

ALVIN E. GILLESS, SUBSTITUTE TRUSTEE,
GRANTOR

TO

SUBSTITUTE TRUSTEE'S DEED

A. P. DANIEL,
GRANTEE

WHEREAS, on September 11, 1979, A. L. Pressgrove, Jr., executed a deed of trust to A. P. Daniel, Beneficiary, Richard J. Lee, Trustee, said deed of trust appearing of record in Real Estate Trustee Book 250, Page 581, in the office of the Chancery Clerk of DeSoto County, Mississippi, and which said Trust Deed was assumed by P B & W Construction Company, Inc. in that certain Warranty Deed of record in Deed Book 144, Page 519, in the office of the Chancery Clerk of DeSoto County, Mississippi, and

WHEREAS, the said A. P. Daniel, pursuant to authority contained in said instrument, appointed Alvin E. Gilless as Substitute Trustee, by instrument dated August 29, 1980, appearing of record in Book 264, Page 172, in the said Clerk's Office; and

WHEREAS, default having been made in the terms and conditions of said deed of trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms and conditions of said deed of trust and the holder of said indebtedness having requested the undersigned Substitute Trustee to execute the Trust and sell said land in accordance with the deed of trust and for the purpose of raising the sums due thereunder together with attorney's fees, trustee's fees and expenses of sale, and

WHEREAS, the undersigned Substitute Trustee, in accordance with the terms of said deed of trust and the laws of the State of Mississippi, did advertise said sale in the DeSoto County Tribune, a newspaper published in the town of Olive Branch, State of Mississippi, and having a general circulation in DeSoto County, Mississippi on the following dates to-wit: October 23, 30, November 6 and 13, 1980, which is more fully shown by the original proof of publication, which is attached hereto as Exhibit "A" and made a part hereof as if fully copied in full herein; and by posting on the 23rd day of October, 1980, a copy of said notice on

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the bulletin board of the Courthouse in DeSoto County, Mississippi in Hernando; and

WHEREAS, on the 14th day of November, 1980, at the East front door of the County Courthouse of DeSoto, Mississippi, at Hernando, between the hours of 11:00 A.M. and 4:00 P.M., I, Alvin E. Gilless, the undersigned Substitute Trustee did offer for sale at public outcry and did sell to the highest and best bidder for cash, the following described land and property situated in the County of DeSoto, State of Mississippi, to-wit:

203.82 acres in Section 6, Township 3 South, Range 5 West, DeSoto County, Mississippi, described as COMMENCING at a point recognized as the Northeast corner of said Section 6; thence south 00 degrees 39 minutes 19 seconds east 333.26 feet along the east line of said Section to an iron pin, which is the point of beginning of the herein described tract; thence south 00 degrees 39 minutes 19 seconds east 2,332.84 feet along the east line of said Section to an iron pin; thence north 89 degrees 39 minutes 36 seconds west 1,330.47 feet to an iron pin; thence north 00 degrees 39 minutes 20 seconds west 1,332.39 feet to an iron pin; thence north 89 degrees 41 minutes 20 seconds west 1,330.48 feet to an iron pin; thence south 00 degrees 39 minutes 22 seconds east 332.93 feet to an iron pin; thence north 89 degrees 41 minutes 09 seconds west 297.00 feet to an iron pin in the Herrington .25 acre tract; thence north 00 degrees 18 minutes 51 seconds east 82.5 feet to an iron pin; thence north 89 degrees 41 minutes 09 seconds west 132.00 feet to an iron pin; thence south 00 degrees 18 minutes 51 seconds west 82.50 feet to an iron pin in the north line of the Herrington property; thence following a fence north 89 degrees 41 minutes 09 seconds west 2,273.15 feet to an iron pin in the west line of Section 6; thence north 00 degrees 07 minutes 53 seconds west 1,662.99 feet to an iron pin in the northwest corner of the Northwest Quarter of Section 6; thence south 89 degrees 43 minutes 02 seconds east 2,686.89 feet to an iron pin set in the northwest corner of the Northeast Quarter of Section 6; thence south 00 degrees 39 minutes 22 seconds east 332.93 feet to an iron pin; thence with the south line of the C.C. Herrington property south 89 degrees 42 minutes 36 seconds east 2,237.45 feet to an iron pin; thence with the west line of the M.C. Herrington 0.58 acre tract as described by deed in Book 74, Page 623, south 00 degrees 17 minutes 24 seconds west 99.00 feet to an iron pin; thence with Herrington's south line south 89 degrees 42 minutes 36 seconds east 253.00 feet to an iron pin in the southeast corner of the 0.58 acre tract; thence north 00 degrees 17 minutes 24 seconds east 99.00 feet to an iron pin; thence with the south line of the C. C. Herrington tract south 89 degrees 42 minutes 36 seconds east 170.50 feet to the point of beginning, containing 203.82 acres, more or less, as shown by the survey of Ronald R. Williams, dated February 11, 1974. Also the land lying between the above described 203.82 acre tract and the old boundary fence lines around the property, and being further described as the same property conveyed to the grantor herein by deed of record in Deed Book 112, Page 99, Land Deed Records of DeSoto County, Mississippi.

