

PARTIAL RELEASE

For and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid and the receipt and sufficiency of all of which is hereby acknowledged, Bank of Mississippi, does hereby release from the lien of the Deed of Trust given by North Creek, Inc. to Bank of Mississippi, which Deed of Trust is dated March 3, 1998, and recorded in Real Estate Trust Deed Book 989, Page 83, in the office of the Chancery Clerk of DeSoto County, Mississippi, to-wit:

ATTACHED HERETO

In all other respects said Deed of Trust recorded in Deed of Trust Book 989, Page 83, shall remain in full force and effect.

The Chancery Court Clerk of DeSoto County, Mississippi is hereby authorized to record this Partial Release and to make a proper notation upon the margin of the said Deed of Trust.

WITNESS the signature of the Grantor, this the 4th day of March, 1999.

BANK OF MISSISSIPPI

BY: Joseph C. Creely, N.W. Region Manager

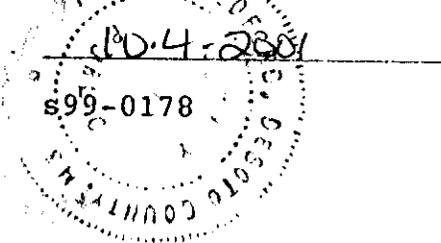
STATE OF MISSISSIPPI:
COUNTY OF DeSoto

This day personally appeared before me the undersigned authority in and for said County and State, the within named, Joseph C. Creely as N.W. Region Manager of Bank of Mississippi, who acknowledged that he signed and delivered the above and foregoing Partial Release on the day and year therein mentioned and for the purposes therein expressed, he/she being duly authorized so to do.

Given under my hand and official seal this the 4th day of March, 1999.

[Signature]
NOTARY PUBLIC

My Commission Expires:



STATE MS.-DESOTO CO.
FILED

CBM
MAR 5 4 09 PM '99

BK 1089 PG 608
W.E. DAVIS CH. CLK.

A DESCRIPTION OF A 18.00 ACRE (784,208 SQUARE FEET) MORE OR LESS, TRACT OF LAND BEING KNOWN AS THE APARTMENT SITE OF THE NORTH CREEK DEVELOPMENT BEING LOCATED IN THE SOUTHEAST, SOUTHWEST, AND THE NORTHWEST QUARTERS OF THE NORTHEAST QUARTER OF SECTION 20, TOWNSHIP 1 SOUTH, RANGE 8 WEST, SOUTHAVEN, MISSISSIPPI AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION; THENCE SOUTH 67 DEGREES 53 MINUTES 56 SECONDS WEST FOR A DISTANCE OF 2761.21 FEET TO A POINT ON THE RIGHT OF WAY OF NORTH CREEK BOULEVARD, SAID POINT BEING THE TRUE POINT OF BEGINNING FOR THE HEREIN DESCRIBED TRACT; THENCE SOUTH 73 DEGREES 50 MINUTES 18 SECONDS EAST FOR A DISTANCE OF 21.37 FEET TO A POINT AT THE WATERS EDGE OF A POND; THENCE FOLLOWING THE APPROXIMATE WATERS EDGE THE FOLLOWING CALLS:

