

LEGAL NOTICES

IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI
IN THE MATTER OF THE ADMINISTRATION OF THE ESTATE OF JEFF MOORE, DECEASED

CIVIL ACTION, FILE NO. 2018-00035
SUMMONS BY PUBLICATION
THE STATE OF MISSISSIPPI COUNTY OF HOLMES

TO: ALL BORN, KNOWN, ABSENT OR UNKNOWN HEIRS AT LAW OF JEFF MOORE

You have been made a respondent in the Amended Petition to Determine Heirs and Second Amended Petition to Determine Heirs filed within the Court by Joyce Logan Hurley seeking a judicial determination of the rightful heirs at law of Jeff Moore.

You are summoned to appear and defend against said Petition filed against you in this action at 9:00 o'clock A.M., on the 20th day of June, 2019, at the Holmes County Chancery Courthouse, Lexington, Mississippi, and in case of your failure to appear and defend a judgment will be entered against you for the things demanded in the Petition.

You are not required to file an answer or other pleading but you may do so if you desire.

ISSUED UNDER MY HAND AND SEAL OF THIS COURT, this the 20th day of May, 2019.

HENRY LUCKETT
HOLMES COUNTY
CHANCERY CLERK

By: /s/ Charlie Luckett D. C.

JIM ARNOLD
435 East Beacon Street
Philadelphia, MS 39350
Telephone : 601-656-6914
Facsimile: 601-656-6958
E-Mail: jarnoldlawoffice@att.net

5-23,30;6-6b

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Mississippi Environmental Quality Permit Board will hold a public meeting on Tuesday, at 9:00 a.m. on June 11, 2019 in the Mississippi Department of Environmental Quality, 515 Amite Street, Jackson, Mississippi 39201.

Consideration will be given to the following surface mining bond release application(s):
Hammett Gravel Company, Inc., A1760, Permit No. P10 - 020AAA, Holmes County, Mississippi

The applicant seeks the release of 10% of the performance bond posted to cover the reclamation of 255.5 acres of surface mined land located in Section 10 and 15, Township 13N, Range 1E, Holmes County, Mississippi.

All comments must be received by the Office of Geology no later than May 31, 2019, in order to forward a copy of the comments to the operator and to incorporate the comments into the hearing records as required by law.

For further information, write the Mississippi Department of Environmental Quality, Office of Geology, P. O. Box 2279, Jackson, Mississippi 39225, or call (601) 961-5527. Sincerely,

/s/ James Matheny
James Matheny
Division Director
Mining and Reclamation Division
5-9,16,23b

IN THE CIRCUIT COURT OF HOLMES COUNTY, MISSISSIPPI
PARKER'S TOWING AND RECOVERY LLC PLAINTIFF
VERSUS CAUSE NO. 2019-0073
ZAQUM ENTERPRISES LLC AND OTHERS DEFENDANTS

ALIAS SUMMONS
THE STATE OF MISSISSIPPI

TO: CORNELIUS CHANEY AS AGENT FOR SERVICE OF PROCESS FOR ZAQUM ENTERPRISES, LLC
7928 SHARMIL DRIVE, APT. 4
SOUTHAVEN, MS 38671

AND: TO ZAQUM ENTERPRISES, LLC
NOTICE TO DEFENDANT(S)

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

You have been made a Defendant in the suit filed in this court by Parker's Towing and Recovery, LLC, seeking to money judgment for services rendered. Defendants other than you in this action are Fleet Equipment LLC and Traffix, a Division of 673753 Ontario Limited.

You are required to mail or hand deliver a written response to the Complaint filed against you in this action to J. Lane Greenlee, Attorney for Plaintiff, whose post office address is P.O. Box 430, Winona, MS 38967 and whose street address is 401 Summit St., Suite 103, Winona, MS 38967.

YOUR RESPONSE MUST BE MAILED OR DELIVERED NOT LATER THAN THIRTY DAYS AFTER MAY 9, 2019, WHICH IS THE DATE OF THE FIRST PUBLICATION OF THIS SUMMONS. IF YOUR RESPONSE IS NOT SO MAILED OR DELIVERED, A JUDGMENT BY DEFAULT WILL BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER RELIEF DEMANDED IN THE COMPLAINT.

You must also file the original of the Response with the Clerk of this Court within a reasonable time afterward.

Issued under my hand and the seal of said Court, this April 26, 2019.

Earlene Wright-Hart,
Circuit Clerk
Holmes County
P.O. Box 718
Lexington, MS 39095
S/ Brenda Travis, D. C.