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LESS AND EXCEPT: 10.49 acres sold to J. B. Herrington, et al, and described of record in Deed Book 125, Page 609, Chancery Court Clerk's Office, DeSoto County, Mississippi; leaving in the aggregate 193.33 acres, more or less included in this conveyance.

LESS AND EXCEPT: Five (5) acres, more or less, situated Northwest Quarter, Section 16, Township 3 South, Range 5 West, DeSoto County, Mississippi, being more particularly described as: BEGINNING at the Northwest corner of the Northeast Quarter of Section 6, Township 3 South, Range 5 West, DeSoto County, Mississippi; thence West along North line of Section 6, 272.25 feet to a point; thence South 00° 7' 53" East 923.20 feet to a point; thence East 212.25 feet to a point in Byhalia Road right-of-way, thence Northwardly following the countour of Byhalia Road 800.0 feet to a point where Byhalia Road crosses the West line of said Section 6; thence run North 60.0 feet to a point; thence run North 332.93 feet to the point of beginning, containing five (5) acres, more or less.

The undersigned Substitute Trustee offered the aforesaid property for sale at public outcry as set forth above, and there appeared at said sale, A. P. Daniel, bidding the sum of Eighty Five Thousand and No/100 Dollars (\$85,000.00) for all of the above described property and said property was struck off to A. P. Daniel, for said amount and said bidder was declared the purchaser thereof.

NOW, THEREFORE, in consideration of the premises and the sum of Eighty Five Thousand No/100 Dollars (\$85,000.00), cash in hand paid, the receipt of which is hereby acknowledged, I, Alvin E. Gilless, Substitute Trustee, do hereby sell and convey to A. P. Daniel, all of the above described property, conveying only such title as is vested in me as Trustee.

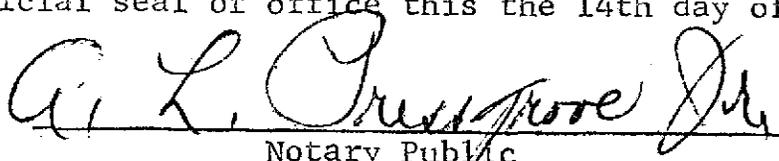
WITNESS my signature this the 14th day of November, 1980.


ALVIN E. GILLESS, Substitute Trustee

STATE OF MISSISSIPPI
COUNTY OF DESOTO

This day personally appeared before me, the undersigned authority in and for the County and State, the within named Alvin E. Gilless, Substitute Trustee, who acknowledged that he signed and delivered the above and foregoing Trustee's Deed on the day and date therein mentioned as his free and voluntary act and deed and for the purposes therein expressed.

