

1/20/11 1:37:42  
DK W BK 650 PG 639  
DE SOTO COUNTY, MS  
W.E. DAVIS, CH CLERK

Prepared by:  
Scot P. Goldsholl  
Dyke, Henry, Goldsholl & Winzerling, P.L.C.  
415 North McKinley, Suite 555  
Little Rock, Arkansas 72205  
Telephone No. (501) 661-1000  
DHG&W File No. 57497G-1

Return to:  
Scot P. Goldsholl  
Dyke, Henry, Goldsholl & Winzerling, P.L.C.  
415 North McKinley, Suite 555  
Little Rock, Arkansas 72205  
Telephone No. (501) 661-1000

## **SUBSTITUTE TRUSTEE'S DEED**

### **GRANTOR:**

KENNETH E. STOCKTON, SUBSTITUTE TRUSTEE  
449 West Commerce Street  
Hernando, MS 38632  
Telephone No. 662-429-3469

### **TO:**

### **GRANTEE:**

BANCORPSOUTH BANK  
2778 West Jackson Street  
P.O. Box 789  
Tupelo, MS 38803  
TELEPHONE NO. (662) 678-7580

### **THE REAL PROPERTY WHICH IS THE SUBJECT OF THIS CONVEYANCE IS DESCRIBED AS FOLLOWS:**

Lot 29, Neighborhood A, Cherry Tree Park Subdivision, situated in Section 16, Township 2 South, Range 7 West, as shown on plat of record in Plat Book 91, Page 17 in the Chancery Clerk's Office of DeSoto County, Mississippi.

*Stockton*

WHEREAS, on January 31, 2006, Brian D. Klinger and Charlene Klinger executed a Deed of Trust to J. Patrick Caldwell, as Trustee, with BancorpSouth Bank being shown as Beneficiary therein, under the terms of which the hereinafter described property was conveyed to said Trustee to secure the payment to the said Beneficiary therein, under the terms of which the hereinafter described property was conveyed to said Trustee to secure the payment to the said Beneficiary of a certain indebtedness therein mentioned and described, which Deed of Trust is recorded in Book 2404, Page 515 of the Office of the Chancery Clerk of De Soto County, Mississippi; and

WHEREAS, BancorpSouth Bank, the holder of said Deed of Trust and the Note secured thereby, substituted Kenneth E. Stockton as Trustee in place of the afore-mentioned original Trustee, as authorized by the terms thereof, as evidenced by an instrument dated December 3, 2010, and recorded in Book 3252, Page 233 in the Office of the Chancery Clerk of De Soto County, Mississippi; and

WHEREAS, default having been made in the payment of the indebtedness secured by said Deed of Trust, and the Beneficiary having exercised the option in such case provided, and having declared the entire unpaid balance of said indebtedness immediately due and payable, and having directed the undersigned as Substitute Trustee in said Deed of Trust, to execute the same by sale of the property therein described in accordance with the terms and conditions of the said Deed of Trust; and,

WHEREAS, after having advertised the said sale in all respects as required by law and the terms of said Deed of Trust, the undersigned did, between the hours of 11:00 o'clock in the forenoon and 4:00 o'clock in the afternoon on January 13, 2011, at the East front door steps of the DeSoto County Courthouse in Hernando, Desoto County, Mississippi, offer the hereinafter described land and property for sale to the highest bidder for cash in the manner required by law and the terms and conditions of said Deed of Trust; and,

WHEREAS, at the time and place aforementioned, the undersigned received from the hereinafter named grantee a bid of Two Hundred Fourteen Thousand Six Hundred Sixty-Eight and 26/100 (\$214,668.26), which was the highest bid for cash for said land and property, and said bidder was then and there declared to be the purchaser thereof;

NOW, THEREFORE, in consideration of the aforesaid sum, cash in hand paid, the receipt whereof is hereby acknowledged, the undersigned does hereby sell and convey unto BancorpSouth Bank, the afore-described real estate, together with all the improvements and appurtenances thereunto belonging, situated in De Soto County, State of Mississippi.



# 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 3 consecutive times, as follows, to-wit:

**SUBSTITUTE TRUSTEE'S NOTICE OF SALE**

WHEREAS, on January 31, 2006, Brian D. Klinger and Charlene Klinger executed a Deed of Trust to J. Patrick Caldwell as Trustee for the benefit of BancorpSouth Bank, which Deed of Trust was recorded in Book 2404, Page 515 in the Office of the Chancery Clerk of De Soto County, Mississippi; and

WHEREAS, BancorpSouth Bank, the holder of said Deed of Trust and the Note secured thereby, substituted Kenneth E. Stockton as Trustee in place of the afore-mentioned original Trustee, as authorized by the terms thereof, as evidenced by an instrument dated December 3, 2010, and recorded in Book 3252, Page 2133 in the Office of the Chancery Clerk of De Soto County, Mississippi; 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, and the legal holder of said indebtedness, BancorpSouth Bank, having requested the undersigned Substitute Trustee to execute the trust and sell said land and property in accordance with the terms of said Deed of Trust for the purpose of raising the sum due thereunder, together with attorney's fees, Substitute Trustee's fees and expenses of sale.

NOW, THEREFORE, I, Kenneth E. Stockton, Substitute Trustee, will on January 13, 2011, offer for sale at public outcry to the highest bidder for cash, within legal hours (between the hours of 11:00 a.m. and 4:00 p.m.) at the East front door steps of the DeSoto County Courthouse in Hernando, DeSoto County, Mississippi, the following-described property:

Lot 29, Neighborhood A, Cherry Tree Park Subdivision, situated in Section 16, Township 2 South, Range 7 West, as shown on plat of record in Plat Book 93, Page 7 in the Chancery Clerk's Office of DeSoto County, Mississippi.

- Volume No. 115 on the 23 day of Dec., 2010
- Volume No. 115 on the 30 day of Dec., 2010
- Volume No. 114 on the 6 day of Jan., 2011
- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2011
- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2011
- Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2011

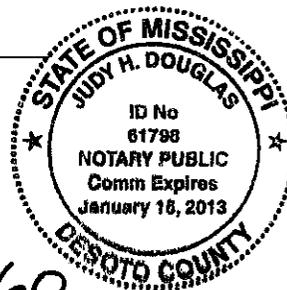
Title to the above described property is believed to be good, but I will convey only such title as vested in me as Substitute Trustee.  
WITNESS my signature on this 14th day of December, 2010.  
/s/ Kenneth E. Stockton, Substitute Trustee  
449 West Commerce Street  
Hernando, MS 38632  
THIS DOCUMENT PREPARED BY:  
DYKE, HENRY, GOLDSHOLL & WINZERLING, P.L.C.  
415 N. McKinley, Ste 1177  
Little Rock, AR 72205  
Telephone No. (501) 661-1000  
DHGW No. 57497G-1  
PUBLISH ON THESE DATES:  
December 23, 2010  
December 30, 2010  
January 6, 2011

Diane Smith

Sworn to and subscribed before me, this 6 day of Jan., 2011

BY Judy 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 388 words @ .12 \$ 46.56
  - B. 2 subsequent insertions of 776 words @ .10 \$ 77.60
  - C. Making proof of publication and depositing to same \$ 3.00
- TOTAL PUBLISHER'S FEE: \$ 127.16