

STATE MS.-DESOTO CO. FILED

AUG 6 4 17 PM '97

BK 320 PG 45

SUBSTITUTE TRUSTEE'S DEED CLK.

WINN DAVIS BROWN, JR., )  
SUBSTITUTE TRUSTEE, )  
GRANTOR, )

TO:

WHITEHAWK, LLC, A Tennessee )  
Limited Liability Company )  
GRANTEE, )

WHEREAS, on April 20, 1994, EDCAR L. WINTER a/k/a EDGAR L. WINTER and GLORIANNE M. WINTER, executed a Deed of Trust to TERRY RENOUX, Trustee for FIRST TENNESSEE BANK NATIONAL ASSOCIATION, Beneficiary, which Deed of Trust is on file and of record in the office of the Chancery Clerk of DeSoto County, Mississippi, in Deed of Trust Book 704, at Page 570, thereof; and

WHEREAS, the legal holder of the said Deed of Trust and the note secured thereby, substituted WINN DAVIS BROWN, JR., as Trustee therein, as authorized by the terms thereof, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 814, at Page 105, thereof; and

WHEREAS, default having been made in the performance of the 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, I, WINN DAVIS BROWN, JR., as Trustee for FIRST TENNESSEE BANK NATIONAL ASSOCIATION, the legal holder of said indebtedness, having requested the undersigned substituted Trustee to execute the trust and sell said land and property for the purpose of raising the sums due thereunder together with attorney's fees,

substituted Trustee's fees, and expenses of said 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 sale in The DeSoto Times, a newspaper published in the City of Hernando, State of Mississippi, and having a general circulation in DeSoto County, Mississippi, on the following dates: June 19th, June 26th, July 3rd, and July 10th, 1997; 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 herein; and by posting on June 5, 1997, a copy of said notice on the bulletin board of the Courthouse of DeSoto County, Mississippi, in Hernando; and

WHEREAS, on the 14th day of July, 1997, I, WINN DAVIS BROWN, JR., Substitute Trustee, did appoint REBECCA G. TUTOR, as Auctioneer to conduct the Trustee's Sale of the property of Edcar L. Winter a/k/a Edgar L. Winter and Glorianne M. Winter, on behalf of First Tennessee Bank National Association, and noticed for July 16, 1997, during legal hours.

WHEREAS, on the 16th day of July, 1997, at the East Front Door of the County Courthouse of DeSoto County, Mississippi, at Hernando, Mississippi, between the hours of 11:00 o'clock A.M., and 4:00 o'clock P.M., Rebecca G. Tutor as Auctioneer to conduct the Trustee's Sale, 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:

Lot 2260, Section K, Southaven West Subdivision, in Section 27, Township 1 South, Range 8 West, in the City of Southaven, DeSoto County, Mississippi, as shown by plat appearing of record in Plat Book 4, Page 4-5, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

This being the same property conveyed to Edcar L. Winter and wife, Glorianne M. Winter, as tenants by the entirety with full rights of survivorship and not as tenants in common, from Larry D. Holmes and wife, Sharon G. Holmes, by deed dated July 31, 1986, recorded August 5, 1986, in Deed Book 188, Page 333, in the Chancery Clerk's office of DeSoto County, Mississippi.

PARCEL NO. 1088-2703.0-02260.00

PROPERTY ALSO KNOWN AS: 7925 Brentwood, Southaven, MS

WHEREAS, STEFAN C. CAMP, did appear and make the highest and best bid; and, WHEREAS, on July 29, 1997, Stefan C. Camp, the highest bidder, and Dennis Sassaman, the investor, did assign all of their rights in the above referenced property to WHITEHAWK, LLC, A Tennessee Limited Liability Company, said assignment is attached hereto and incorporated herein as Exhibit "B."

NOW, THEREFORE, in consideration of the sum of Fifty Thousand, Five Hundred, and 00/100ths Dollars (\$50,500.00), cash in hand paid, receipt of which is hereby acknowledged, I, WINN DAVIS BROWN, JR., Substitute Trustee, under the hereinbefore mentioned Deed of Trust, do sell and convey unto WHITEHAWK, LLC, a Tennessee Limited Liability Company, the above described land and property situated in DeSoto County, Mississippi.

Title to said property is believed to be good, but I convey only such title as is vested in me as Substitute Trustee.

WITNESS MY SIGNATURE, this the 1<sup>st</sup> day of August, 1997.

  
 WINN DAVIS BROWN, JR., MS Bar #4715  
 SUBSTITUTE TRUSTEE

STATE OF MISSISSIPPI  
COUNTY OF DESOTO

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the said county and state, on this 1st day of August, 1997, within my jurisdiction, the within named WINN DAVIS BROWN, JR., Substitute Trustee, who acknowledged that he executed the above and foregoing instrument.



