

Mississippi FHA

David Miller
Fireman's # 288155-2
FHA Loan # 283-0034326-703

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated June 25, 1987, and recorded in Book 406, Page 675, in the office of the Clerk of the Chancery Court of DeSoto County, Mississippi, David P. Miller and wife, Callie E. Miller conveyed in trust to James C. East, Trustee(s), the hereinafter described property for the purpose of securing the payment of the indebtedness and performance of the obligations therein mentioned and set forth; and,

WHEREAS, the legal holder of the debt secured appointed the undersigned as Substitute Trustee by instrument of record in Book 451, Page 698 in the office of the said Clerk of the Chancery Court; and,

WHEREAS, default was made in the terms and conditions of said Deed of Trust, and the entire debt secured thereby having been declared due and payable in accordance with the terms of said Deed of Trust, and the legal holder of said Deed of Trust and the indebtedness secured thereby requested the undersigned to advertise and sell said land and property in accordance with the terms of said Deed of Trust for the purpose of raising the sum due thereunder, together with attorney's fees, trustee's fees and expenses of sale; and,

WHEREAS, in pursuance of said request by said beneficiary, the said property was by the undersigned, advertised for sale in conformity with the terms and provisions of said Deed of Trust and the laws of the State of Mississippi by which advertisement the sale was appointed to be held on the 16th day of December, 1988 within legal hours at the east front door of the Courthouse of DeSoto County, Mississippi; and,

WHEREAS, the time, terms, and place of sale were duly advertised for four consecutive weeks immediately preceding said sale by publication in the DeSoto Times, a newspaper published and having a general circulation in DeSoto County, Mississippi, with the original proof of said publication being attached hereto and made a part hereof as if copied in full herein and by posting a notice of said sale upon the Bulletin Board of the Courthouse in said County, placed thereon the 27th day of October, 1988; and,

WHEREAS, at the time and place mentioned in said advertisement, the undersigned offered said property for sale at public outcry to the highest and best bidder for cash at which time said property was struck off and sold to Fireman's Fund Mortgage Corporation, a corporation, whose address is P. O. Box 1800, Farmington Hills, Michigan, 48333 at and for the sum of Seventy-nine Thousand and No/100 Dollars, that being the highest and best bid offered; and,

WHEREAS, the said Fireman's Fund Mortgage Corporation has assigned its interests in the said property to the Secretary of Housing and Urban Development of Washington, D.C., his successor and assigns; and,

WHEREAS, the purchaser, being the holder of the indebtedness, has complied with the terms of the sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance being applied upon said indebtedness for which property was sold.

NOW, THEREFORE, in consideration of the premises and the payment by Fireman's Fund Mortgage Corporation of the sum of money so paid, receipt of which is hereby acknowledged, the

undersigned, Arnold M. Weiss, as Substitute Trustee, does hereby grant, bargain, sell and convey to the said Secretary of Housing and Urban Development of Washington, D.C., his successors and assigns, the property above mentioned and now further described as being in the County of DeSoto, State of Mississippi, to-wit:

Lot 213, Section "B", Eastover Subdivision, in Section 29, Township 1 South, Range 6 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 12, Pages 36-38, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

This conveyance is subject to restrictive covenants presently affecting the above described property. Only such title is conveyed by this instrument as is vested in him as Substitute Trustee.

IN WITNESS WHEREOF, the said Arnold M. Weiss, Substitute Trustee, has hereunto set his hand this 16th day of December, 1988.

Arnold M. Weiss

ARNOLD M. WEISS, Substitute Trustee

STATE OF TENNESSEE

COUNTY OF SHELBY

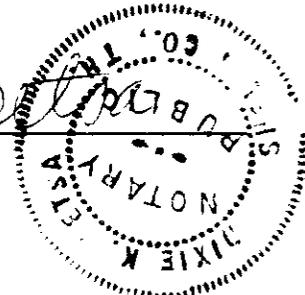
Personally appeared before me, the undersigned authority in and for the above mentioned county and state, Arnold M. Weiss, Substitute Trustee, who acknowledged that he signed and delivered the above and foregoing instrument on the date therein mentioned, as his own act and deed and for all purposes therein stated.

GIVEN under my hand and official seal of office this 16th day of December, 1988.

Thelma K. Butler
NOTARY PUBLIC

MY COMMISSION EXPIRES MAY 18, 1991

My Commission Expires:



PROPERTY ADDRESS:
7604 Eastover Blvd.
Olive Branch, MS

GRANTEE AND MAIL TAX STATEMENT TO:

U. S. Department of Housing and Urban Development
ATTN: Property Disposition
100 W. Capitol Street
Jackson, MS 39269-1096
(601) 960-4769

GRANTOR AND THIS INSTRUMENT PREPARED BY:

Arnold M. Weiss
Attorney at Law
208 Adams Avenue
Memphis, Tennessee 38103
(901) 526-8296

MAIL TO:

PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me the undersigned authority in and for said County and State, Nancy Johnson who states on oath that She is the Clerk of the DeSoto Times, a newspaper published and printed in the Town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 4 consecutive times, as follows, to-wit:

NOTICE OF TRUSTEE'S SALE

Whereas, on the 25th day of June, 1987 a Deed of Trust was executed by David P. Miller and wife, Callie E. Miller to James C. East, Trustee(s), for the benefit of Pulaski Mortgage Company which Deed of Trust is of record in the office of the Clerk of the Chancery Court of DeSoto County, Mississippi, in Deed of Trust Book 406, Page 675, and

Whereas, said Deed of Trust was assigned by Pulaski Mortgage Company to Fireman's Fund Mortgage Corporation by assignment recorded in Book 413, Page 290 in the office of the said Clerk of the Chancery Court, and

Whereas, the legal holder of the aforesaid Deed of Trust and the indebtedness secured thereby substituted Arnold M. Weiss as Substitute Trustee in the place and stead of James C. East by instrument of record in Book 451, Page 698 in the office of the said Clerk of the Chancery Court, and

Whereas, default has 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 legal holder of same indebtedness having requested the undersigned Substitute Trustee to execute the trust and sell said land and property in accordance with the terms of said Deed of Trust for the purpose of raising the sums due thereunder, together with attorney's fees, trustee's fees and expense of sale.

NOW, THEREFORE, I, ARNOLD M. WEISS, SUBSTITUTE TRUSTEE, will on the 15th day of December, 1988, A.C.E., within legal hours, at the east front door of the Courthouse in DeSoto County, Mississippi, proceed to sell at public outcry to the highest and best bidder for cash, the following described property, to-wit:

- Volume No. 93 on the 23rd day of Nov., 1988
- Volume No. 93 on the 1st day of Dec., 1988
- Volume No. 93 on the 8th day of Dec., 1988
- Volume No. 93 on the 15th day of Dec., 1988
- Volume No. on the day of , 19

Nancy Johnson, Clerk
(Title)

Sworn to and subscribed before me, this the 15th day of December, 1988

William S. Anthony
By Nancy Public
My Commission Expires

Fee of DeSoto Times, Publisher

A. Publishing <u>1</u> first insertion <u>377</u> words @ .08	\$ <u>30.16</u>
B. <u>3</u> subsequent insertions <u>377</u> words @ .05	\$ <u>56.55</u>
C. Making proof of publication and depositing to same	\$ <u>1.00</u>
TOTAL PUBLISHER'S FEE	\$ <u>87.71</u>