

SUBSTITUTED TRUSTEE'S DEED

WHEREAS, on October 15, 1985, David Tim Cline and wife, Betty Jo Cline, executed a deed of trust to Frank A. Riley, Trustee for the benefit of Bank of Mississippi, which deed of trust is recorded in Deed of Trust Book 350 at Page 382 in the office of the Chancery Clerk of the County of DeSoto, State of Mississippi; and

WHEREAS, the aforesaid, Bank of Mississippi, the holder of said deed of trust and the note secured thereby, substituted John C. Underwood, Jr., as Trustee therein, as authorized by the terms thereof, by instrument dated February 13, 1997 and recorded in the office of the aforesaid Chancery Clerk in Book 890 at Page 78; 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 legal holder of said indebtedness, Bank of Mississippi, having requested the undersigned Substituted 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, Substituted Trustee's fees and expense of sale;

WHEREAS, the undersigned Substituted Trustee, after posting and publication of the Notice of Sale as required by the terms of said deed of trust and the laws of the State of Mississippi, within legal hours (being between the hours of 11:00 A.M. and

STATE MS.-DE SOTO CO. *W*
FILED

MAY 28 10 29 AM '97

BK 316 PG 632
W.E. DAVIS CH. CLK.

4:00 P.M.), on the 16th day of May, 1997, at public outcry offered the hereinafter described property for sale at the Main Front door of the County Courthouse at Hernando, County of DeSoto, State of Mississippi;

WHEREAS, at such sale, Bank of Mississippi bid the sum of \$60,522.00; and

WHEREAS, said bid by Bank of Mississippi was the highest bid;

WHEREAS in the Appointment of Substitute Trustee herein before referred to, Bank of Mississippi authorized John C. Underwood, Jr, Substitute Trustee, to transfer and assign this bid to the Secretary of Veterans Affairs in the event Bank of Mississippi was the last and highest bidder at the sale, which event has taken place; and whereas, by the execution of this instrument, the said John C. Underwood, Jr., Substitute Trustee, does hereby transfer and assign all of the rights, title and interest of Bank of Mississippi as last and highest bidder, to the Secretary of Veterans Affairs.

NOW, THEREFORE, I, John C. Underwood, Jr., Substituted Trustee, in consideration of the sum of \$60,522.00, do hereby sell and convey unto the Secretary of Veterans Affairs the following described property located and situated in the County of DeSoto, State of Mississippi, to-wit:

Beginning at a point on the West line of the Southwest Quarter of Section 33, Township 3 South, Range 5 West, DeSoto County, Mississippi, said point being 440.0 feet North of the Southwest corner of said Quarter Section; thence North along old hedge row and fence 457.8 feet; thence south 89 degrees 21 minutes East with fence 1245.0 feet to the West boundary of Public Road; thence

South 0 degrees 39 minutes West with Public road 456.0 feet; thence North 89 degrees 21 minutes West with fence 1233.5 feet to the Point of Beginning and containing 12.97 acres.

WITNESS MY SIGNATURE, this, the 16th day of May, 1997.

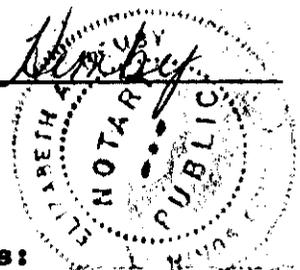
John C. Underwood, Jr.
John C. Underwood, Jr.
SUBSTITUTED TRUSTEE

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY came and appeared before me, the undersigned authority in and for the county and state aforesaid, John C. Underwood, Jr., Substituted Trustee, who acknowledged to and before me that he signed and delivered the foregoing Substituted Trustee's Deed of the day and year therein mentioned, and for the purposes therein expressed.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this, the 16th day of May, 1997.

