

After Recording Return To:  
 Baskin, McCarroll, McCaskill & Campbell PA  
 PO Box 190  
 Southaven, MS 38671  
 (662) 349-0664  
 File No: 906-22 Initials: J&M

P2 5/01/07 4:05:56  
 BK 2-708 PG 182  
 DE SOTO COUNTY, MS  
 W.E. DAVIS, CLERK

**UCC FINANCING STATEMENT AMENDMENT**

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

A. NAME & PHONE OF CONTACT AT FILER [optional]  
**Regina Ellis (205) 251-3000**

B. SEND ACKNOWLEDGMENT TO: (Name and Address)

**Gail Livingston Mills, Esq.  
 Burr & Forman LLP  
 420 North 20th Street  
 Suite 3400 Wachovia Tower  
 Birmingham, Alabama 35203**

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE #  
**Book 2377 Page 99 December 20, 2005**

1b. This FINANCING STATEMENT AMENDMENT is to be filed (for record) (or recorded) in the REAL ESTATE RECORDS.

2.  **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3.  **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4.  **ASSIGNMENT** (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c; and also give name of assignor in item 9.

5. **AMENDMENT (PARTY INFORMATION):** This Amendment affects  Debtor or  Secured Party of record. Check only one of these two boxes.  
 Also check one of the following three boxes and provide appropriate information in items 6 and/or 7.

**CHANGE** name and/or address: Please refer to the detailed instructions in regards to changing the name/address of a party.  **DELETE** name: Give record name to be deleted in item 6a or 6b.  **ADD** name: Complete item 7a or 7b, and also item 7c; also complete items 7e-7g (if applicable).

6. **CURRENT RECORD INFORMATION:**

6a. ORGANIZATION'S NAME  
**DTC 5A, L.P.**

OR

6b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

7. **CHANGED (NEW) OR ADDED INFORMATION:**

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

7c. MAILING ADDRESS CITY STATE POSTAL CODE COUNTRY

7d. **SEE INSTRUCTIONS** ADD'L INFO RE ORGANIZATION DEBTOR 7e. TYPE OF ORGANIZATION 7f. JURISDICTION OF ORGANIZATION 7g. ORGANIZATIONAL ID #, if any  NONE

8. **AMENDMENT (COLLATERAL CHANGE):** check only one box.  
 Describe collateral  deleted or  added, or give entire  restated collateral description, or describe collateral  assigned.

The above-referenced original Financing Statement is hereby amended to delete in its entirety the real property more particularly described on Exhibit A attached hereto and made a part hereof.

**THIS IS A PARTIAL RELEASE ONLY. ALL OTHER COLLATERAL REMAINS THE SAME**

9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT** (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here  and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME  
**Wachovia Bank, National Association**

OR

9b. INDIVIDUAL'S LAST NAME FIRST NAME MIDDLE NAME SUFFIX

10. **OPTIONAL FILER REFERENCE DATA**  
**Partial Release DTC 5A, LP - DeSoto County, MS**

Baskin

u

## EXHIBIT "A"

LEGAL DESCRIPTION OF PROPERTY  
TO BE RELEASED

## EXISTING EXECUTIVE DRIVE:

Property Description of Executive Drive, Phase 3, Desoto Trade Center PBP as recorded in Plat Book 95 Page 32 in the Northeast and Southeast Quarter of Section 12, Township 2 South, Range 8 West in the City of Southaven, Desoto County, Mississippi:-

