

BK 0459 PG 0327

STATE MS.-DESOTO CO. *DF*
W

STATE OF MISSISSIPPI

James Greene

DEC 1 8 18 AM '03

COUNTY OF DESOTO

FLO 8018736788

BK 459 PG 327
S.E. DAVIS CH. CLK.

SUBSTITUTED TRUSTEES DEED

WHEREAS, on March 31, 2000, James Greene, a married person and Jacqueline L. Greene, executed a Deed of Trust to Kathryn L Harris, Trustee for the benefit of Community Mortgage Corporation, which Deed of Trust is filed for record in Book 1202 at Page 406, in the office of the Chancery Clerk of DeSoto County at Hernando, Mississippi; and

WHEREAS, said Deed of Trust was subsequently assigned to Fleet Mortgage Corp., by instrument dated April 3, 2000 and recorded in Book 1213 at Page 750 of the aforesaid records; and

WHEREAS, as authorized by the aforesaid Deed of Trust and in strict accordance therewith, Washington Mutual Bank, FA successor by merger to Washington Mutual Loans, Inc. successor in interest by merger to Fleet Mortgage Corp., appointed and substituted J. Gary Massey as Trustee therein in the place and stead of the trustee named in said Deed of Trust or subsequently substituted therein by Substitution of Trustee dated January 23, 2002, and duly filed for record in the office of the aforesaid Chancery Clerk in Book 1450 at Page 624, prior to the first publication and posting of the notice of sale; and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust, which default continued for a period of time necessary for the holder thereof to declare the entire indebtedness, together with attorney's fees, expenses and costs, immediately due and payable, as was its option so to do under the terms of said Deed of Trust, and default having been made in payment of said amount and the Substituted Trustee having been requested and directed by Washington Mutual Bank, FA, to foreclose under the terms of said Deed of Trust, I did on November 6, 2003, during legal hours, being between the hours of 11:00 a.m. and 4:00 p.m., at the East front door of the County Courthouse of DeSoto County, Hernando, Mississippi, in accordance with the terms of the Deed of Trust and the laws of the State of Mississippi, offer for sale at public auction and sell to the highest and best bidder for cash the following described land and property lying and being situated in DeSoto County, Mississippi, being more particularly described as follows, to wit:

Lot 41, Section A, Fox Creek Subdivision, Section 30, Township 1 South, Range 5 West, as shown on plat of record in Book 56, Pages 28-29, in the Chancery Clerk's Office of DeSoto County, Mississippi, to which reference is hereby made for a more particular description of said property.

Said property was sold after strictly complying with all the terms and conditions of said Deed of Trust and the statutes made and provided in such cases. A notice of time, place

Said property was sold after strictly complying with all the terms and conditions of said Deed of Trust and the statutes made and provided in such cases. A notice of time, place and terms of said sale, together with a description of the property to be sold, was given by publication in the DeSoto County Times, a newspaper published in DeSoto County, Mississippi for four consecutive weeks preceding the date of sale. The notices were published on October 14, 21, 28 and November 4, 2003, (a certified copy of which is attached hereto), and a notice identical to the published notice was posted on the bulletin board at the East front door of the County Courthouse of DeSoto County, Hernando, Mississippi for said period of four consecutive weeks. Everything necessary to be done was done to make and effect, a good and lawful sale.

At said Sale, Washington Mutual Bank, FA, bid for said property in the amount of \$158,986.50, which being the highest and best bid, the same was then and there struck off to Washington Mutual Bank, FA, and it was declared the purchaser thereof.

NOW THEREFORE, in consideration of the full payment of the purchase price, I, the undersigned Substituted Trustee, do hereby sell and convey unto Washington Mutual Bank, FA, the land and property herein described. I convey only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, on November 6, 2003.

J. Gary Massey, Substituted Trustee

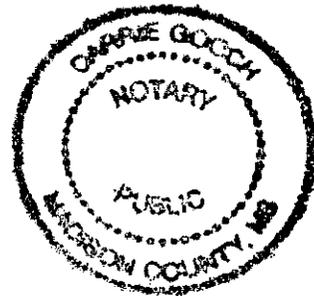
STATE OF MISSISSIPPI
COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for said county and state, on November 6, 2003, the within named J. Gary Massey, Substituted Trustee, duly identified before me, who acknowledged that in said representative capacity he executed the above and foregoing instrument, after having first been duly authorized to do so.

