

W.E. Davis

8/04/09 12:26:45
DK W BK 613 PG 602
DESOTO COUNTY, MS
W.E. DAVIS, CH CLERK

Prepared by:

Jeffrey S. McCaskill
Baskin, McCarroll, McCaskill & Campbell, P.A.
P. O. Box 190
Southaven, MS 38671
Tel. (662) 349-0664
MB# 09405

Return to:

Cole CV Southaven MS, LLC
2555 E. Camelback Road, Suite 300
Phoenix, AZ 85016
Tel. (602) 778-8700
Attention: Ms. Lari Clark

Indexing Instructions: Lot 1, District 21, Phase A, Snowden Farms PUD, in Sec. 33, T1S, R7W, Plat Book 108,
Pages 14-16, DeSoto County Chancery Clerk's Office

SPECIAL WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00) cash in hand paid and other good and valuable consideration, the receipt of which is hereby acknowledged,

BOOS-SOUTHAVEN, LLC, a Florida limited liability company ("**Grantor**"),
2651 McCormick Drive
Clearwater, FL 33759
(727) 669-2900

does hereby grant, bargain, sell, convey, and specially warrant unto

COLE CV SOUTHAVEN MS, LLC, a Delaware limited liability company ("**Grantee**"),
2555 E. Camelback Road, Suite 110
Phoenix, AZ 85016
Attn: Legal Department
(602) 778-8700

together with all rights and privileges appurtenant thereto, the real property situated and being located in the DeSoto County, Mississippi (the "**Property**") described as follows:

Baskin

Lot 1, District 21, Phase A, Snowden Farms PUD, situated in Section 33, Township 1 South Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 108, Pages 14-16, in the Office of the Chancery Clerk of DeSoto County, Mississippi, and being a part of the Bob White Land, LLC, Bob White Farms, LLC, RTA Properties, LLC, THT, III Properties, LLC, BST Properties, LLC and RCT Properties, LLC property as described in Book 569 Page 754 (Parcel V) and being in the Northeast Quarter of Section 33, Township 1 South, Range 7 West in the City of Southaven, Desoto County, Mississippi:-

Commencing at the recognized and accepted Northeast corner of Section 33, Township 1 South, Range 7 West in the City of Southaven, Desoto County, Mississippi, said point being the intersection of the centerlines of Goodman Road (Mississippi Highway 302) and Getwell Road; thence North 89 Degrees 22 Minutes 56 Seconds West with the centerline of Goodman Road a distance of 381.27 feet to a point; thence South 00 Degrees 37 Minutes 04 Seconds West a distance of 75.00 feet to an iron pin set in the south line of Goodman Road (right-of-way varies) said iron pin being the true point of beginning; thence South 00 Degrees 14 Minutes 56 Seconds East a distance of 135.94 feet to an iron pin set at a point of curvature; thence southeastwardly along a curve to the left having a radius of 216.00 feet a distance of 142.82 feet (chord = South 19 Degrees 11 Minutes 28 Seconds East 140.23 feet, Delta = 37 Degrees 53 Minutes 05 Seconds) to an iron pin set; thence South 50 Degrees 06 Minutes 47 Seconds West a distance of 100.77 feet to an iron pin set; thence North 38 Degrees 42 Minutes 14 Seconds West a distance of 51.82 feet to an iron pin set; thence South 89 Degrees 45 Minutes 04 Seconds West a distance of 216.72 feet to an iron pin set; thence North 00 Degrees 14 Minutes 56 Seconds West a distance of 286.78 feet to an iron pin set in the south line of Goodman Road; thence easterly along the south line of Goodman Road the following three calls:

South 89 Degrees 11 Minutes 13 Seconds East a distance of 108.14 feet to an iron pin set; thence North 86 Degrees 28 Minutes 25 Seconds East a distance of 140.05 feet to an iron pin set; thence South 89 Degrees 22 Minutes 56 Seconds East a distance of 33.10 feet to the point of beginning.

Together with all improvements, buildings, structures and fixtures located thereon; all easements, if any benefiting the Property, including any right, title and interest of Grantor in and to any property lying in or under the bed of any street, alley, road or right-of-way, open or proposed, abutting or adjacent to the Property; the strips, gaps or gores, if any, between the Property; and abutting property; all water, water rights, oil, gas or other mineral interests in, on, under of above the Property; and all rights and interests to receive any condemnation awards from any condemnation proceeding pertaining to the Property, sewer rights, water courses, wells, ditches and flumes located on or appurtenant to the Property.

SUBJECT TO the liens of taxes and assessments not yet due and payable, leases, easements, and restrictions of public record, easements visible upon the Property.

Grantor warrants the title to the Property against all acts of the Grantor herein and no other.

IN WITNESS WHEREOF the Grantor has caused this instrument to be executed on the date indicated in the acknowledgement for the Grantor below, but this instrument is to be effective as of July 31st, 2009.

GRANTOR:

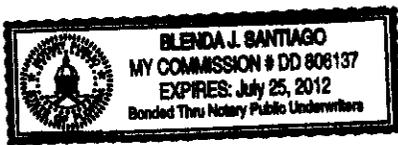
BOOS-SOUTHAVEN, LLC, a Florida limited liability company

By: **BOOS STATES DEVELOPMENT, LLC**, a Florida limited liability company, its sole Member

By: *Robert D. Boos*
Robert D. Boos, Managing Member

STATE OF FLORIDA)
COUNTY OF PINELLAS)

Personally appeared before me, the undersigned authority in and for the said county and state, on this 31st day of July, 2009, within my jurisdiction, the within named **ROBERT D. BOOS**, who acknowledged that he is Managing Member of **BOOS STATES DEVELOPMENT, LLC**, a Florida limited liability company, which is the sole member of **BOOS-SOUTHAVEN, LLC**, a Florida limited liability company, and as the act and deed of **BOOS-STATES DEVELOPMENT, LLC**, A Florida limited liability company, and as the act and deed of **BOOS-SOUTHAVEN, LLC**, A Florida limited liability company he executed the above and foregoing instrument, after first having been duly authorized by said limited liability companies so to do.



Blenda J. Santiago
Notary Public
My Commission expires: 7/25/2012

[Notarial Seal]