J. Lane Greenlee MSB #5000
Greenlee Law Firm, Inc.
Attorney for Plaintiff
P.O. Box 430
Winona, MS 38967
(662) 283-1354
5-9,16,23b

IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI
IN THE MATTER OF THE GUARDIANSHIP OF TAMIA D. ANDERSON
CAUSE NO. 18-0153

SUMMONS
STATE OF MISSISSIPPI
COUNTY OF HOLMES

TO: Kevin Garrett, Jr.
Last Address Unknown
All unknown fathers of Tamia Anderson,
Address unknown

NOTICE TO DEFENDANT(S)

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS.

You are summoned to appear and defend against the Complaint filed against you in this action at 9:00 a. m. on the 20th day of June 2019 in the courtroom of the Holmes County Chancery Courthouse at 116 E. China Street, Lexington, Mississippi before Honorable Robert G. Clark, III, Chancellor, and in the case of your failure to appear and defend, a judgment will be entered against you for the things demanded in the Complaint.

You are not required to file an answer or other pleadings but you may do so if you desire.

Issued under my hand and the seal of said Court, this the 15 day of April 2019.

/s/ Henry Luckett
Clerk of Holmes County,
Mississippi
BY: /s/ Charlie Luckett, D.C.

Presented By:
Kaylyn Caston, Limited Practice
Gayla Carpenter Sanders MSB#101610
Mississippi Volunteer Lawyers Project
Post Office Box 1503
Jackson, MS 39215
Phone: 601-960-9577
Fax: 601-944-9678
Attorney for Janice Harper
5-9,16,23p

IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI
IN THE MATTER OF THE ADMINISTRATION OF THE ESTATE OF CLAIBORNE DAVENPORT, DECEASED
CIVIL ACTION, FILE NO. 18-00102

SUMMONS BY PUBLICATION
THE STATE OF MISSISSIPPI
COUNTY OF HOLMES

TO: Linda Barnes Moore
7409 Sandhurst Lane South
N. Richland Hills, TX 76180
Via Marie Kirkwood
8859 County Road 87
West, MS 39192

Elbert Davenport, Jr.
8859 County Road 87
West, MS 39192
Sandra Davenport
8914 County Road 87
West, MS 39192
Jimmy Davenport
4653 W Jackson Blvd, Apt # 1 W
Chicago, IL 60644

Marilyn Kidd Washington
327 W. Palmer Street
Compton, CA 90220
Kevin Logan
1704 W. Poplar Street
Compton, CA 90220
Elizabeth Burkhead Logan
17306 Stark Avenue
Cerritos, CA 90701
Wilhelmina Pittman
7409 Sandhurst Lane South
N. Richland Hills, TX 76180
Deloise Davenport
8859 County Road 87
West, MS 39192

Beatrice Kirkwood
3054 Rathell Road
Lexington, MS 39095
Queen Davenport
4653 W. Jackson Blvd, Apt # 1 W
Chicago, IL 60644
Sammie Watson
117 Chicago Street
Lexington, MS 39095

Marvin Lee Kidd
18832 Stefani Avenue
Cerritos, CA 90703
William Kenneth Logan
10146 Longworth Avenue
Santa Fe Springs, CA 90746
Eric Brandon Logan
15428 Flatbush
Norwalk, CA 90650
Teresa Logan
11712 Holyoak Lane
Garden Grove, CA 92840

Joe Lee Davenport
7653 Sledge Road
Millington, TN 38053
Marie Smith
1053 S. Prospect 2 Rear
Chicago, IL 60643
Frederick Smith
2255 W. Washington, Apt. #A
Chicago, IL 60612

Flora Davenport
6940 South Princeton
Chicago, IL 60621
Larry Davenport
6940 South Princeton
Chicago, IL 60621
Joann Smallwood
7600 Low Rance Road
Memphis, TN 38125

Estella Smallwood
7600 Low Rance Road
Memphis, TN 38125
Estella Smallwood
c/o Joann Smallwood POA
7600 Low Rance Road
Memphis, TN 38125

Chicoma Smallwood
7600 Low Rance Road
Memphis, TN 38125
Clementine Davenport
155 N. Woods, Apartment #N
Chicago, IL 60612
Ksharmel Brown
2255 W. Washington, Apt. #A
Chicago, IL 60612

