

⑩ STATE MS.-DESOTO CO.
FILED**TRUSTEE'S NOTICE OF RESCISSION OF
FORECLOSURE SALE AND CONVEYANCE**

JAN 8 12 09 PM '03

STATE OF MISSISSIPPI
COUNTY OF DESOTOBK 435 PG 530
W.E. DAVIS CH. CLK.

WHEREAS, on the 3rd day of December, 1976, Jerry K. McWhirter, Joe H. McWhirter, executed and delivered a certain Deed of Trust unto Aaron R. Goolsby, Trustee for United States of America, Acting Through The Farmers Home Administration United States Department of Agriculture, Beneficiary, to secure an indebtedness therein described, which Deed of Trust is recorded in the office of the Chancery Clerk of DeSoto County, Mississippi in Book 206 at Page 479; and

WHEREAS, on the 21st day of January, 1983, the holder of said Deed of Trust substituted and appointed Gary L. Linton, as Trustee in said Deed of Trust, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 292 at Page 575; and

WHEREAS, on the 23rd day of January, 1992, United States Acting Through Farmers Home Administration, an Agency of the United States Department of Agriculture, assigned said Deed of Trust unto Bankers Trust Company, Not in its Individual Capacity But solely As Co-Trustee of the Rural Housing Trust 1987-1, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 570 at Page 717; and

WHEREAS, on the 20th day of February, 1992, the holder of said Deed of Trust substituted and appointed John C. Underwood, Jr., as Trustee in said Deed of Trust, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 575 at Page 711; and

WHEREAS, on the 20th day of February, 2001, the holder of said Deed of Trust substituted and appointed John C. Morris, III, as Trustee in said Deed of Trust, by instrument recorded in the office of the aforesaid Chancery Clerk in Book 1300 at Page 161; and

WHEREAS, default having been made in the payments of the indebtedness secured by the said Deed of Trust, and the holder of said Deed of Trust, having requested the sale for the purpose of paying said indebtedness or as much thereof as said brings; and

WHEREAS, I, John C. Morris, III, Substitute Trustee, advertised the sale of the following described real property by Substituted Trustee's Notice of Sale, dated the 2nd day of April, 2001, by posting same at the bulletin board near the Main front door of the DeSoto County Courthouse and by publishing said Notice in the DeSoto Times Today for four (4) consecutive weeks, proof of publication being attached hereto as Exhibit "A" and incorporated herein by reference, which notice stated that the sale would be held on the 4th day of May, 2001, between the legal hours of 11 o'clock a.m. and 4 o'clock p.m., at public outcry, to the highest bidder for cash at the Main front door of the DeSoto County Courthouse at Hernando, Mississippi; and

WHEREAS, I, John C. Morris, III, Substitute Trustee, did on the 4th day of May, 2001, within legal hours, offer for sale and did sell, to the highest bidder for cash at the Main front door of the DeSoto County Courthouse at Hernando, Mississippi the following described real property, to-wit:

Lot 715, Section "D", Twin Lakes Subdivision, in Section 6, Township 2 South,
Range 8 West, as shown of record in Plat Book 10, Pages 32 and 33, in the
Office of the Chancery Clerk of DeSoto County, Mississippi

WHEREAS, at said sale Bankers Trust Company, not in its individual capacity, but solely as trustee of the Rural Housing Trust 1987-1 was the highest and best bidder, therefor, for the sum of \$13,085.90 and the same was then and there struck off to Bankers Trust Company, not in its individual capacity, but solely as trustee of the Rural Housing Trust 1987-1 and it was declared the purchaser thereof; and

WHEREAS, the undersigned Trustee desires to correct the land records of DeSoto County, Mississippi, in order to reflect the avoidance of said foreclosure sale recorded in Book 392 at Page 624 and the restoration of the above referenced Deed of Trust as the same pertains to the above described property situated in the County of DeSoto, State of Mississippi.

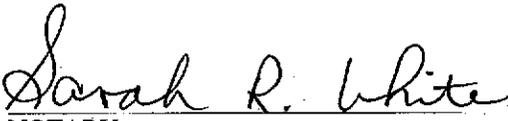
WITNESS MY SIGNATURE, this the 6th day of December, 2002.


JOHN C. MORRIS, III, SUBSTITUTE TRUSTEE

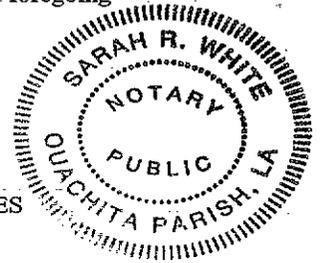
STATE OF LOUISIANA

PARISH OF OUACHITA

PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the aforesaid jurisdiction, on this, the 6th day of December, 2002, the within named JOHN C. MORRIS, III, Substitute Trustee, who acknowledged that he executed the above and foregoing instrument of writing, after first having been duly authorized so to do as Substitute Trustee.


NOTARY

AT DEATH
MY COMMISSION EXPIRES



ADDRESSES:

GRANTOR:

2309 OLIVER ROAD
MONROE, LA 71201

318-330-9020

GRANTEE:

Joe + Jerry McWhirter
5118 Caroline Dr.
Walls, MS. 38680

MY DOCUMENT WAS PREPARED BY:

JOHN C. MORRIS, III
2309 OLIVER ROAD
MONROE, LA 71201
318-330-9020