

Mississippi

Harry Hopton  
Loan# 0800599862SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated June 21, 1999, and recorded in Book 1127 Page 0306, in the office of the Clerk of the Chancery Court of DeSoto County, Mississippi, Harry Hopton, a single person conveyed in trust to Michael L. Riddle, 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 1216 Page 607 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 expense 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 July 23, 2001, within legal hours at the East Front Door of the Courthouse of DeSoto County, Mississippi; and,

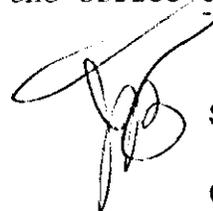
WHEREAS, the time, terms, and place of sale were duly advertised for four consecutive weeks immediately preceding said sale by publication in the DeSoto Times, a newspaper published and having a general circulation in DeSoto County, Mississippi, with the original proof of said publication being attached 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 26 day of June, 2001; 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 sale Bank One National Association as Trustee for Residential Funding Corporation under the pooling and servicing agreement No. 4398, Series 1999-KS, dated 9/99 a corporation whose address is 9275 Sky Park Ct, 3<sup>rd</sup> Floor, San Diego, CA 92123, being the highest and best bidder, became the purchaser of said property at and for the sum of (\$252,680.00) Dollars; 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 Bank One National Association as Trustee for Residential Funding Corporation under the pooling and servicing agreement No. 4398, Series 1999-KS, dated 9/99 of the sum of money so paid, receipt of which payment is hereby acknowledged, the undersigned Arnold M. Weiss, as Substitute Trustee, does hereby grant, bargain, sell and convey to the said Bank One National Association as Trustee for Residential Funding Corporation under the pooling and servicing agreement No. 4398, Series 1999-KS, dated 9/99, its successors and assigns the property above mentioned and now further described as being in County of DeSoto, State of Mississippi, to-wit:

Lot 223, Section G, Phase 1, The Plantation, located in Section 22, Township 1 South, Range 6 West, Desoto County, Mississippi, as per plat thereof recorded in Plat Book 47, Page 15 in the office of the chancery clerk of Desoto County, Mississippi.


STATE MS. - DESOTO CO.  
FILED

SEP 7 11 29 AM '01

BK. 399 PG. 158  
MISSISSIPPI STATE ARCHIVES

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.

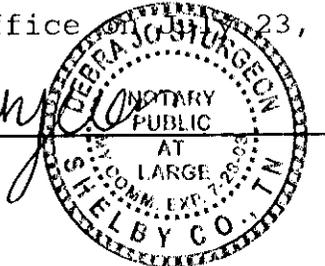
IN WITNESS WHEREOF, the said Arnold M. Weiss, Substitute Trustee, has on July 23, 2001 hereunto set his hand.

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 on July 23, 2001.

Debra Jo Sturgeon  
NOTARY PUBLIC  


My Commission Expires:

PROPERTY ADDRESS  
8307 Montrose Dr  
Olive Branch, MS 38654

GRANTEE AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES

Bank One National Association as Trustee for Residential Funding Corporation under the pooling and servicing agreement No. 4398, Series 1999-KS, dated 9/99  
9275 Sky Park Ct, 3<sup>rd</sup> Floor  
San Diego, CA 92123  
619-874-7400 *na*

GRANTOR AND THIS INSTRUMENT PREPARED BY:

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



# PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI  
COUNTY OF DESOTO

Cyndi Pittman personally appeared before me the undersigned in and for said County and State and states on oath that she is the CLERK of the DeSoto Times Today, 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:

STATE OF MISSISSIPPI  
COUNTY OF DeSoto  
NOTICE OF SUBSTITUTE  
TRUSTEE'S SALE

Whereas, on June 21, 1999 a Deed of Trust was executed by Harry Hopton, a single person to Michael L. Riddle, Trustee(s), for the benefit of First Consolidated Mortgage Company, a Corporation 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 1127 Page 0306, and

Whereas, said Deed of Trust was assigned by First Consolidated Mortgage Company, a Corporation to Bank One National Association as Trustee by assignment recorded in Book 1163, Page 791 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 July 23, 2001, 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:

Situated in DeSoto County, Mississippi, Lot 223, Section G, Phase I, The Plantation, located in Section 22, Township 1 South, Range 6 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 47, Page 15 in the office of the chancery clerk of DeSoto County, Mississippi.

Other Interested Parties: Plantation HomeOwners Association, Inc. I will sell and convey only such title as is vested in me as Substitute Trustee.

WITNESS my signature this the 25 day of June, 2001.

ARNOLD M. WEISS, Substitute Trustee

208 Adams Avenue  
Memphis, TN 38103

901-526-8296

Jun. 29, Jul 6, 13, 20, 2001

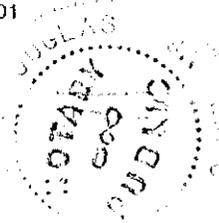
- Volume No. 106 on the 29 day of June, 2001
- Volume No. 106 on the 6 day of July, 2001
- Volume No. 106 on the 13 day of July, 2001
- Volume No. 106 on the 20 day of July, 2001
- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2001

-HC

Cyndi Pittman

Sworn to and subscribed before me, this 20 day of July, 2001

BY Judith A. Ornelas



NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES: January 16, 2005  
BONDED THRU Dixie Notary Service, INC.

- A. Single first insertion of 354 words @ .12 \$ 42.48
- B. 3 subsequent insertions of 1162 words @ .10 \$ 116.20
- C. Making proof of publication and deposing to same \$ 3.00

TOTAL PUBLISHER'S FEE: \$ 151.68