Commencing at a buggy axle found at the recognized and accepted Southwest corner of Section 12, Township 2 South, Range 8 West in the City of Southaven, Desoto County, Mississippi; thence North 89 Degrees 56 Minutes 19 Seconds East with the north line of said Section 12 a distance of 4441.81 feet to a point; thence North 07 Degrees 57 Minutes 50 Seconds West a distance of 897.19 feet to a point; thence North 48 Degrees 57 Minutes 58 Seconds West a distance of 30.19 feet to a point; thence North 89 Degrees 58 Minutes 06 Seconds West a distance of 1581.15 feet to a point on curve in the north line of Lot 5, Phase 3, Desoto Trade Center PBP as recorded in Plat Book 95 Page 32, said point being the true point of beginning; thence southerly, westerly, and northerly along a curve to the right having a radius of 60.00 feet with the north line of said Lot 5 a distance of 152.35 feet (chord = North 72 Degree 42 Minutes 34 Seconds West 114.60 feet, Delta = 145 Degrees 28 Minutes 55 Seconds) to a point of tangency; thence North 00 Degrees 01 Minutes 54 Seconds East with an east line of said Lot 5 a distance of 34.00 feet to a point in the south line of Lot 3, Phase 3, Desoto Trade Center PBP; thence South 89 Degrees 58 Minutes 06 Seconds East with the south line of said Lot 3 a distance of 6.00 feet to a point in the southeast line of said Lot 3; thence North 45 Degrees 01 Minutes 54 Seconds East with the southeast line of said Lot 3 a distance of 28.28 feet to a point in the east line of said Lot 3; thence North 00 Degrees 01 Minutes 54 Seconds East with east line of said Lot 3 a distance of 1131.04 feet to a point of curvature; thence northeastwardly along a curve to the right having a radius of 859.00 feet with the east line of said Lot 3 a distance of 173.66 feet (chord = North 05 Degrees 49 Minutes 23 Seconds East 173.36 feet, Delta = 11 Degrees 34 Minutes 59 Seconds) to a point of tangency; thence North 11 Degrees 36 Minutes 53 Seconds East with the east line of said Lot 3 a distance of 70.70 feet to a point on curve in the south line of South Road; thence southeastwardly along said curve with the southwest line of South Road a distance of 68.02 feet (chord = South 78 Degrees 23 Minutes 07 Seconds East 68.00 feet, Delta = 04 Degrees 32 Minutes 13 Seconds) to a point in the west line of Lot 4, Phase 3, Desoto Trade Center as recorded in Plat Book 95 Page 30; thence South 11 Degrees 36 Minutes 53 Seconds West with the west line of said Lot 4 a distance of 70.70 feet to a point of curvature; thence southwestwardly along a curve to the left having a radius of 791.00 feet with the west line of said Lot 4 a distance of 159.91 feet (chord = South 05 Degrees 49 Minutes 23 Seconds West 159.64 feet, Delta = 11 Degrees 34 Minutes 59 Seconds) to a point of tangency; thence South 00 Degrees 01 Minutes 54 Seconds West with the west line of said Lot 4 a distance of 1131.04 feet to a point in the southwest line of said Lot 4; thence South 44 Degrees 58 Minutes 06 Seconds East with the southwest line of said Lot 4 a distance of 28.28 feet to a point; thence South 03 Degrees 52 Minutes 15 Seconds West a distance of 68.15 feet to the point of beginning and containing 2.39 acres.

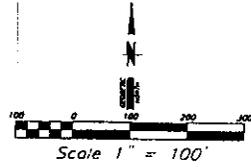
**PROPOSED EXECUTIVE DRIVE:**

Property Description of Executive Drive, 1<sup>st</sup> Revision to Phase 3, Desoto Trade Center PBP (proposed) and being part of Lot 5, Phase 3, Desoto Trade Center PBP as recorded in Plat Book 95 Page 32 in the Southeast Quarter of Section 12, Township 2 South, Range 8 West in the City of Southaven, Desoto County, Mississippi:-

Commencing at a buggy axle found at the recognized and accepted Southwest corner of Section 12, Township 2 South, Range 8 West in the City of Southaven, Desoto County, Mississippi; thence North 89 Degrees 56 Minutes 19 Seconds East with the north line of said Section 12 a distance of 4441.81 feet to a point; thence North 07 Degrees 57 Minutes 50 Seconds West a distance of 897.19 feet to a point; thence North 48 Degrees 57 Minutes 58 Seconds West a distance of 30.19 feet to a point; thence North 89 Degrees 58 Minutes 06 Seconds West a distance of 665.25 feet to the true point of beginning; thence North 89 Degrees 58 Minutes 06 Seconds West a distance of 915.90 feet to a point in the east line of Executive Drive

