

**INDEXING INSTRUCTIONS:** LOT 173, NEIGHBORHOOD "N", CHERRY TREE PARK SUBDIVISION, SECTION 16, TOWNSHIP 2 SOUTH, RANGE 7 WEST, DESOTO COUNTY, MISSISSIPPI, PLAT BOOK 93 PAGES 15-16

**TRUSTEE'S DEED**

**GRANTOR:**

Scott R. Hendrix, Trustee  
Renasant Bank  
P. O. Box 7120  
Tupelo, MS 38802-7120  
662-842-3871

**GRANTEE:**

Renasant Bank  
P. O. Box 709  
Tupelo, MS 38802  
662-680-1001

TO:

This indenture entered into on this the 10th day of June, 2009, by and between Scott R. Hendrix, as Trustee of the First Part, and Renasant Bank as Grantee of the Second Part;

WHEREAS, on or about the 16th day of October, 2006, New Horizon Homes, LLC executed and delivered a certain Deed of Trust unto Scott R. Hendrix, Trustee, Renasant Bank, beneficiary, to secure an indebtedness therein described which Deed of Trust is recorded in Book 2,600, Page 451, and is modified by a Modification of Deed of Trust recorded in Book 2,921, Page 40 of the land records on file in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, default having been made in the performance of the conditions of said Deed of Trust in the payment of the said indebtedness as it became due; and

WHEREAS, the entire indebtedness secured thereby having been declared due and payable; and

WHEREAS, the undersigned having been directed to execute the trust therein contained and to sell the real property under the provisions of said Deed of Trust for the purpose of raising said secured and unpaid indebtedness, including Attorney's fees; and

WHEREAS, that in default of the payment of certain indebtedness due by New Horizon Homes, LLC, to Renasant Bank and secured by said Deed of Trust conveying the property hereinafter described, the undersigned as Trustee aforesaid, in pursuance of the provisions of said Deed of Trust did, on the 13th day of May, 2009, proceed to advertise said property for sale as

Prepared By:  
Scott R. Hendrix, MSB #10680  
Mitchell, McNutt & Sams, P.A.  
P.O. Box 7120  
Tupelo, MS 38802  
662-842-3871

directed in said Deed of Trust by publishing notice of sale for three consecutive weeks preceding such sale, in the DeSoto Times Tribune, a newspaper published in Hernando, Mississippi, such publications being on, May 19, 26, June 2, 9, 2009, proof of publication being attached hereto and marked Exhibit "A", and by posting notice of sale at the DeSoto County Court House in Hernando, Mississippi, and fixing the 10th day of June, 2009, for the time and the DeSoto County Court House, Hernando, Mississippi, for the place of making said sale, and thereupon on the 10th day of June, 2009, at the place aforesaid, within legal hours, I, as Trustee aforesaid, did offer for sale for cash the following described property embraced in said Deed of Trust, to wit:

Lot 173, Neighborhood "N" Cherry Tree Park Subdivision, located in Section 16, Township 2 South, Range 7 West, DeSoto County, Mississippi, as recorded in Plat Book 93, Pages 15-16, in the office of the Chancery Clerk of DeSoto County, Mississippi.

And thereupon Renasant Bank bid for the same the sum of One Hundred Twenty Nine Thousand Two Hundred Fifty Dollars (\$129,250.00) for the above referenced property, which being the highest and last bid therefor, the same was struck off to Renasant Bank, who was declared the purchaser of the property described herein.

Therefore, in consideration of premises and the payment of the sum of \$129,250.00, the receipt of which is hereby acknowledged, I hereby sell and convey to Renasant Bank said property so sold as aforesaid.

**This sale is made by me as Trustee only and without warranty of any kind whatsoever.**

WITNESS MY SIGNATURE this, the 10<sup>th</sup> day of June, 2009.

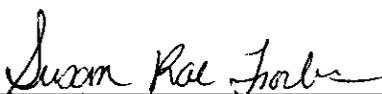
  
\_\_\_\_\_  
Scott R. Hendrix, Trustee

STATE OF MISSISSIPPI  
COUNTY OF LEE

This day personally appeared before me, the undersigned authority in and for the county and state aforesaid, Scott R. Hendrix, who acknowledged that he signed and delivered the above and foregoing Trustee's Deed on the day and year therein mentioned as his own act and deed.

Given under my hand and seal this, the 10<sup>th</sup> day of June, 2009.



  
\_\_\_\_\_  
Notary Public

# DESOTO TIMES-TRIBUNE

## PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI  
COUNTY OF DESOTO

**Diane Smith** 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-Tribune, 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:

**TRUSTEE'S SALE NOTICE**  
WHEREAS, on the 10th day of October, 2000, New Horizon Homes, LLC dissolved and delivered a certain Deed of Trust into Scott R. Hendrix, Trustee, Renaissance Bank, beneficiary, to secure an indebtedness therein described which Deed of Trust is recorded in Book 2,600, Page 451, and is modified by a Modification of Deed of Trust recorded in Book 2,921, Page 49 of the land records on file in the office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, default has been made in the payment of the indebtedness secured by said Deed of Trust, which default continues, and Renaissance Bank, the legal holder of the note secured by said Deed of Trust, having requested the undersigned to sell the property described herein for the purpose of satisfying the indebtedness and costs of sale.

WHEREAS, the undersigned, designated Trustee, will on the 10th day of June, 2009, at the East front door of the DeSoto County Court House in Hernando, Mississippi, within legal hours, offer for sale, at public outcry, to the highest bidder for cash, the following described property in DeSoto County, Mississippi, to wit:

Lot 173, Neighborhood "N" Cherry Tree Park Subdivision, located in Section 16, Township 2 South, Range 7 West, DeSoto County, Mississippi, as recorded in Plat Book 93, Pages 15-16, in the office of the Chancery Clerk of DeSoto County, Mississippi.

Such title will be conveyed as is vested in me as Trustee aforesaid without warranty of any kind. This at the 13th day of May, 2009.

/s/ Scott R. Hendrix  
Scott R. Hendrix, Trustee  
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- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2009
- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2009

Diane Smith

Sworn to and subscribed before me, this 9 day of June, 2009

BY Judy H. Douglas

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES: JANUARY 16, 2013  
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



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