SOUTH 09 DEGREES 50 MINUTES 48 SECONDS EAST 21.50 FEET
 SOUTH 23 DEGREES 23 MINUTES 55 SECONDS EAST 29.25 FEET
 SOUTH 47 DEGREES 59 MINUTES 47 SECONDS EAST 22.74 FEET
 SOUTH 59 DEGREES 53 MINUTES 16 SECONDS EAST 43.44 FEET
 SOUTH 67 DEGREES 58 MINUTES 26 SECONDS EAST 34.28 FEET
 SOUTH 61 DEGREES 04 MINUTES 11 SECONDS EAST 57.40 FEET
 SOUTH 77 DEGREES 29 MINUTES 08 SECONDS EAST 75.02 FEET
 SOUTH 66 DEGREES 56 MINUTES 13 SECONDS EAST 48.74 FEET
 SOUTH 20 DEGREES 10 MINUTES 11 SECONDS EAST 13.65 FEET
 SOUTH 69 DEGREES 27 MINUTES 56 SECONDS EAST 33.63 FEET
 SOUTH 38 DEGREES 30 MINUTES 30 SECONDS EAST 28.29 FEET
 SOUTH 09 DEGREES 07 MINUTES 58 SECONDS EAST 36.14 FEET
 SOUTH 30 DEGREES 05 MINUTES 11 SECONDS WEST 14.12 FEET
 SOUTH 80 DEGREES 07 MINUTES 16 SECONDS WEST 11.16 FEET
 NORTH 67 DEGREES 16 MINUTES 35 SECONDS WEST 17.17 FEET
 NORTH 83 DEGREES 53 MINUTES 27 SECONDS WEST 10.84 FEET
 SOUTH 39 DEGREES 20 MINUTES 53 SECONDS WEST 11.70 FEET
 SOUTH 20 DEGREES 05 MINUTES 50 SECONDS EAST 27.98 FEET
 SOUTH 40 DEGREES 07 MINUTES 32 SECONDS EAST 25.27 FEET
 SOUTH 70 DEGREES 41 MINUTES 06 SECONDS EAST 31.92 FEET
 NORTH 79 DEGREES 21 MINUTES 35 SECONDS EAST 26.48 FEET
 NORTH 15 DEGREES 59 MINUTES 15 SECONDS EAST 30.07 FEET
 SOUTH 82 DEGREES 10 MINUTES 50 SECONDS EAST 38.99 FEET
 SOUTH 04 DEGREES 12 MINUTES 07 SECONDS WEST 45.07 FEET
 SOUTH 24 DEGREES 23 MINUTES 05 SECONDS EAST 15.38 FEET
 NORTH 83 DEGREES 37 MINUTES 42 SECONDS EAST 37.29 FEET
 SOUTH 38 DEGREES 28 MINUTES 23 SECONDS EAST 46.58 FEET
 SOUTH 74 DEGREES 50 MINUTES 33 SECONDS EAST 65.57 FEET
 SOUTH 67 DEGREES 02 MINUTES 24 SECONDS EAST 27.68 FEET
 SOUTH 81 DEGREES 49 MINUTES 31 SECONDS EAST 34.99 FEET
 SOUTH 66 DEGREES 23 MINUTES 11 SECONDS EAST 27.54 FEET