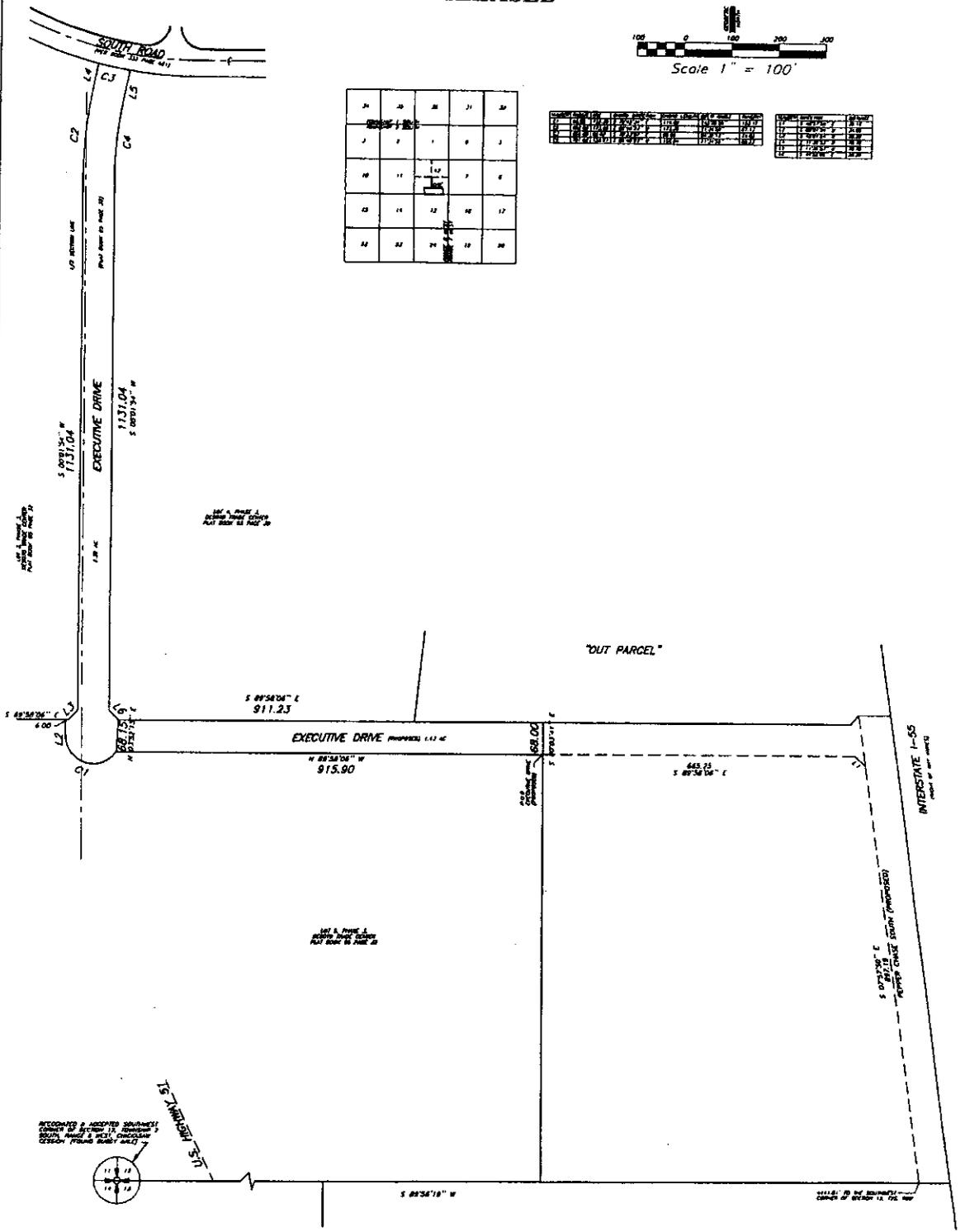
Phase 3, Desoto Trade Center PBP as recorded in Plat Book 95 Page 32; thence North 03 Degrees 52 Minutes 15 Seconds East with the east line of Executive Drive a distance of 68.15 feet to a point in the north line of Lot 5 Phase 3, Desoto Trade Center PBP as recorded in Plat Book 95 Page 32; thence South 89 Degrees 58 Minutes 06 Seconds East with the north line of said Lot 5 a distance of 911.23 feet to a point in the east line of said Lot 5; thence South 00 Degrees 03 Minutes 41 Seconds East a distance of 68.00 feet to the point of beginning and containing 1.43 acres.

DRAWING OF PROPERTY  
TO BE RELEASED



|    |    |    |    |    |
|----|----|----|----|----|
| 24 | 25 | 26 | 27 | 28 |
| 7  | 8  | 9  | 10 | 11 |
| 12 | 13 | 14 | 15 | 16 |
| 17 | 18 | 19 | 20 | 21 |
| 22 | 23 | 24 | 25 | 26 |

|    |    |    |    |    |    |    |    |    |    |    |
|----|----|----|----|----|----|----|----|----|----|----|
| 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 |
| 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 |
| 32 | 33 | 34 | 35 | 36 | 37 | 38 | 39 | 40 | 41 | 42 |
| 43 | 44 | 45 | 46 | 47 | 48 | 49 | 50 | 51 | 52 | 53 |
| 54 | 55 | 56 | 57 | 58 | 59 | 60 | 61 | 62 | 63 | 64 |



**DAVIS ENGINEERING CO., INC.**  
 CIVIL ENGINEERING • LAND SURVEYING • MAPPING  
 8423 Lamar Park Suite 117 • Memphis, Tennessee 38115 • (901)967-1163  
 DATE: 04-18-2007 BUYER: \_\_\_\_\_  
 SCALE: 1" = 200' DRAWN BY: \_\_\_\_\_ ORDERED BY: Kirby Dicks  
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EXHIBIT OF EXECUTIVE DRIVE AND EXECUTIVE DRIVE (PROPOSED) IN THE NORTHEAST AND SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 2 SOUTH, RANGE 8 WEST IN THE CITY OF SOUTHAVEN, DESOTO COUNTY, MISSISSIPPI