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IN THE CHANCERY COURT OF DESOTO COUNTY, MISSISSIPPI

ESTATE OF EMMA MASSEY,
DECEASED.

NO. 83-11-843

JESSIE MASSEY,
EXECUTOR.

ORDER FINALLY DISCHARGING
EXECUTOR AND CLOSING ESTATE

This cause came on to be heard this day, a day in vacation, upon the sworn petition of Jessie Massey, individually and as Executor of the Estate of Emma Massey, deceased, in the above styled and numbered cause, requesting that the Executor be finally discharged and the estate closed. And the Court, having full and complete jurisdiction of the parties and of the subject matter and being fully advised in the premises, does find as follows:

1. That the Petitioner, Jessie Massey, is the qualified acting Executor of the Estate of the decedent, Emma Massey, having been appointed as such by this Court and granted Letters Testamentary over the estate on November 30, 1983.

2. That the decedent, Emma Massey, died testate on the 19th day of July, 1982, having at the time of her death, a fixed place of residence in Desoto County, Mississippi. The Petitioner is the surviving spouse of the decedent and is the sole beneficiary under the decedent's Last Will and Testament. The Petitioner joined in the petition to close the estate in his individual capacity and as Executor of the estate.

3. In accordance with the law, notice to creditors was published by the Executor in the Desoto Times, a newspaper of general circulation in Desoto County, Mississippi, on the dates of DECEMBER 8, 1983, DECEMBER 15, 1983 and DECEMBER 22, 1983 and the time within which claims might be probated against the estate has expired. All claims of creditors have been paid in full, and there remain no outstanding claims

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G. FERGUSON, CLERK

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against this estate, except for possible court costs, which will be promptly paid after closing of the estate. The Executor has waived any fee for serving as such. No estate taxes were due to have been paid to the State Tax Commission of the State of Mississippi and the Internal Revenue Service of the United States.

4. Petitioner has completed the administration of the estate and the estate should now be closed with distribution of the assets made to the beneficiaries and devisees of the deceased. The Testator left surviving under the Will, the Petitioner, Jessie Massey, as her sole beneficiary.

7. The decedent died leaving a one half undivided interest in the following property located in Desoto County, Mississippi:

TRACT I.

80 acres conveyed to Jessie Massey and wife, Emma Massey from Birdie Massey by deed dated November 19, 1946, recorded in Deed Book 32, page 564 in the Record of Warranty Deeds in the Office of the Desoto County, Mississippi Chancery Clerk.

TRACT II.

5 (five) acres conveyed to Jessie Massey and wife, Emma Massey by Earnest L. Graham and wife, Lillie Waldron Graham by General Warranty Deed dated March 12, 1974, recorded at Book 111, page 151 in the record of Warranty Deeds in the Office of the Desoto County, Mississippi Chancery Court Clerk.

TRACT III.

43-1/3 acres conveyed to Jessie Massey and wife, Emma Massey by Quitclaim Deed dated December 2, 1953 from Emerson Dock Massey, recorded in Deed Book 40, page 184 in the Land Deed records of the Desoto County, Mississippi Chancery Clerk.

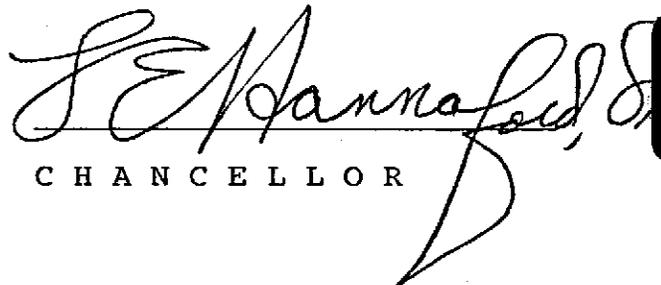
5. Petitioner further prayed that the first and final accounting be waived in accordance with the decedent's Will and that he be authorized to pay all accrued court costs and incidental expenses of administration.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

a. That all acts and actions of the Executor in the administration of the estate of the decedent, Emma Massey, be and the same are hereby ratified, confirmed and approved by the Court;