SOUTH 88 DEGREES 17 MINUTES 47 SECONDS EAST 22.21 FEET
NORTH 77 DEGREES 05 MINUTES 45 SECONDS EAST 22.98 FEET
SOUTH 26 DEGREES 02 MINUTES 18 SECONDS EAST 37.17 FEET
NORTH 67 DEGREES 51 MINUTES 56 SECONDS EAST 40.89 FEET
SOUTH 58 DEGREES 23 MINUTES 16 SECONDS EAST 47.93 FEET
SOUTH 71 DEGREES 15 MINUTES 10 SECONDS EAST 26.45 FEET
SOUTH 34 DEGREES 41 MINUTES 00 SECONDS EAST 31.87 FEET
NORTH 88 DEGREES 24 MINUTES 19 SECONDS EAST 57.91 FEET
SOUTH 61 DEGREES 18 MINUTES 01 SECONDS EAST 60.05 FEET
SOUTH 79 DEGREES 41 MINUTES 07 SECONDS EAST 42.59 FEET
SOUTH 55 DEGREES 18 MINUTES 28 SECONDS EAST 15.95 FEET
SOUTH 36 DEGREES 59 MINUTES 08 SECONDS EAST 34.11 FEET
NORTH 86 DEGREES 28 MINUTES 22 SECONDS EAST 27.98 FEET
NORTH 55 DEGREES 30 MINUTES 58 SECONDS EAST 49.00 FEET
SOUTH 10 DEGREES 39 MINUTES 11 SECONDS EAST 37.06 FEET
NORTH 77 DEGREES 14 MINUTES 27 SECONDS EAST 15.48 FEET
NORTH 21 DEGREES 25 MINUTES 23 SECONDS WEST 36.72 FEET
SOUTH 87 DEGREES 49 MINUTES 53 SECONDS EAST 77.72 FEET
SOUTH 80 DEGREES 10 MINUTES 46 SECONDS EAST 62.31 FEET
NORTH 76 DEGREES 20 MINUTES 24 SECONDS EAST 26.78 FEET
NORTH 47 DEGREES 35 MINUTES 23 SECONDS EAST 25.53 FEET
NORTH 82 DEGREES 39 MINUTES 22 SECONDS EAST 81.47 FEET
SOUTH 15 DEGREES 36 MINUTES 00 SECONDS WEST 118.81 FEET
SOUTH 24 DEGREES 16 MINUTES 39 SECONDS EAST 46.13 FEET
SOUTH 34 DEGREES 54 MINUTES 47 SECONDS EAST 35.94 FEET
SOUTH 16 DEGREES 22 MINUTES 28 SECONDS WEST 112.18 FEET
SOUTH 27 DEGREES 49 MINUTES 26 SECONDS EAST 51.71 FEET
SOUTH 10 DEGREES 57 MINUTES 56 SECONDS WEST 43.72 FEET
SOUTH 18 DEGREES 15 MINUTES 06 SECONDS EAST 63.66 FEET
SOUTH 01 DEGREES 22 MINUTES 52 SECONDS WEST 62.19 FEET
SOUTH 61 DEGREES 27 MINUTES 13 SECONDS WEST 66.41 FEET
SOUTH 13 DEGREES 57 MINUTES 18 SECONDS WEST 68.84 FEET
SOUTH 62 DEGREES 49 MINUTES 44 SECONDS WEST 65.47 FEET
NORTH 83 DEGREES 29 MINUTES 16 SECONDS WEST 54.63 FEET
SOUTH 71 DEGREES 20 MINUTES 43 SECONDS WEST 84.56 FEET
NORTH 42 DEGREES 13 MINUTES 02 SECONDS WEST 45.12 FEET
NORTH 64 DEGREES 13 MINUTES 06 SECONDS WEST 42.93 FEET
SOUTH 71 DEGREES 41 MINUTES 05 SECONDS WEST 107.08 FEET
NORTH 69 DEGREES 01 MINUTES 22 SECONDS WEST 28.74 FEET
SOUTH 74 DEGREES 31 MINUTES 41 SECONDS WEST 89.05 FEET
NORTH 71 DEGREES 56 MINUTES 55 SECONDS WEST 93.50 FEET
SOUTH 78 DEGREES 04 MINUTES 52 SECONDS WEST 48.66 FEET
SOUTH 74 DEGREES 11 MINUTES 30 SECONDS WEST 123.80 FEET
NORTH 22 DEGREES 16 MINUTES 26 SECONDS EAST 55.65 FEET
NORTH 42 DEGREES 15 MINUTES 38 SECONDS EAST 24.07 FEET
NORTH 70 DEGREES 10 MINUTES 30 SECONDS WEST 24.77 FEET
SOUTH 46 DEGREES 31 MINUTES 03 SECONDS WEST 65.55 FEET
NORTH 82 DEGREES 30 MINUTES 56 SECONDS WEST 48.92 FEET
NORTH 57 DEGREES 05 MINUTES 25 SECONDS WEST 23.19 FEET
SOUTH 84 DEGREES 49 MINUTES 15 SECONDS WEST 51.21 FEET
NORTH 34 DEGREES 10 MINUTES 16 SECONDS WEST 44.61 FEET

