

W. E. ROSS, ET AL, GRANTORS

TO

WARRANTY DEED

LOEB/CHURCH ROAD LLC, et. al.
GRANTEES

FOR AND IN CONSIDERATION of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable legal consideration, the receipt and sufficiency of which is hereby acknowledged, the Grantors W. E. ROSS, JR., ROSS-MCGOWAN PROPERTIES, L. P. a Mississippi limited partnership, PAYTON PARTNERS, LTD, a Texas limited partnership, and PAYTON PRODUCTION, INC. a Texas corporation, do hereby sell, convey, and warrant unto the Grantees, LOEB/CHURCH ROAD L.L.C., a Delaware limited liability corporation, a 50% undivided interest as tenant, in common, and BURGIN, L.L.C., a Mississippi limited liability corporation, a 50% undivided interest as tenant in common, the land lying and being situated in City of Southaven, DeSoto County, Mississippi, more particularly described as follows, to-wit:

12.89 acres in the Northeast Quarter of Section 11 and the Northwest Quarter of Section 12, Township 2 South, Range 8 West, described as follows:

Beginning at a point that is West a distance of 50.68 feet and South 00°29'49" West a distance of 55.63 feet from the Northeast corner of Section 11, Township 2 South, Range 8 West, said point being in the South right of way of Church Road; Thence South 89°40'32" East along said right of way a distance of 619.74 feet to a point marked with a conduit pipe; thence South 04°27'25" East along the West boundary of the Long and Christ the King Catholic Church properties a distance of 858.90 feet to a point marked with a conduit pipe; thence North 89°30'11" West a distance of 693.91 feet to a point; thence North 00°29'29" East a distance of 853.82 feet to the point of beginning, containing 12.89 acres, more or less.

The warranty in this deed is subject to subdivision and zoning regulations in effect in City of Southaven, DeSoto County, Mississippi, easements for utilities in existence, and further subject to the following: easement to City of Southaven, Mississippi for public road on the East line of the above described land.

Taxes for 2006 shall be estimated and reverse prorated at closing and paid by the Grantee when due with any final adjustments in proration to be made between Grantors and Grantee when the actual ad-valorem tax bill is rendered.

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Possession is to be given upon delivery of Deed.

EXECUTED this the 13 day of November, 2006.

W. E. Ross, Jr.
W. E. ROSS, JR.

ROSS-MCGOWAN PROPERTIES, L. P.

By: Wayne G. McGowan, III
WAYNE G. MCGOWAN, III
General Partner

By: Charlotte Ann McCraw
CHARLOTTE ANN McCRAW
General Partner

PAYTON PARTNERS, LTD.
A Texas Limited Partnership

By: Payton Production, Inc.
General Partner

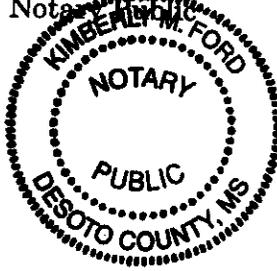
By: C. W. Payton, M. G.
~~C. W. PAYTON, M. G.~~, President
CALVIN W. PAYTON, JR.
PAYTON PRODUCTION, INC.
A Texas Corporation

By: C. W. Payton, M. D.
~~C. W. PAYTON, M. D.~~, President
CALVIN W. PAYTON, JR.

STATE OF Mississippi
COUNTY OF DeSoto

PERSONALLY appeared before me, the undersigned authority in and for said state and county on this the 28 day of November, 2006, the within named W. E. ROSS, JR., who acknowledged he executed the above and foregoing instrument.

Kimberly M. Ford
Notary Public



My Commission Expires:

My Commission Expires March 24, 2008

STATE OF Mississippi
COUNTY OF DeSoto

PERSONALLY appeared before me, the undersigned authority in and for said state and county on this the 30 day of November, 2006, the within named WAYNE G. MCGOWAN, III, who acknowledged that he is the general partner of Ross-McGowan Properties, L. P., a Mississippi limited partnership and that in said representative capacity he executed the above and foregoing instrument, after first having been duly authorized to do so..

Janice L. Best
Notary Public



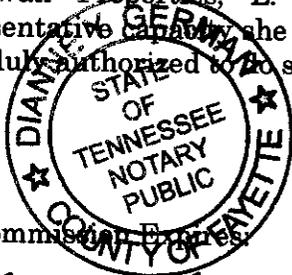
My Commission Expires:

4-11-2010

STATE OF Tennessee
COUNTY OF DeSoto

PERSONALLY appeared before me, the undersigned authority in and for said state and county on this the 21 day of December, 2006, the within named CHARLOTTE ANN McCRAW, who acknowledged that she is the general partner of Ross-McGowan Properties, L. P., a Mississippi limited partnership and that in said representative capacity she executed the above and foregoing instrument, after first having been duly authorized to do so..

Dianey German
Notary Public

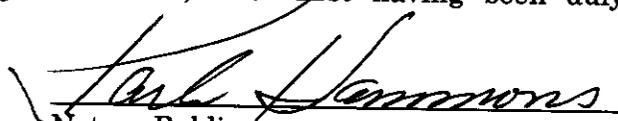


My Commission Expires:

March 3, 2010

STATE OF TEXAS
COUNTY OF GREGG

PERSONALLY appeared before me, the undersigned authority in and for said state and county on this the 13 day of November, 2006, the within named ~~C. W.~~ Calvin w. PAYTON, ~~M.D.~~, who acknowledged that he is the President of Payton Production, Inc., a Texas Corporation, and that for and on behalf of the said corporation, and as its act and deed he executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

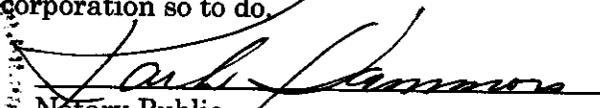

Notary Public

My Commission Expires:
1-15-09

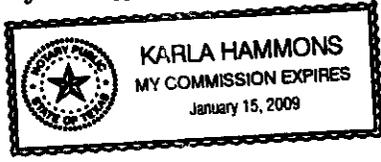


STATE OF TEXAS
COUNTY OF GREGG

PERSONALLY appeared before me, the undersigned authority in and for said state and county on this the 13 day of November, 2006, the within named ~~C. W.~~ Calvin w. PAYTON, ~~M.D.~~, who acknowledged that he is the President of Payton Partners, LTD, a Texas limited partnership, and for and on behalf of the said corporation and limited partnership, and as their act and deed he executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.


Notary Public

My Commission Expires:
1-15-09



GRANTOR(S) ADDRESS: 1260 Church Road W, Southaven, MS 38671
Home #: 662-393-4450 Bus #: 662-449-4115

GRANTEE(S) ADDRESS: 7960 Wolf River Blvd., Germantown, TN 38138
Home #: N/A Bus #: 901-754-2211

Prepared by:
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