

STATE MS - DESOTO CO.

CBH MAR 4 2 13 PM '99

PREPARED BY:
 Fred M. McDonald, IV
 1709 Kirby Parkway
 Memphis, Tennessee 38120
 (901) 755-5400

BK 348 PG 349
 W.E. DAVIS CH. CLK.

WARRANTY DEED

THIS INDENTURE is made and entered into this 16th day of February, 1999 between BETTY B. FUNK DRUMM, MARRIED, GRANTORS, and DAVID CHARLES WHALEN and ANGELA FRENCH WHALEN, HIS WIFE, GRANTEE.

WITNESSETH: That for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the GRANTOR does hereby bargain, sell, transfer and convey unto the GRANTEES, all of GRANTOR'S right, title and interest in the following described property lying in City of OLIVE BRANCH, County of DeSoto, State of Mississippi, more particularly described as follows:

Lot 61, Section C, SUMMERS HILLS Subdivision and Revision of Section A and B, in Section 26, Township 1 South, Range 7 West, DeSoto County, MS, according to plat of said subdivision recorded in Plat Book 5, at Pages 44-46 of the records of the Clerk of DeSoto County, MS.

Being the same property conveyed to grantor by Warranty Deed of record in Book No. 163, Page 439, in the Register's Office of DeSoto County, Mississippi, and death of Willie Mae Funk on or about 11-9-93 in DeSoto County, Mississippi and the death of Curtis L. Funk on or about 12-11-93 in DeSoto County, Mississippi.

This conveyance is made subject to 1999 City and County Taxes, not yet due and payable; Subdivision Restrictions, Building Lines and Easements of record in Plat Book 5, Pages 44-46 and Right of Way recorded in Book 60, Page 253 and Book 60, Page 263 and other public records in the Register's Office of DeSoto County, Mississippi.

TO HAVE AND TO HOLD said land with the appurtenances, hereditaments, estate, title and interest unto GRANTEE, GRANTEE'S heirs, successors and assigns forever. The GRANTOR does covenant and agree with the said GRANTEE that GRANTOR is lawfully seized and possessed of the said real estate and that GRANTOR has a good and lawful right to sell the same. The GRANTOR further covenants that the same is unencumbered except as otherwise set forth herein, and that the title and quiet possession thereto GRANTOR will forever warrant and defend against the lawful claims of all persons whomsoever.

WITNESS my hand on the day and year first above written.

Betty B. Funk Drumm
 BETTY B. FUNK DRUMM
 Signature of Seller

9441 Westside Road
 Forestville, CA 95436
 707/887-8220 H
 707/887-8225 W

INDIVIDUAL
STATE OF CALIFORNIA)
COUNTY OF Sonoma)

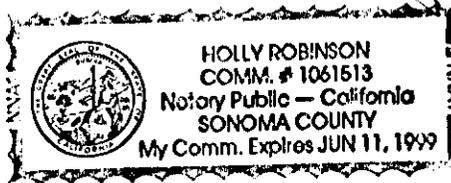
Personally appeared before me, a Notary Public of said County and State, **BETTY B. FUNK DRUMM, MARRIED**, the within named bargainer, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he/she executed the within instrument for the purposes therein contained.

Witness my hand and seal, this **16th** day of **February, 1999**.

SELLER PHONE NO. 707/887-8220

Holly Robinson
Notary Public

My Commission Expires: *6-11-99*



Name and Address of Property Owner:

DAVID CHARLES WHALEN and ANGELA FRENCH WHALEN
4459 HILLSDALE ROAD
OLIVE BRANCH, MS 38654
H (601) 895-6380/W (901) 369-2978

Property Address:

4459 HILLSDALE ROAD
OLIVE BRANCH, MS 38654

Person Responsible for Taxes:

FT MORTGAGE COMPANIES
P O BOX 146
MEMPHIS, TENNESSEE 38101

Parcel #: 1077-2605.0-00061.00

AFFIDAVIT OF VALUE

STATE OF TENNESSEE
COUNTY OF SHELBY

I hereby swear or affirm that the actual consideration for this transfer, or value of the property or interest in property transferred, whichever is greater is **\$150,000.00** which amount is equal to, or greater than, the amount which the property, or interest in property transferred, would command at a fair and voluntary sale.

David C. Whalen
Affiant

Sworn to and subscribed before me, a Notary Public, this **16th** day of **February, 1999**.

[Signature]
Notary Public



My Commission Expires: **September 18, 2002**

RETURN TO:
Fred M. McDonald, IV
1709 Kirby Parkway
Memphis, Tennessee 38120
901/755-5400