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DESOTO COUNTY, MS  
W.E. DAVIS, CH CLERK

**COVER SHEET TO CERTIFICATE/MEMORANDUM OF TRUST**

In compliance with Section 89-5-24(2) of the Mississippi Code of 1972, as amended, the following information is included:

Prepared by and return to: **Dulaney Law Firm, L.L.P.**  
\* **Andrew T. Dulaney, MS Bar No.: 9467**  
**P.O. Box 188**  
**Tunica, MS 38676**  
**Telephone: (662) 363-2922**

**Title of Document: Certificate/Memorandum of Trust**

**Address of Grantor:**

**Miles Patterson Earnheart**  
**Kathy E. Wilson, Co-Trustees**  
**1254 Lake View Drive**  
**Hernando, MS 38632**  
**Telephone No. (662) 449-5032**

**Address of Grantee:**

**J.M. Riverbanks Company, LLC**  
**2654 Parc Monceau**  
**Tupelo, MS 38804**  
**Telephone No.: (662) 791-9031**

**Indexing Instructions:**

**Portions of NW 1/4 and SW 1/4 of Section 8, Township 4, Range 9 West,**  
**DeSoto County, MS**

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**CERTIFICATE/MEMORANDUM OF TRUST**

**THIS CERTIFICATE/MEMORANDUM OF TRUST is executed by Kathy Annelle Wilson (previously and sometimes referred to as Kathy E. Faulkner) and Miles Patterson Earnheart as Co-Trustees of the Jack Thomas Earnheart Trust for the benefit of Jack Thomas Earnheart, etc., and in support hereof, would state as follows:**

**(1) That pursuant to the Trust Agreement executed by J.A. Earnheart and Laura M. Earnheart, the said J.A. Earnheart and Laura M. Earnheart, as Grantors, established the Jack Thomas Earnheart Trust, a copy of which is recorded in the Chancery Clerk's office of DeSoto County, Mississippi.**

**(2) J.A. Earnheart and Laura M. Earnheart are deceased.**

**The Trust Property includes the following described real property located in DeSoto County, Mississippi, to-wit:**

**The West One-half (W ½) of Section Eight (8), Township Four (4), Range Nine (9) West, DeSoto County, Mississippi, containing 320 acres as more particularly described in that certain Deed from Dr. Charles M. Hammond to Rose M. Hammond, et al., recorded in Deed Book 48, page 593, LESS AND EXCEPT that portion of land being 63 acres, more or less, conveyed to L.C. Talbot by Rose M. Hammond, et al., recorded in Deed Book 52, Page 615, of the land deed records of DeSoto County, Mississippi, leaving a net acreage of 257 acres, more or less.**

**(hereafter the "Property")**

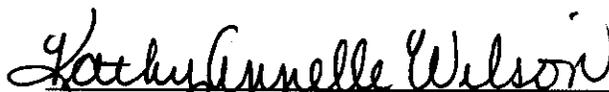
The Trustees have the right to sell the above referenced real property. The Trust provides in part as follows:

“The Trustees named herein [Miles Patterson Earnheart and Kathy E. Faulkner (now Kathy Annelle Wilson)], or their Successors, shall have the full right to manage and control all Trust property in any manner, including, but not limited to, selling, leasing or mortgaging said Trust property, as if it were their own.”

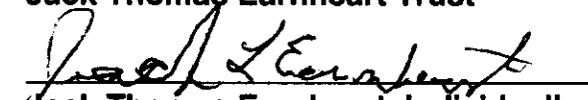
The Trustees represent that the Trust has not been amended, and that the same has and continues to be administered pursuant to its terms, and that they have full right, power and authority to sell the Property.

Jack Thomas Earnheart joins in to acknowledge receipt of this document and to join in and consent to the sale of the Property to J.M. Riverbanks Company, LLC.

DATED, this the 10<sup>th</sup> day of September, 2009.

  
Kathy Annelle Wilson  
Co-Trustee of the  
Jack Thomas Earnheart Trust

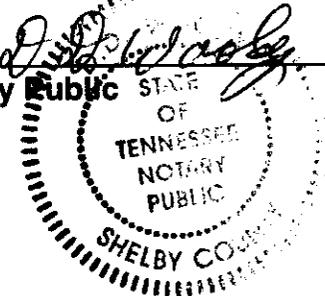
  
Miles Patterson Earnheart  
Co-Trustee of the  
Jack Thomas Earnheart Trust

  
Jack Thomas Earnheart, Individually

STATE OF MISSISSIPPI *TN*  
COUNTY OF DESOTO *SHELBY*

PERSONALLY appeared before me, the undersigned authority in and for the said County and State, on this 1<sup>st</sup> day of September, 2009, within my jurisdiction, the within named Kathy Annelle Wilson, who acknowledged that she is Co-Trustee of the Jack Thomas Earnheart Trust and that for and on behalf of the said Trust, and as its act and deed, she executed the above and foregoing instrument, after first having been duly authorized by said Trust so to do.

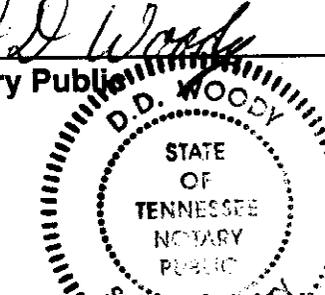
My Commission Expires  
My Commission Expires November 20, 2011

*D.D. Woody*  
\_\_\_\_\_  
Notary Public  


STATE OF MISSISSIPPI *TN*  
COUNTY OF DESOTO *SHELBY*

PERSONALLY appeared before me, the undersigned authority in and for the said County and State, on this 1<sup>st</sup> day of September, 2009, within my jurisdiction, the within named Miles Patterson Earnheart, who acknowledged that he is Co-Trustee of the Jack Thomas Earnheart Trust and that for and on behalf of the said Trust, and as its act and deed, he executed the above and foregoing instrument, after first having been duly authorized by said Trust so to do.

My Commission Expires  
November 20, 2011  
My Commission Expires: \_\_\_\_\_

*D.D. Woody*  
\_\_\_\_\_  
Notary Public  


STATE OF MISSISSIPPI *TN*  
COUNTY OF DESOTO *SHELBY*

PERSONALLY appeared before me, the undersigned authority in and for the said County and State, on this the 1<sup>st</sup> day of September, 2009, within my jurisdiction, the within named Jack Thomas Earnheart who acknowledged that he executed the above and foregoing instrument.

My Commission Expires  
November 20, 2011  
My Commission Expires: \_\_\_\_\_

*D.D. Woody*  
\_\_\_\_\_  
Notary Public  