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- b. That the real property described above is now owned wholly by the Petitioner, Jessie Massey, in fee simple absolute, in his individual capacity;
 - c. That accounting, inventory and appraisal or hereby waived by the Court in accordance with the decedent's Will;
 - d. That the Executor, upon payment of all court costs accrued in this action to the Clerk of this Court, be and he is fully and finally discharged ;
 - e. That the Clerk of this Court is hereby directed to record a copy of this Order in the Land Deed Records in the Chancery Clerk's Office of Desoto County, Mississippi as a document of title showing full title in the Petitioner, Jessie Massey.

SO ORDERED this the 3rd day of May, 1984.


CHANCELLOR

THE AFOREMENTIONED TRACTS ARE PARTICULARLY DESCRIBED AS FOLLOWS:

TRACT I:

The South half of the Northeast Quarter of Section Thirty Five (35); Township Two (2), Range Seven (7) West, and being the same land devised to Berdie Massey, deceased by her husband, Sam Massey by Will dated January 19, 1944, duly admitted to probate in the Desoto County Chancery Court on February 23, 1944, recorded in Book 5, page 490 in the Record of Wills for Desoto County, Mississippi. It is also the same property conveyed to Jessie Massey and wife, Emma Massey from Birdie Massey by General Warranty Deed dated November 19, 1946, recorded in Deed Book 32, page 564 in the Desoto County, Mississippi Chancery Clerk's Record of Deeds.

TRACT II:

Five (5) acres in the shape of a rectangle situated in the Northeast Corner of Section Thirty Five (35), Township Two (2), Range Seven (7) West, and more particularly described by metes and bounds as follows:

Beginning at the Northeast Corner of said Section 35; thence South a distance of 134 feet to a point; thence West a distance of 1625 feet to a point; thence North a distance of 134 feet to the North line of said Section 35; thence East along the North line of said Section a distance of 1625 feet to the point of beginning, BUT LESS AND EXCEPT therefrom a strip of land off the North side thereof which was conveyed to Desoto County, Mississippi for public road purposes and LESS AND EXCEPT any part of said lands embraced in the public road: of the East side of said lands.

This is the same property conveyed to Jessie Massey and wife, Emma Massey from Earnest L. Graham and wife, Lillie Waldron Graham by General Warranty Deed dated March 12, 1974, recorded at Book 111, page 151 in the Record of Warranty Deeds in the Office of the Desoto County, Mississippi Chancery Clerk.

TRACT III:

43-1/3 acres situated in the Northeast Quarter of Section Thirty Four (34), Township Two (2), Range Seven (7) West, and more particularly described as follows:

The North 73-1/3 acres of the East one third of said Section, Township and Range, LESS AND EXCEPT from said 73-1/3 acre tract, 6-2/3 acres in a strip of equal width off the South side thereof, LESS AND EXCEPT, from the remaining 66-2/3 acres, 23-1/3 acres in a strip of equal width off the West side thereof, being 43-1/3 acres hereby conveyed; and further in aid of description of said lands, reference is hereby made to deed from H.C. Anderson to T.T. Johnston of record in Book 28, page 484, and to deeds from T.T. Johnston and wife H.C. Anderson of record in Book 36, page 44 and Book 38, page 196, all in the deed records of Desoto County, Mississippi, together with any and all rights acquired under the terms of said deed dated October 21, 1953, and including all covenants, representations, and warranties made to the grantee by the grantor thereunder in said deed. This is the same property conveyed to Jessie Massey and wife, Emma Massey from Emerson Dock Massey by deed dated December 2, 1953, recorded at Book 40, page 184 in the Record of Deeds in the Office of the Chancery Clerk.

Filed @ 11:05 AM, May 9, 1984
Recorded in Book 171 Page 312
H. G. Ferguson, Clerk