

STATE OF MISSISSIPPI  
COUNTY OF DESOTO

SUBSTITUTED TRUSTEE'S DEED

WHEREAS, on July 31, 2007, MDM COMPANY, LLC executed a certain Deed of Trust to J. PATRICK CALDWELL, TRUSTEE for the benefit of BANCORPSOUTH BANK, which Deed of Trust is recorded in the Office of the Chancery Clerk of DeSoto County, Mississippi in Book 2767, Page 604; and

WHEREAS, BANCORPSOUTH BANK substituted ERIC L. SAPPENFIELD as Trustee in place and lieu of J. PATRICK CALDWELL, by instrument dated April 20, 2009, and recorded in the Chancery Clerk of DeSoto County, Mississippi, in Book 3026, Page 96; 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, BANCORPSOUTH BANK, 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.

WHEREAS, the undersigned Substituted Trustee in accordance with the terms of the Deed of Trust and the laws of the State of Mississippi did advertise said sale in THE DESOTO TIMES, a newspaper published and generally circulated in DeSoto County, Mississippi, for four consecutive weeks preceding the date of the sale. The first notice publication appeared May 21, 2009 and subsequent notices appeared on May 28, 2009, June 4, 2009, and June 11, 2009. Proof of publication is attached hereto and incorporated herein by reference as Exhibit "A".

WHEREAS, on June 12, 2009, at the East Door of the County Courthouse of DeSoto County, Hernando, Mississippi, commencing at 11:00 A.M., I the undersigned Substituted Trustee did offer for sale and sell said property for cash to the highest bidder the following described property, lying and being situated in DeSoto County, Mississippi, to wit:

*Eric*

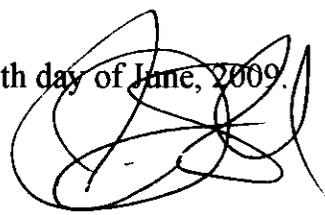
Lot 80, Section B, Rosebury P.U.D., in Section 10, Township 2 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 97, Page 29, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

The undersigned Substituted Trustee offered said property for sale at public outcry as set forth above and there appeared BANCORPSOUTH BANK, who bid the amount of \$62,667.90, and this being the highest and best bid, said BANCORPSOUTH BANK, was declared the successful bidder and the same was then and there struck off to said BANCORPSOUTH BANK.

NOW THEREFORE, in consideration of the premises and in consideration of the price and sum of \$62,667.90, cash in hand paid, receipt of which is hereby acknowledged, I, the undersigned Substituted Trustee, do hereby sell and convey unto BANCORPSOUTH BANK, the land and property above described, together with all improvements thereon.

Title to this property is believed to be good, but I will convey only such title as is vested in me as Substituted Trustee.

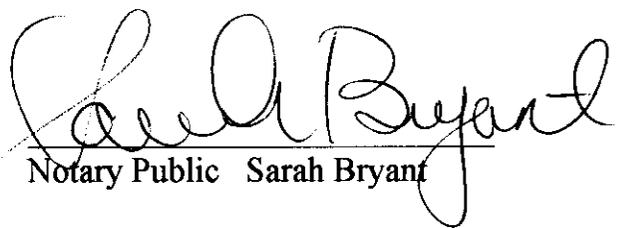
WITNESS MY SIGNATURE this the 12th day of June, 2009.



Eric L. Sappenfield  
Substituted Trustee

STATE OF MISSISSIPPI  
COUNTY OF DESOTO

PERSONALLY appeared before me the undersigned authority in and for the said county, and state, on this 12th day of June, 2009, within my jurisdiction, the within named ERIC L. SAPPENFIELD, who acknowledged that he is Substituted Trustee of BANCORPSOUTH BANK, and that in said representative capacity he executed the above and foregoing instrument, after first having been duly authorized so to do.



Notary Public Sarah Bryant

My Commission Expires:  
June 21, 2011



**GRANTOR'S ADDRESS:**

6858 Swinnea Road  
5 Rutland Place,  
Southaven, MS 38671

wk: 662-349-3436

hm: n/a

**GRANTEE'S ADDRESS**

6363 Poplar Avenue, Suite 221  
Memphis, TN 38119

wk: 901-762-7540

hm: n/a

This instrument prepared by and return to:

Eric L. Sappenfield, PLLC

Attorney at Law

MS Bar #6468

6858 Swinnea Road

#5 Rutland Place

Southaven, MS 38671

662-349-3436

foreclosures/12744.80std

# 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:

**SUBSTITUTED TRUSTEE'S NOTICE OF SALE**

WHEREAS, on July 31, 2007, MDM COMPANY, LLC executed a certain Deed of Trust to J. PATRICK CALDWELL, TRUSTEE for the benefit of BANCORP-SOUTH BANK, which Deed of Trust is of record in the Office of the Chancery Clerk of DeSoto County, Mississippi, in Book 2787, Page 804.

WHEREAS, BANCORP-SOUTH BANK has heretofore substituted ERIC L. SAPPENFIELD as Trustee in place and lieu of J. PATRICK CALDWELL by instrument dated April 20, 2009, and recorded in the Office of the Chancery Clerk of DeSoto County, Mississippi in Book 3026, Page 96; 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, BANCORP-SOUTH BANK, 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 expenses of sale.

NOW, THEREFORE, I, ERIC L. SAPPENFIELD, SUBSTITUTED TRUSTEE, under the provisions of and by virtue of the authority conferred upon me in the same Deed of Trust, will on the 12th day of June, 2009, commencing at 11:00 o'clock a.m., at the East Door of the County Courthouse of DeSoto County in Hernando, Mississippi, offer for sale and sell said property for cash to the highest bidder, the following described property lying and being situated in DeSoto County, Mississippi:

- Volume No. 114 on the 21 day of May, 2009
- Volume No. 114 on the 28 day of May, 2009
- Volume No. 114 on the 4 day of June, 2009
- Volume No. 114 on the 11 day of June, 2009
- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2009
- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2009

Lot 80, Section B, Rosebury P.U.D., in Section 10, Township 2 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 87, Page 29, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

The undersigned Substituted Trustee will convey only such title as is vested in him by virtue of the above described Deed of Trust.

WITNESS MY SIGNATURE this 11th day of May, 2009.

/s/ Eric L. Sappenfield  
Eric L. Sappenfield (MS Bar No. 8468)

Substituted Trustee  
6858 Swinnea Road  
5 Rutland Place  
Southaven, MS 38671  
662-349-3436

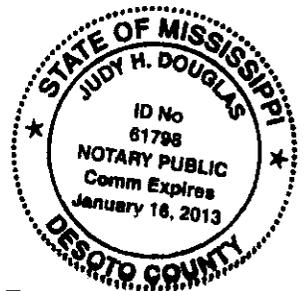
Publication Dates:  
May 21, 2009  
May 28, 2009  
June 4, 2009  
June 11, 2009

Diane Smith

Sworn to and subscribed before me, this 11 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



- A. Single first insertion of 378 words @ .12 \$ 45.36
  - B. 3 subsequent insertions of 1134 words @ .10 \$ 113.40
  - C. Making proof of publication and depositing to same \$ 3.00
- TOTAL PUBLISHER'S FEE: \$ 161.76