Elizabeth A. Newby
NOTARY PUBLIC


My Commission Expires: October 10, 2000

Grantor's Address:
Post Office Box 16852
Jackson, Mississippi 39236
(601)981-7773

Grantee's Address:
100 West Capitol Street
Jackson, Mississippi 39269
(601)965-4840

Prepared by:
Underwood Law Firm
Post Office 16852
Jackson, Mississippi 39236
(601)981-7773



PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI
COUNTY OF DESOTO

TAMMY SCOTT personally appeared before me the undersigned authority in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times, a newspaper published 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:

Volume No. 102 on the 24 day of April, 1997

Volume No. 102 on the 1 day of May, 1997

Volume No. 102 on the 8 day of May, 1997

Volume No. 102 on the 15 day of May, 1997

Volume No. _____ on the _____ day of _____, 19____

Tammy Scott
(TITLE)

Sworn to and subscribed before me, this 15 day of May, 1997

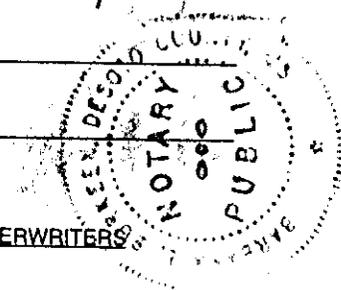
Barbara A. Burken

BY Notary Public

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE

MY COMMISSION EXPIRES: OCT. 31, 1998

My commission expires: BONDED THRU NOTARY PUBLIC UNDERWRITERS



| | | |
|---|---------------------------|-----------------|
| A. Single first insertion of | <u>415</u> words @ .08 | \$ <u>33.20</u> |
| B. <u>2</u> subsequent insertions of | <u>124533</u> words @ .05 | \$ <u>62.25</u> |
| C. Making proof of publication and depositing to same | | \$ <u>1.00</u> |

TOTAL PUBLISHER'S FEE: \$ 96.45 42.50

**SUBSTITUTED TRUSTEE'S NOTICE
OF SALE**

WHEREAS, on October 16, 1985, David Tim Cline and wife, Betty Jo Cline, executed a deed of trust to Frank A. Riley, Trustee for the benefit of Bank of Mississippi, which deed of trust is recorded in Deed of Trust Book 350 at Page 382 in the office of the Chancery Clerk of the County of DeSoto, State of Mississippi; and

WHEREAS, said deed of trust was subsequently assumed by Dorinda Jane Cope; and

WHEREAS, the aforesaid, Bank of Mississippi, the holder of said deed of trust and the note secured thereby, substituted John C. Underwood, Jr., as Trustee therein, as authorized by the terms thereof, by instrument dated February 13, 1997 and recorded in the office of the aforesaid Chancery Clerk in Book 890 at Page 78; 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 legal holder of said indebtedness, Bank of Mississippi, having requested the undersigned Substituted 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, Substituted Trustee's fees and expense of sale;

NOW, THEREFORE, I, John C. Underwood, Jr., Substituted Trustee in said deed of trust, will on the 18th day of May, 1997, offer for sale at public outcry for cash to the highest bidder, and sell within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M.) at the Main Front door of the County Courthouse at Hernando, County of DeSoto, State of Mississippi, the following described property situated in the County of DeSoto, State of Mississippi, to-wit:

Beginning at a point on the West line of the Southwest Quarter of Section 33, Township 3 South, Range 8 West, DeSoto County, Mississippi, said point being 440.0 feet North of the Southwest corner of said Quarter Section; thence North along old hedge row and fence 457.8 feet; thence south 89 degrees 21 minutes East with fence 1245.0 feet to the West boundary of Public Road; thence South 0 degrees 39 minutes West with Public road 456.0 feet; thence North 89 degrees 21 minutes West with fence 1233.5 feet to the Point of Beginning and containing 12.97 acres.

I WILL CONVEY only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, this, the 18th day of April, 1997.

John C. Underwood, Jr.
SUBSTITUTED TRUSTEE

Apr. 24, May 1, 8, 15 415