Notary Public

My commission expires:

~~Notary Public State of Mississippi: At Large~~
~~My Commission Expires: February 20, 2004~~ Exp. 2-20-2004
~~Printed: Terry Heiden, Brooks & Gustard, Inc.~~



GRANTOR'S ADDRESS:

J. Gary Massey, Substitute Trustee
Shapiro & Massey, L.L.P.
1910 Lakeland Drive, Suite B
Jackson, MS 39216
601-981-9299
S&M #01-2650

GRANTEE'S ADDRESS:

Washington Mutual Bank, FA
P. O. Box 1169
Milwaukee, WI 53201-1169
414-359-6364

PREPARED BY:

J. Gary Massey, Substitute Trustee
Shapiro & Massey, L.L.P.
1910 Lakeland Drive, Suite B
Jackson, MS 39216
(601) 981-9299

INDEX: Lot 41, Sec. A, Fox Creek S/D, Sec. 30, T1S, R5W DeSoto Co., MS



PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI
COUNTY OF DESOTO

Lisa Fuller 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:

SUBSTITUTED TRUSTEE'S NOTICE OF SALE

WHEREAS, on March 31, 2000, James Greene, a married person and Jacqueline L. Greene, executed a certain deed of trust to Kathryn L. Harlie, Trustee for the benefit of Community Mortgage Corporation, which deed of trust is of record in the office of the Chancery Clerk of DeSoto County, State of Mississippi in Book 1202 at Page 408; and

WHEREAS, said Deed of Trust was subsequently assigned to Fleet Mortgage Corp., by instrument dated April 3, 2000 and recorded in Book 1213 at Page 750 of the aforesaid Chancery Clerk's office; and

WHEREAS, Washington Mutual Loans, Inc., successor in interest by merger to Fleet Mortgage Corp., has heretofore substituted J. Gary Massey, as Trustee, by instrument dated January 23, 2002 and recorded in the aforesaid Chancery Clerk's Office in Book 1450 at Page 624; 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, Washington Mutual Bank, FA successor by merger to Washington Mutual Loans, Inc. successor in interest by merger to Fleet Mortgage Corp., the legal holder of said indebtedness, 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 and for the purpose of raising the sums due thereunder, together with attorney's fees, trustee's fees and expense of sale.

NOW, THEREFORE, I, J. Gary Massey, Substituted Trustee in said deed of trust, will on November 6, 2003 offer for sale at public outcry and sell within legal hours (being between the hours of 11:00 a.m. and 4:00 p.m.), at the East front door of the County Courthouse of DeSoto County, located at Hernando, Mississippi, to the highest and best bidder for cash the following described property situated in DeSoto County, State of Mississippi, to-wit:

Lot 41, Section A, Fox Creek Subdivision, Section 30, Township 1 South, Range 5 West, as shown on plat of record in Book 58, Pages 28-29, in the Chancery Clerk's Office of DeSoto County, Mississippi, to which reference is hereby made for a more particular description of said property.

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

WITNESS MY SIGNATURE on this 10th day of October, 2003.

J. Gary Massey
SUBSTITUTED TRUSTEE

- Volume No. 108 on the 14 day of Oct., 2003
- Volume No. 108 on the 21 day of Oct., 2003
- Volume No. 108 on the 28 day of Oct., 2003
- Volume No. 108 on the 4 day of Nov., 2003
- Volume No. _____ on the _____ day of _____, 2003

Lisa Fuller

Sworn to and subscribed before me, this 5 day of Nov., 2003

BY Judy M. Douglas

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE
MY COMMISSION EXPIRES: JANUARY 16, 2005
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



- A. Single first insertion of 428 words @ .12 \$ 51.36
 - B. 3 subsequent insertions of 1284 words @ .10 \$ 128.40
 - C. Making proof of publication and deposing to same \$ 3.00
- TOTAL PUBLISHER'S FEE: \$ 182.76

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