

3/05/07 11:15:21
BK 2,672 PG 353
DESOTO COUNTY, MS
W.E. DAVIS, CH CLERK
STATE MS.-DESOTO CO.
FILED
FEB 6 3 19 PM '03
BK 1654 PG 278
W.E. DAVIS CH. CLK.

This document was prepared by John C. Morris, III, 1820 AVENUE OF AMERICA
Monroe, Louisiana 71201 Telephone: 318-330-9020

INDEXING INSTRUCTIONS:

NE C OF THE NW 1/4 OF S-29, T-2-S, R-7-W

SUBSTITUTION OF TRUSTEE

STATE OF MISSISSIPPI
COUNTY OF **DESOTO**

WHEREAS, on the 15TH day of **MARCH, 2001**, **JAMES B. TOWNES GWENDOLYN TOWNES** executed a Deed of Trust to **CRAIG A. KAWAMOTO**, Trustee for the use and benefit of **COMMUNITY BANK OF NORTHERN VIRGINIA** beneficiary, which Deed of Trust is on file and of record in the office of the Chancery Clerk of **DESOTO** County, Mississippi, in Deed of Trust Record Book **1303** at Page **411**, thereof, describing the following property:

SEE EXHIBIT "A"

WHEREAS, the undersigned is the present holder and beneficiary of the Deed of Trust referred to above; and

WHEREAS, under the terms of said Deed of Trust, the beneficiary or any assignee is authorized to appoint a Trustee in the place and stead of the original Trustee or any successor Trustee in said Deed of Trust; and

NOW, THEREFORE, the undersigned holder of said Deed of Trust does hereby appoint and substitute John C. Morris, III as Trustee, the said John C. Morris, III to have all rights, powers and privileges granted the Trustee in said Deed of Trust.

Should the undersigned become the last and highest bidder at the foreclosure sale, the Substitute Trustee is hereby authorized to transfer and assign said bid to convey title to said Foreclosed property to the SECRETARY OF VETERANS AFFAIRS, an officer of the United States of America, or the SECRETARY OF HOUSING AND URBAN DEVELOPMENT, or whosoever the undersigned shall authorize. The statement in the Substitute Trustee's Deed that the undersigned has requested the transfer of its bid to Grantee (s) in the Substitute Trustee's Deed shall be binding on the undersigned and conclusive evidence in favor or the assignee or other parties thereby, and that the Substitute Trustee is duly authorized and empowered to execute the same.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed by its duly authorized officers on this 11th day of September, 2002.

THE BANK OF NEW YORK, ACTING SOLELY IN ITS CAPACITY AS TRUSTEE FOR EQCC TRUST 2001-2

Tara N. Thomas
BY: Tara N. Thomas
Document Control Officer

RECORD 2nd

STATE OF PA
COUNTY OF: MONTGOMERY

PERSONALLY came and appeared before me, the undersigned authority in and for the jurisdiction aforesaid, TARA N. THOMAS known personally to me to be the DOCUMENT CONTROL OFFICER of the within named **THE BANK OF NEW YORK**, ACTING SOLELY IN ITS CAPACITY AS TRUSTEE * and that (s) he executed and delivered the within and foregoing instrument on the day and year therein mentioned for and on behalf of said corporation, and as its own act and deed for the purposes therein mentioned, having been first duly authorized so to do.

WITNESS my signature and official seal on this, the 11th day of September, 2002.

*FOR EQCC TRUST 2001-2

MY COMMISSION EXPIRES:

JAMES TOWNES, FAIR# 879066752

NOTARIAL SEAL
LINA M. SANCIEMENTE, Notary Public
Hatboro Boro, Montgomery County
My Commission Expires April 30, 2006



* Re-record to follow correct title chain

EXHIBIT "A"

Beginning at the Northeast corner of the Northwest 1/4 of Section 29, Township 2 South, Range 7 West; thence South 5 deg. 50 min. 00 sec. East a distance of 864.7 feet to a point, said point being the true point of beginning; thence continue South 5 deg. 50 min. 00 sec. East a distance of 347.73 feet to a point; thence South 84 deg. 16 min. 00 sec. West a distance of 458.0 feet to a point; thence North 5 deg. 50 min. 00 sec. West a distance of 347.73 feet to a point; thence North 84 deg. 16 min. 00 sec. East a distance of 458.0 feet to the point of beginning containing 3.66 acres more or less. Subject to rights of way of public roads and utilities, zoning and subdivision regulations in effect.

This being the same property as conveyed by Adelaide Baptist Scruggins et al to James b. Townes and Gwendolyn Townes, in Warranty Deed Book 345, at Page 180, dated 11/16/98, and recorded in the Chancery Clerk's Office of DeSoto County, MS.

Parcel ID Number is: 2079-2900.0-00016.00
Property Address is: 1755 Baptist Road Nesbit, MS 38851.