

Prepared By:
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Return To:
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Substituted Trustee's Deed

Grantor:
John C. Underwood, Jr.
340 Edgewood Terrace Drive
Jackson, MS 39206
(601) 981-7773

Grantee:
GMAC Mortgage, LLC
9275 Sky Park Court Third Floor, Suite 300
San Diego, California 92123
713-960-9676 ext.8594

INDEXING INSTRUCTIONS AND/OR LEGAL DESCRIPTION:

Lot 290, Sec. E, Parcel 6, Central Park Neighborhood, PUD, in S29/T1S/R7W
PB 79 Pg 44

SUBSTITUTED TRUSTEE'S DEED

WHEREAS, on February 22, 2007, Carlos Apodaca and Mary Apodaca executed a deed of trust to Equity Settlement Services, Inc. Closings, Trustee for the benefit of "MERS" Mortgage Electronic Registration Systems, Inc. which deed of trust is recorded in Deed of Trust Book 2,672 at Page 414 in the office of the Chancery Clerk of the County of DeSoto, State of Mississippi; and

WHEREAS, the aforesaid deed of trust was assigned to GMAC Mortgage, LLC by instrument dated January 13, 2011 and recorded in Book 3,266 at Page 718 of the records of the aforesaid Chancery Clerk; and

WHEREAS, the aforesaid, GMAC Mortgage, LLC, the holder of said deed of trust and the note secured thereby, substituted John C. Underwood, Jr., as Trustee therein, as authorized by the terms thereof, by instrument dated January 14, 2011, and recorded in the office of the aforesaid Chancery Clerk in Book 3,269 at Page 188; 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, and the legal holder of said indebtedness, GMAC Mortgage, LLC, 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 for the purpose of raising the sums due thereunder, together with attorney's fees, Substituted Trustee's fees and expense of sale;

WHEREAS, the undersigned Substituted Trustee, after posting and publication of the Notice of Sale as required by the terms of said deed of trust and the laws of the State of Mississippi, within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M.), on the

12th day of April, 2011 at public outcry offered the hereinafter described property for sale at the Main Front door of the County Courthouse at Hernando, County of DeSoto, State of Mississippi;

WHEREAS, at such sale, GMAC Mortgage, LLC bid the sum of \$160,042.55; and

WHEREAS, said bid by GMAC Mortgage, LLC, was the highest bid;

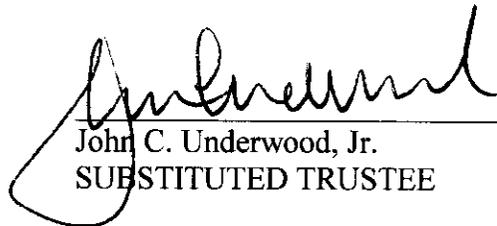
NOW, THEREFORE, I, John C. Underwood, Jr., Substituted Trustee, in consideration of the sum of \$160,042.55, do hereby sell and convey unto GMAC Mortgage, LLC the following described property located and situated in the County of DeSoto , State of Mississippi, to-wit:

The land lying and being situated in DeSoto County, Mississippi, more particularly described as follows, to-wit:

Lot 290, Section E, Parcel 6, Central Park Neighborhood, PUD, situated in Section 29, Township 1 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 79, Page 44, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

Parcel No. 107929250-00290.00

WITNESS MY SIGNATURE, this, the 12th day of April, 2011.

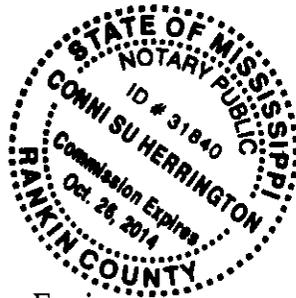

John C. Underwood, Jr.
SUBSTITUTED TRUSTEE

STATE OF MISSISSIPPI

COUNTY OF HINDS

PERSONALLY came and appeared before me, the undersigned authority in and for the county and state aforesaid, John C. Underwood, Jr. Substituted Trustee, who acknowledged to and before me that he executed the foregoing Substituted Trustee's Deed on the day and year therein mentioned, and for the purposes therein expressed.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, this, the 12th day of April, 2011.



Conni Su Herrington
NOTARY PUBLIC

My Commission Expires:

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:

SUBSTITUTED TRUSTEE'S NOTICE OF SALE

WHEREAS, on February 22, 2007, Carlos Apodaca and Mary Apodaca, executed a deed of trust to Equity Settlement Services, Inc. Closings, trustee for the benefit of "MERS" Mortgage Electronic Registration Systems, Inc., which deed of trust is recorded in Deed of Trust Book 2,672 at Page 414 in the office of the Chancery Clerk of the County of DeSoto, State of Mississippi; and

WHEREAS, the aforesaid deed of trust was assigned to GMAC Mortgage, LLC by instrument dated January 13, 2011, and recorded in the office of the aforesaid Chancery Clerk in Book 3,286 at Page 718; and

WHEREAS, the aforesaid, GMAC Mortgage, LLC, the holder of said deed of trust and the note secured thereby, substituted John C. Underwood, Jr., as Trustee therein, as authorized by instrument dated January 14, 2011 and recorded in the office of the aforesaid Chancery Clerk in Book 3,289 at Page 188; 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, and the legal holder of said indebtedness, GMAC Mortgage, LLC, 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 for the purpose of raising the sums due thereunder, together with attorney's fees, Substituted Trustee's fees and expense of sale.

NOW, THEREFORE, I, John C. Underwood, Jr., Substituted Trustee, in said deed of trust, will on the 12th day of April, 2011, offer for sale at public outcry for cash to the highest bidder, and sell within legal hours (being between the hours of 11:00 A.M. and 4:00 P.M.) at the Main front door of the County Courthouse at Hernando, County of DeSoto, State of Mississippi, the following described property situated in the County of DeSoto, State of Mississippi, to-wit:

Volume No. 116 on the 22 day of March, 2011

Volume No. 116 on the 29 day of March, 2011

Volume No. 116 on the 5 day of April, 2011

Volume No. _____ on the _____ day of _____, 2011

Volume No. _____ on the _____ day of _____, 2011

Volume No. _____ on the _____ day of _____, 2011

Diane Smith

The land lying and being situated in DeSoto County, Mississippi, more particularly described as follows, to-wit:
Lot 290, Section E, Parcel 6, Central Park Neighborhood, PUD, situated in Section 29, Township 1 South, Range 7 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 79, Page 44, in the Office of the Chancery Clerk of DeSoto County, Mississippi.

Parcel No. 107829250-00290.00

I WILL CONVEY only such title as is vested in me as Substituted Trustee.

WITNESS MY SIGNATURE, this the 9th day of March, 2011.

John C. Underwood, Jr.
SUBSTITUTED TRUSTEE

Deed of Trust into the Terms, Inc. assigned said

Sworn to and subscribed before me, this 5 day of April, 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 433 words @ .12 \$ 51.96

B. 2 subsequent insertions of 866 words @ .10 \$ 86.60

C. Making proof of publication and depositing to same \$ 3.00

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