of 165.00 feet to a pipe found in the North Line of said DeSoto Woods Subdivision; thence South 88 degrees 52 minutes 27 seconds West along said North line of Subdivision a distance of 467.96 feet to the Point of Beginning.

Being the same property conveyed to Grantors by virtue of Warranty Deed of record in Deed Book 360, Page 697, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

INDEXING INSTRUCTIONS: Located in the Southwest 1/4 of Section 36, Township 1 South, Range 8 West, DeSoto County, Mississippi.



Exhibit

BK 0375 PG 0239

18.202 Acres, more or less, situated in the southeast quarter of Section 35, Township 1 South, Range 8 West, DeSoto County, Mississippi, and being more particularly described as follows:

Commencing at an axel found at the locally used and accepted southwest corner of Section 36, Township 1 South, Range 8 West, DeSoto County, Mississippi, common to the southeast corner of Section 35; thence North 00 degrees 21 minutes 10 seconds West 646.69 feet to a pipe found, being the southeast corner and the point of beginning of the described tract; thence North 89 degrees 26 minutes 45 seconds West 1240.84 feet to found angle iron; thence North 04 degrees 22 minutes 44 seconds East 406.15 feet to a rebar found; thence South 89 degrees 25 minutes 45 seconds East 70.33 feet to a rebar set; thence North 00 degrees 28 minutes 12 seconds East 54.25 feet to a rebar set; thence North 04 degrees 10 minutes 37 seconds East 207.51 feet to a rebar found; thence South 89 degrees 22 minutes 42 seconds East 1126.94 feet to a pipe found; thence South 00 degrees 15 minutes 27 seconds West 665.25 feet to the point of beginning and containing 18.202 acres, more or less. All bearings being referenced to true north in accordance with the survey of Land Surveying Company, Newton E. Land III, PLS, dated December 1998.

INDEXING INSTRUCTIONS: Southeast Quarter of Section 35, Township 1 South, Range 8 West, DeSoto County, Mississippi

Being the same property conveyed to Grantors by virtue of Warranty Deed of record in Deed Book 345, Page 738, and Deed Book 349, Page 213, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