*William A. Suter*  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires:

Jan. 30, 2001

Grantor: Winn Davis Brown, Jr.  
P.O. Box 249  
Southaven, MS 38671  
Work Phone (601) 393-9466  
Home Phone N/A

Grantee: Whitehawk, LLC  
7706 Fairway Vista Cove  
Cordova, TN 38018  
(901) 753-0167

**PREPARED BY:**

**WINN DAVIS BROWN, JR.  
ATTORNEY AT LAW  
P.O. BOX 249  
SOUTHAVEN, MS 38671  
(601) 393-9466  
MS BAR #4715  
File #96-00157-0(RGT)**



"Dedicated to the people and progress of DeSoto County"

## 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:

### Notices of Sales

#### SUBSTITUTE TRUSTEE'S NOTICE OF SALE

WHEREAS, on April 20, 1994, EDGAR L. WINTER a/k/a EDGAR L. WINTER and GLORIANNE M. WINTER, executed a Deed of Trust to TERRY RENOUX, Trustee for FIRST TENNESSEE BANK NATIONAL ASSOCIATION, Beneficiary, which Deed of Trust is on file and of record in the office of the Chancery Clerk of DeSoto County, Mississippi, recorded in Deed of Trust Book 704, at Page 570 thereof; and

WHEREAS, the legal holder of the said Deed of Trust and the note secured thereby, substituted Winn Davis Brown, Jr., as Trustee therein by Instrument dated February 28, 1996, and recorded in the office of the aforesaid Chancery Clerk in Book 614 at Page 105, thereof; and

WHEREAS, default having been made in the performance of the conditions and stipulations as set forth by said Deed of Trust, and having been requested by the legal holder of the indebtedness secured and described by said Deed of Trust so to do, notice is hereby given that I, WINN DAVIS BROWN, JR., Substitute Trustee, by virtue of the authority conferred upon me in said Deed of Trust, will offer for sale and will sell at public outcry to the highest and best bidder for cash, during the legal hours (between the hours of 11:00 o'clock a.m. and 4:00 o'clock p.m.) at the East Front Door of the County Courthouse of DeSoto County, Mississippi, on the 16th day of July, 1997, the following described land and property being the same land and property described in said Deed of Trust, situated in DeSoto County, State of Mississippi, to-wit:

Lot 2260, Section K, Southaven West Subdivision, in Section 27, Township 1 South, Range 8 West, in the City of Southaven, DeSoto County, Mississippi, as shown by plat appearing of record in Plat Book 4, Page 4-5, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

This being the same property conveyed to Edgar L. Winter and wife, Glorienne M. Winter, as tenants by the entirety with full rights of survivorship and not as tenants in common, from

Larry D. Holmes and wife, Sharon G. Holmes, by deed dated July 31, 1986, recorded August 5, 1986, in Deed Book 188, Page 333, in the Chancery Clerk's office of DeSoto County, Mississippi.

PARCEL NO. 1086-2703-0-02260.00  
PROPERTY ALSO KNOWN AS:  
7925 Brentwood, Southaven, MS

Title to the above described property is believed to be good, but I will convey only such title as is vested in me as Substitute Trustee.

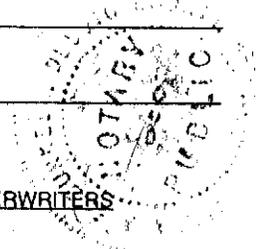
WITNESS MY SIGNATURE, on this the 4th day of June, 1997.

WINN DAVIS BROWN, JR.  
Substitute Trustee  
PREPARED BY:  
WINN DAVIS BROWN, JR.  
Attorney at Law  
P.O. Box 249  
Southaven, MS 38671  
(601) 393-9466  
Jun. 19, 26, Jul. 3, 10, 1997 425

Volume No. 102 on the 19 day of June, 1997  
 Volume No. 102 on the 26 day of June, 1997  
 Volume No. 102 on the 3 day of July, 1997  
 Volume No. 102 on the 10 day of July, 1997  
 Volume No.      on the      day of     , 19      
Sammy Scott  
 (TITLE)

Sworn to and subscribed before me, this 19 day of June, 1997  
Barbara L. Burkees  
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 425 words @ .08 \$ 24.00  
 B. 3 subsequent insertions of 1275 words @ .05 \$ 63.75  
 C. Making proof of publication and depositing to same \$ 1.00  
 TOTAL PUBLISHER'S FEE: \$ 97.75

EXHIBIT A, PAGE 1 OF 1

July 29, 1997

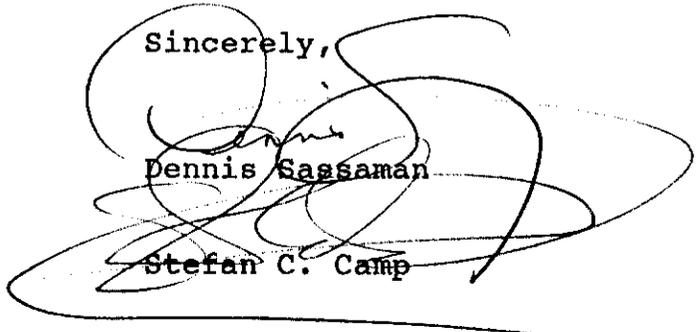
Winn Davis Brown, Jr.  
Attorney at Law  
1613 State Line Road  
Southaven, MS 38671

Re: 7925 Brentwood, Southaven, MS

Dear Mr. Brown:

Please be advised that we do hereby assign all of our rights in the above referenced property to Whitehawk, LLC, a Tennessee limited liability company. Title to the above property should be vested in Whitehawk, LLC.

Sincerely,



Dennis Sagsaman

Stefan C. Camp