SOUTH 87 DEGREES 41 MINUTES 49 SECONDS WEST 124.41 FEET
 NORTH 17 DEGREES 46 MINUTES 40 SECONDS EAST 67.06 FEET
 NORTH 54 DEGREES 42 MINUTES 10 SECONDS EAST 22.87 FEET
 NORTH 30 DEGREES 37 MINUTES 11 SECONDS EAST 75.80 FEET
 NORTH 33 DEGREES 36 MINUTES 20 SECONDS WEST 36.91 FEET
 NORTH 10 DEGREES 20 MINUTES 26 SECONDS WEST 40.62 FEET
 NORTH 44 DEGREES 12 MINUTES 57 SECONDS EAST 28.14 FEET
 NORTH 50 DEGREES 34 MINUTES 02 SECONDS WEST 42.72 FEET
 NORTH 06 DEGREES 36 MINUTES 32 SECONDS EAST 71.90 FEET
 NORTH 38 DEGREES 28 MINUTES 14 SECONDS WEST 71.43 FEET
 NORTH 29 DEGREES 02 MINUTES 48 SECONDS EAST 27.81 FEET
 NORTH 23 DEGREES 07 MINUTES 35 SECONDS WEST 29.42 FEET
 NORTH 18 DEGREES 30 MINUTES 12 SECONDS WEST 117.29 FEET
 NORTH 16 DEGREES 53 MINUTES 05 SECONDS EAST 40.45 FEET
 NORTH 11 DEGREES 11 MINUTES 00 SECONDS WEST 29.56 FEET
 NORTH 32 DEGREES 07 MINUTES 03 SECONDS EAST 64.35 FEET
 NORTH 24 DEGREES 02 MINUTES 04 SECONDS EAST 14.61 FEET
 NORTH 01 DEGREES 05 MINUTES 48 SECONDS WEST 45.86 FEET
 NORTH 53 DEGREES 54 MINUTES 08 SECONDS WEST 11.04 FEET
 NORTH 08 DEGREES 00 MINUTES 04 SECONDS WEST 19.34 FEET
 NORTH 12 DEGREES 01 MINUTES 32 SECONDS EAST 12.45 FEET
 NORTH 33 DEGREES 42 MINUTES 10 SECONDS WEST 20.79 FEET
 NORTH 43 DEGREES 49 MINUTES 31 SECONDS WEST 26.31 FEET
 NORTH 68 DEGREES 27 MINUTES 01 SECONDS WEST 24.68 FEET
 NORTH 27 DEGREES 04 MINUTES 03 SECONDS WEST 20.94 FEET
 NORTH 43 DEGREES 54 MINUTES 05 SECONDS WEST 28.94 FEET
 NORTH 07 DEGREES 44 MINUTES 45 SECONDS WEST 48.03 FEET
 SOUTH 55 DEGREES 53 MINUTES 05 SECONDS WEST 9.94 FEET
 SOUTH 27 DEGREES 26 MINUTES 10 SECONDS WEST 31.12 FEET
 SOUTH 59 DEGREES 31 MINUTES 16 SECONDS WEST 22.91 FEET
 SOUTH 82 DEGREES 28 MINUTES 36 SECONDS WEST 59.73 FEET
 NORTH 47 DEGREES 45 MINUTES 11 SECONDS WEST 28.34 FEET
 NORTH 21 DEGREES 49 MINUTES 18 SECONDS WEST 24.59 FEET
 NORTH 50 DEGREES 23 MINUTES 10 SECONDS WEST 9.75 FEET
 NORTH 80 DEGREES 13 MINUTES 45 SECONDS WEST 26.86 FEET

THENCE LEAVING SAID WATERS EDGE NORTH 05 DEGREES 43 MINUTES 35
 SECONDS WEST 60.97 FEET TO A POINT; THENCE NORTH 35 DEGREES 17 MINUTES
 19 SECONDS WEST 113.29 FEET TO A POINT ON SAID RIGHT OF WAY OF NORTH
 CREEK BOULEVARD; THENCE ALONG A NON-TANGENT CURVE TO THE LEFT
 HAVING AN ARC LENGTH OF 91.68 FEET, A DELTA OF 77 DEGREES 15 MINUTES 08
 SECONDS, AND A RADIUS OF 68.00 FEET TO THE TRUE POINT OF BEGINNING AND
 CONTAINING 18.00 ACRE (784,208 SQUARE FEET) MORE OR LESS, BEING SUBJECT
 TO ALL CODES, REGULATIONS AND RESTRICTIONS, RIGHTS OF WAY, AND
 EASEMENTS OF RECORD.