GIVEN under my hand and official seal of office this the 14th day of November, 1980.


Notary Public

My Commission Expires:
April 29, 1984.

DeSoto County Tribune

P.O. BOX 486
Olive Branch, MS 38854

601-895-6356

D.W. JONES
Editor and Publisher

Proof of Publication

STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me, a Notary Public in and for said County and State, D.W. Jones, editor of the DeSoto County Tribune, a newspaper published in the City of Olive Branch and having a general circulation in said County, who being duly sworn, deposed and said that the publication of a notice of which a true copy is hereto affixed, has been made in said newspaper for a period of 4 weeks consecutively, as follows, to-wit:

In Vol. <u>VIII</u>	No. <u>47</u>	, dated the <u>23rd</u> day of <u>Oct.</u>	19 <u>80</u>
In Vol. <u>VIII</u>	No. <u>48</u>	, dated the <u>30th</u> day of <u>Oct.</u>	19 <u>80</u>
In Vol. <u>VIII</u>	No. <u>49</u>	, dated the <u>6th</u> day of <u>Nov.</u>	19 <u>80</u>
In Vol. <u>VIII</u>	No. <u>50</u>	, dated the <u>13th</u> day of <u>Nov.</u>	19 <u>80</u>
In Vol. _____	No. _____	, dated the _____ day of _____	19 _____

and that the DeSoto County Tribune has been published continuously for a period of more than one year.

D.W. Jones

Sworn to and subscribed before me, this 13th day of November, 19 80
(SEAL)

Dannie A. Jones

NOTARY PUBLIC
My commission expires May 15, 1983
To A.L. Pressgrove, Jr.
for taking the annexed publication of 1035 words or the equivalent thereof for a total of 4 times \$ 155.25, plus \$1.00 for making a proof of publication and depositing to same for a total cost of \$ 156.25

SUBSTITUTED TRUSTEE'S NOTICE OF SALE

WHEREAS, A.L. Pressgrove, Jr., executed a Deed of Trust to Richard J. Lee, Trustee for A.P. Daniel, said Deed of Trust appearing of record in Land Trust Deed Book 250, Page 581, Office of the Chancery Clerk of DeSoto County, Mississippi; and which said Trust Deed was assumed by P.B. & W. Construction Company, Inc. in that certain warranty deed of record in Deed Book 144, Page 519, in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, the said A.P. Daniel, pursuant to authority contained in said Instrument, has appointed Alvin E. Gillies as Substitute Trustee, by Instrument dated August 29, 1980, appearing of record in Book 284, Page 172, in the Office of the Chancery Clerk, DeSoto County, Mississippi; and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of said Deed of Trust, and the holder of said indebtedness, A.P. Daniel, having requested the undersigned Substitute Trustee to execute the trust and sell the said land in accordance with the Deed of Trust.

NOW, THEREFORE, I, Alvin E. Gillies, Substitute Trustee, under the provision of and by virtue of the authority conferred upon me in said Deed of Trust, will, on the 14th day of November, 1980, offer for sale at public outcry and sell, within the legal hours, at the East front door of the County Court House in Hernando, DeSoto County, Mississippi, to the highest and best bidder for cash, the land lying and being situated in DeSoto County, Mississippi, described as follows, to-wit:

