

P BK 92 PG 339

STATE MS.-DE SOTO CO.
FILED

Dec 13 11 26 AM '01

CANCELLATION OF AFFIDAVIT

BK 92 PG 339
W.E. BERRY, JR. FOLK.

Comes now ZELMO L. BOYCE and BENNIE BOYCE, individually and as the Co-Executors of the Estate of James H. Berry and file this *Cancellation of Affidavit* agreement.

Zelmo Boyce and Bennie Boyce, individually and as the Co-Executors of the Estate of James H. Berry and the sole beneficiaries of the Last Will and Testament of James H. Berry, hereby cancel the affidavit executed on or about October 5, 1981. It is hereby agreed by and between the undersigned that the subject property shall not be subject to any further agreements, restrictions or covenants which exist prior to the date of this agreement.

This agreement is to vacate the agreement between Mr. James H. Berry (now deceased), Mr. Zelmo Boyce and Mr. Bennie Boyce with regard to forty (40) acres of land, more particularly described as follows:

Southeast part of the NW (1/4) Quarter of Section 31, Township 2, Range 5, containing 40 acres of land in the State of Mississippi, County of DeSoto.

This document shall serve to rescind the affidavit recorded on or about August 28, 1996 in Power of Attorney Book 55, Page 115, with regard to the subject property.



ZELMO L. BOYCE, Individually and as the Co-
Executor of the Estate of James H. Berry and One of
the Sole Beneficiaries of the Last Will and Testament
of James H. Berry

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Bennie Boyce
BENNIE BOYCE, Individually and as the Co-
Executor of the Estate of James H. Berry and One of
the Sole Beneficiaries of the Last Will and Testament
of James H. Berry

STATE OF MISSISSIPPI
COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority in and for the state and county
aforementioned, the within named ZELMOL. BOYCE, who acknowledged that he signed and delivered
the above and foregoing instrument on the day and year therein mentioned, individually and as the
Co-Executor of the Estate of James H. Berry and one of the sole beneficiaries of the Last Will and
Testament of James H. Berry, as his free and voluntary act and deed for the purposes expressed
therein.

Given under my hand and official seal this the 11th day of December, 2001.



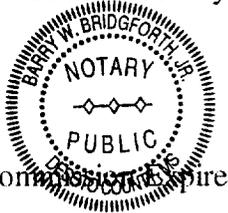
B. W. Bridgford
Notary Public

My Commission Expires:
MY COMMISSION EXPIRES:
March 11, 2002

STATE OF MISSISSIPPI
COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority in and for the state and county
aforementioned, the within named BENNIE BOYCE, who acknowledged that he signed and delivered
the above and foregoing instrument on the day and year therein mentioned, individually and as the
Co-Executor of the Estate of James H. Berry and one of the sole beneficiaries of the Last Will and
Testament of James H. Berry, as his free and voluntary act and deed for the purposes expressed
therein.

Given under my hand and official seal this the 11th day of December, 2001.



B. W. Bridgford
Notary Public

My Commission Expires:
MY COMMISSION EXPIRES:
March 11, 2002

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