

\* This instrument prepared by and return to:  
Eric L. Sappenfield, PLLC, Attorney at Law, MS Bar #6468  
6858 Swinnea Road, #5 Rutland Place, Southaven, MS 38671 (662) 349-3436  
File #12720.1

**SUBSTITUTION OF TRUSTEE**

WHEREAS, on November 29, 2004, WHEELER CONSTRUCTION LLC, executed a certain Deed of Trust to J. PATRICK CALDWELL, TRUSTEE for the benefit of BANCORPSOUTH BANK, which Deed of Trust is of record in the Office of the Chancery Clerk of DeSoto County, Mississippi, in Book 2120, Page 209.

WHEREAS, BANCORPSOUTH BANK, pursuant to the provisions of the aforesaid Deed of Trust, has elected to substitute ERIC L. SAPPENFIELD, as Trustee in and for the above described Deed of Trust and indebtedness secured thereby in lieu and in place of all previously named Trustees.

NOW, THEREFORE, BANCORPSOUTH BANK, the holder of the above described Deed of Trust, does hereby substitute and appoint ERIC L. SAPPENFIELD, as Trustee in place of the previously named Trustee, and does hereby confer upon said ERIC L. SAPPENFIELD, full and complete power to execute said Deed of Trust as Trustee as provided by the terms of the aforesaid Deed of Trust.

WITNESS MY SIGNATURE this the 23<sup>rd</sup> day of February, 2010.

BANCORPSOUTH BANK

By: David W. Michael  
DAVID W. MICHAEL, FIRST VICE-PRESIDENT

STATE OF TENNESSEE  
COUNTY OF SHELBY

PERSONALLY appeared before me, the undersigned authority in and for the said State and County, on this the 23<sup>rd</sup> day of February, 2010, within my jurisdiction, the within named, DAVID W. MICHAEL, who acknowledged that he is FIRST VICE-PRESIDENT of BANCORPSOUTH BANK, a Mississippi Banking Corporation, and that for and on behalf of the said Corporation, and as his act and deed he executed the above and foregoing instrument, after first having been duly authorized by said Corporation so to do.

Alma F. Kidwell  
NOTARY PUBLIC

MY COMMISSION EXPIRES:

8-31-2011