203.82 acres in Section 8, Township 3 South, Range 5 West, DeSoto County, Mississippi, described as COMMENCING at a point recognized as the Northeast corner of said Section 8; thence south 00 degrees 39 minutes 19 seconds east 332.25 feet along the east line of said Section to an iron pin, which is the point of beginning of the herein described tract; thence south 00 degrees 39 minutes 19 seconds east 2,332.84 feet along the east line of said Section to an iron pin; thence north 89 degrees 39 minutes 36 seconds west 1,330.47 feet to an iron pin; thence north 00 degrees 39 minutes 20 seconds west 1,332.39 feet to an iron pin; thence north 89 degrees 41 minutes 20 seconds west 1,330.48 feet to an iron pin; thence south 00 degrees 39 minutes 22 seconds east 332.93 feet to an iron pin; thence north 89 degrees 41 minutes 09 seconds west 297.00 feet to an iron pin in the Herrington .25 acre tract; thence north 00 degrees 18 minutes 51 seconds east 82.5 feet to an iron pin; thence north 89 degrees 41 minutes 09 seconds west 132.00 feet to an iron pin; thence south 00 degrees 18 minutes 51 seconds west 82.50 feet to an iron pin in the north line of the Herrington property; thence following a fence north 89 degrees 41 minutes 09 seconds west 2,273.15 feet to an iron pin in the west line of Section 8; thence north 00 degrees 07 minutes 53 seconds west 1,862.99 feet to an iron pin in the northwest corner of the Northwest Quarter of Section 8; thence south 89 degrees 43 minutes 02 seconds east 2,686.89 feet to an iron pin set in the northwest corner of the Northeast Quarter of Section 8; thence south 00

degrees 39 minutes 22 seconds east 332.93 feet to an iron pin; thence with the south line of the C.C. Herrington property south 89 degrees 42 minutes 36 seconds east 2,237.45 feet to an iron pin; thence with the west line of the M.C. Herrington of 0.34 acre tract as described by deed in Book 74, Page 823, south 00 degrees 17 minutes 24 seconds east 99.00 feet to an iron pin; thence with Herrington south line south 89 degrees 42 minutes 36 seconds east 253.00 feet to an iron pin in the southeast corner of the 0.58 acre tract; thence north 00 degrees 17 minutes 24 seconds east 99.00 feet to an iron pin; thence with the south line of the Herrington tract south 89 degrees 42 minutes 36 seconds east 170.50 feet to the point of beginning containing 203.82 acres, more or less, as shown by the survey of Ronald R. Williams, dated February 11, 1974. Also the land lying between the herein described 203.82 acre tract and the old boundary fence lines around the property, and being further described as the same property conveyed to grantor herein by deed of record in Deed Book 1 Page 99, Land Deed Records of DeSoto County, Mississippi.

LESS AND EXCEPT: 10.49 acres sold to J.C. Herrington, et al, and described of record in Deed Book 125, Page 608, Chancery Court Clerk's Office, DeSoto County, Mississippi; leaving in the aggregate 193.33 acres, more or less included in this conveyance.

LESS AND EXCEPT: Five (5) acres, more or less, situated Northwest Quarter, Section 18, Township 3 South, Range 5 West, DeSoto County, Mississippi, being more particularly described as: BEGINNING at the Northwest corner of the Northeast Quarter of Section 8, Township 3 South, Range 5 West, DeSoto County, Mississippi; thence West along North line of Section 8, 272.25 feet to a point; thence South 00 degrees 7' 53" East 923.20 feet to a point; thence East 212.25 feet to a point in Byhalla Road right-of-way. thence Northwardly following the contour of Byhalla Road 800.0 feet to a point where Byhalla Road crosses the West line of said Section 8; thence run North 60.0 feet to a point; thence run North 332.93 feet to the point of beginning, containing five (5) acres, more or less. Legal description- Trust Deed, A.L. Pressgrove, Jr. to Richard J. Lee, Trustee for A.P. Daniel, dated September 11, 1979.

I will sell and convey only such title as is vested in me as Substitute Trustee.
WITNESS MY SIGNATURE this the 17th day of October, 1980.

/s/ Alvin E. Gillies
Substitute Trustee
Oct. 23, 30, Nov. 6, 13-occ.

EXHIBIT "A"

STATE OF MISSISSIPPI, DESOTO COUNTY
I certify that the within instrument was filed for record at 9 o'clock 36 minutes A M. 3rd day of Dec. 1980, and that the same has been recorded in Book 151 Page 409 records of WARRANTY DEEDS of said County.
Witness my hand and seal this 13th day of Dec. 1980.
FEE \$5.50