

55  
55  
10 9/15/11 10:25:41  
DK P BK 146 PG 612  
DESOTO COUNTY, MS  
W.E. DAVIS, CH CLERK

9/15/11 10:26:06  
DK T BK 3,342 PG 43  
DESOTO COUNTY, MS  
W.E. DAVIS, CH CLERK

**PREPARED BY:**  
Alfred Henneboehle, Esq.  
Greensfelder, Hemker & Gale, P.C.  
10 S. Broadway, Suite 2000  
St. Louis, MO 63102  
Phone: (314) 241-9090

**RETURN TO:**  
Alfred Henneboehle, Esq.  
Greensfelder, Hemker & Gale, P.C.  
10 S. Broadway, Suite 2000  
St. Louis, MO 63102  
Phone: (314) 241-9090

**AS TO MISSISSIPPI FORMATTING REQUIREMENTS, PREPARED BY:**

*an*  
Edley H. Jones III  
McGlinchey Stafford, PLLC  
Post Office Drawer 22949  
Jackson, MS 39225-2949  
(601) 960-8400  
MS Bar No. 3201

**INDEXING INSTRUCTIONS:** Lot 2, Property Commerce Subdivision, Plat Book 67, Page 14,  
DeSoto County, Mississippi

**FULL RELEASE OF DEED OF TRUST, ASSIGNMENT  
OF RENTS AND OTHER LOAN DOCUMENTS**

DESCO FINANCIAL, L.L.C.  
Missouri limited liability company  
11420 Lackland Road  
St. Louis, Missouri 63146  
(314) 994-4444  
**GRANTOR**

SM PROPERTIES MEMPHIS, L.L.C.  
a Missouri limited liability company  
11420 Lackland Road  
St. Louis, Missouri 63146  
(314) 994-4400  
**GRANTEE**

**This Instrument Prepared By:**

Alfred Henneboehle, Esq.  
 Greensfelder, Hemker & Gale, P.C.  
 10 S. Broadway, Suite 2000  
 St. Louis, MO 63102  
 Phone: (314) 241-9090

**After Recording Return this Instrument to:**

Alfred Henneboehle, Esq.  
 Greensfelder, Hemker & Gale, P.C.  
 10 S. Broadway, Suite 2000  
 St. Louis, MO 63102  
 Phone: (314) 241-9090

**FULL RELEASE OF DEEDS OF TRUST, ASSIGNMENT OF RENTS  
 AND OTHER DOCUMENTS**

KNOW ALL MEN BY THESE PRESENTS, that COMMERCE BANK, a Missouri chartered trust company f/k/a Commerce Bank, N.A., successor in interest to DESCO Financial, L.L.C., a Missouri limited liability company and having an address of 8000 Forsyth Blvd, St. Louis, MO 63105-1797 and a business phone number of (314) 994-4444 ("*Grantor*"), for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby DEMISE, RELEASE, CONVEY, SURRENDER and QUITCLAIM to SM Properties Memphis, L.L.C., a Missouri limited liability company ("*Grantee*"), all the right, title, interest, claim or demand whatsoever it may have acquired in, through or by those certain documents relating to the property situated in DeSoto County, State of Mississippi, legally described on Exhibit A attached hereto and incorporated herein by this reference, said documents being more specifically described to wit:

1. Deed of Trust and Security Agreement, made effective as of June 3, 2002, from SM Properties Memphis, L.L.C. to the trustee, Mid-South Title Corporation, for the benefit of DESCO Financial, L.L.C., recorded June 6, 2002 in Book 1514 Page 579 in the office of the Chancery Clerk for DeSoto County, Mississippi;
2. Assignment of Lessor's Interest in Leases and Rents, made effective as of June 3, 2002, by and between SM Properties Memphis, L.L.C. and DESCO Financial, L.L.C., recorded June 6, 2002 in Book 94 Page 440 in the office of the Chancery Clerk for DeSoto County, Mississippi;
3. Collateral Assignment of Deed of Trust and Security Agreement, and Other Loan Documents, made effective as of June 3, 2002 by and between DESCO Financial, L.L.C. and Commerce Bank, N.A., recorded June 6, 2002 in Book 1514 Page 612 in the office of the Chancery Clerk for DeSoto County, Mississippi;
4. Deed of Trust and Security Agreement, made effective as of June 3, 2002, from SM Properties Memphis, L.L.C. to the trustee, Mid-South Title Corporation, for the benefit of Commerce Bank, N.A., recorded June 6, 2002 in Book 1514 Page 618 in the office of the Chancery Clerk for DeSoto County, Mississippi;

5. First Modification of Deeds of Trust and Security Agreements and Other Instruments, made effective as of September 22, 2003 by and between SM Properties Memphis, L.L.C. and Commerce Bank, N.A., recorded September 30, 2003 in Book 100 Page 304 and Book 1836 Page 153 in the office of the Chancery Clerk for DeSoto County, Mississippi;
6. Subordination, Nondisturbance and Attornment Agreement, made effective as of June 3, 2002, among Commerce Bank, N.A., DESCO Financial, L.L.C., Schnuck Markets, Inc., and SM Properties Memphis, L.L.C., recorded June 6, 2002 in Book 94 Page 456 in the office of the Chancery Clerk for DeSoto County, Mississippi;
7. UCC Financing Statement filed June 6, 2002, recorded in Book 1514 Page 652 in the office of the Chancery Clerk for DeSoto County, Mississippi;
8. UCC Financing Statement filed June 6, 2002, recorded in Book 1514 Page 659 in the office of the Chancery Clerk for DeSoto County, Mississippi;
9. UCC Financing Statement filed May 17, 2010, recorded in Book 3167 Page 451 in the office of the Chancery Clerk for DeSoto County, Mississippi; and
10. UCC Financing Statement filed May 17, 2010, recorded in Book 3167 Page 458 in the office of the Chancery Clerk for DeSoto County, Mississippi;

*[Signature Page to Follow]*

IN WITNESS WHEREOF, Grantor has executed this Full Release effective the 6 day of Sept., 2011.

COMMERCE BANK, a Missouri chartered trust company f/k/a Commerce Bank, N.A.

By: [Signature]  
Name: Laura D. Kenny  
Title: VICE PRESIDENT

STATE OF MISSOURI )  
COUNTY OF St. Louis ) ss.

On this 6 day of Sept, 2011, before me personally appeared Laura D. Kenny, being the V.P. of Commerce Bank, a Missouri chartered trust company f/k/a Commerce Bank, N.A., known to me to be the person who executed the foregoing instrument in behalf of said banking institution by authority of its board of directors, and she/he acknowledged to me that she/he executed the same for the purposes therein stated.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

[Signature]  
Notary Public

My term expires: 4-14-12



**EXHIBIT A**

**LEGAL DESCRIPTION**

Parcel I:

Lot 2, Property Commerce Subdivision in Section 28, Township 1 South, Range 8 West, Desoto County, Mississippi, according to the plat thereof recorded in Plat Book 67, Page 14, in the Office of the Chancery Clerk of Desoto County, Mississippi.

Parcel II:

Easements and appurtenant rights in favor of Insured created by Declaration of Restrictions and Easements recorded in Book 355, Page 179, in the Office of the Chancery Clerk of Desoto County, Mississippi.