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 STATE MS. - DESOTO CO.  
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 J.E. DAVIS CH. CLK.

**LIS PENDENS NOTICE**

After Recording, Please Return To:  
 LaSheka T. Payne, Esq.  
 Morris, Schneider & Prior, L.L.C.  
 3300 Northeast Expressway  
 Building 8  
 Atlanta, GA 30341-3939.

MISSISSIPPI

IN THE CHANCERY COURT

DESOTO COUNTY

03-10-1639

BANK ONE CORPORATION, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 MINTON SCOTT MATTHEWS, )  
 )  
 Defendant. )

LIS PENDENS NOTICE

**LIS PENDENS NOTICE**

Notice is hereby given that the above styled action was filed  
 on October 9, 2003, in the Office of the Chancery Clerk and Master  
 of the Chancery Court of Desoto County, Mississippi.

Relief is sought against real property commonly known as 6760  
 Countrywood Drive, Horn Lake, Mississippi, 38637, and being more  
 particularly described as follows (hereinafter referred to as the  
 "Property"):

Lot 1759, Section "D", DeSoto Village, located in Section 33, Township 1 South, Range 8 West, DeSoto County, Mississippi, as recorded in Plat Book 10, Page 9, in the office of the Chancery Court Clerk of DeSoto County, Mississippi.

The relief sought against the Property is described as follows:

WHEREFORE, Plaintiff prays as follows:

- (1) That this Court directing that Priority Trustee Services of Mississippi, L.L.C. be named and appointed as Trustee in the Deed of Trust;
- (2) That a certified copy of the Court's Order be duly recorded in the Land Records of the office of the Chancery Clerk of DeSoto County, Mississippi and, further that same be cross-referenced and cross-indexed;
- (3) That this Court issue a judgment declaring that the Defendant has defaulted, and remains in default under the terms of the Note and Deed of Trust as a result of his failure to make scheduled monthly payments of principal and interest;

- (4) That this Court issue a judgment declaring that the Plaintiff is entitled to non-judicial foreclosure on this Property, pursuant to the terms of the Deed of Trust;
- (5) That this Court render judgment against the Defendant, and in favor of Bank One, in the principal amount of \$ 79,609.44 due under the Note, plus interest through October 1, 2003, in the amount of \$ 10,119.68, plus the amount of \$710.30 for all other charges due and owing, plus all interest which has accrued upon the principal from October 1, 2003 up to the date of entry of judgment;
- (6) That this Court award Plaintiff's attorney's fees, court costs and any other expenses to which Plaintiff may be entitled; and

(7) That the Court grant such other and further relief as it deems just and proper.

This, the 30 day of April, 2004.

Respectfully submitted,  
MORRIS, SCHNEDIER & PRIOR, L.L.C.

By: LaSheka T. Payne  
LaSheka T. Payne, Esquire  
MS Bar No.: 100859  
Attorney for Plaintiff

3300 N.E. Expressway  
Building 8  
Atlanta, Georgia 30341  
(770) 234-9181

STATE OF GEORGIA  
COUNTY OF DEKALB

PERSONALLY APPEARED before me, the undersigned authority in and for said County and State, on April 30, 2004 within my jurisdiction, the within named LaSheka T. Payne, who acknowledged that she is Attorney for Plaintiff of Bank One Corporation and that the facts contained in the Lis Pendens are true and correct to the best of her knowledge, information and belief.

Witness my hand and official seal, this the 30<sup>th</sup> day of April, 2004.  
(Official Seal)

My Commission Expires: \_\_\_\_\_  
BO/Matthews/LisPendens/027177MS/A0938806