327 W. Palmer Street
Compton, CA 90220
Kevin Logan
1704 W. Poplar Street
Compton, CA 90220
Elizabeth Burkhead Logan
17306 Stark Avenue
Cerritos, CA 90701
Wilhelmina Pittman
7409 Sandhurst Lane South
N. Richland Hills, TX 76180
Deloise Davenport
8859 County Road 87
West, MS 39192

Beatrice Kirkwood
3054 Rathell Road
Lexington, MS 39095
Queen Davenport
4653 W. Jackson Blvd, Apt # 1 W
Chicago, IL 60644
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Marie Smith
1053 S. Prospect 2 Rear
Chicago, IL 60643
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2255 W. Washington, Apt. #A
Chicago, IL 60612

Flora Davenport
6940 South Princeton
Chicago, IL 60621
Larry Davenport
6940 South Princeton
Chicago, IL 60621
Joann Smallwood
7600 Low Rance Road
Memphis, TN 38125
Estella Smallwood
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Estella Smallwood
c/o Joann Smallwood POA
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Memphis, TN 38125
Chicoma Smallwood
7600 Low Rance Road
Memphis, TN 38125
Clementine Davenport
155 N. Woods, Apartment #N
Chicago, IL 60612
Ksharmel Brown
2255 W. Washington, Apt. #A
Chicago, IL 60612
5-16,23,30b

SUBSTITUTE TRUSTEE'S NOTICE OF SALE WHEREAS, on May 31, 2007, Kendra Smith and Derick Smith, wife and husband executed a deed of trust for the benefit of Regions Bank d/b/a Regions Mortgage, which deed of trust was recorded on June 5, 2007, in Book 2007, Page 3510 in the office of the Chancery Clerk of Holmes County, Mississippi; and WHEREAS, the aforementioned deed of trust was assigned by Regions Bank d/b/a Regions Mortgage successor by merger with Union Planters Bank, National Association also known as Union Planters Bank, N.A. to EverBank, by instrument dated August 16, 2008, and recorded on August 25, 2008, in Book 2008, Page 1034 of the records of the aforesaid Chancery Clerk; and WHEREAS, the aforementioned deed of trust was assigned by EverBank to Green Tree Servicing LLC, by instrument dated August 14, 2015, and recorded on September 8, 2015, in Book 2015, Page 900 of the records of the aforesaid Chancery Clerk; and WHEREAS, Ditech Financial LLC f/k/a Green Tree Servicing LLC, the holder of the deed of trust, substituted McCalla Raymer Leibert Pierce, LLC as Trustee, as authorized by the terms thereof, by instrument recorded on April 15, 2019, and spread at large upon the records in the office of the aforesaid Chancery Clerk in Book 2019, Page 236, prior to the posting and publication of this notice; and WHEREAS, default having been made in the terms and conditions of the deed of trust, and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of the deed of trust, and the legal holder of said indebtedness, Ditech Financial LLC f/k/a Green Tree Servicing LLC, has requested the undersigned Substitute Trustee to execute the trust and sell said land, property and improvements in accordance with the terms of the deed of trust for the purpose of raising the sums due thereunder, together with attorney's fees, Substitute Trustee's fees and expenses of sale; THEREFORE, on May 30, 2019, the undersigned Substitute Trustee in the deed of trust, will offer for sale at public outcry and sell to the highest bidder for cash, with in legal hours (being between the hours of 11:00 a.m. and 4:00 p.m.) at the North door of the Holmes County Courthouse in Lexington, Mississippi, the following described land, property and improvements lying and being situate in Holmes County, Mississippi, to-wit: 2.00 acres, more or less, being located partly in the NE-¼ of the SE-¼ and the SE-¼ of the NE-¼ of Section 11, Township 14 North; Range 2 East, Holmes County, Mississippi, and being more particularly described as follows: Commencing at the intersection of the west line of the SE-¼ of the NE-¼ of Section 11, and the south right-of-way line of Lexington-Ebenezer road, said point being located 150.71 feet north of a 1 inch pipe at the southwest corner of the SE-¼ of the NE-¼ of Section 11, and run thence north 52 degrees 00 minutes 00 seconds east along said south line of Ebenezer road a distance of 150.00 feet to a ½ inch rebar; run thence south 00 degrees 52 minutes and 28 seconds east a distance of 721.07 feet to a 1 inch rebar; run thence north 90 degrees 00 minutes and 00 seconds west a distance of 127.96 feet to a 1/2 inch rebar; run thence north 00 degrees 52 minutes 28 seconds west a distance of 640.81 feet to a 1 inch rebar and Point of Beginning I WILL CONVEY into such title as is vested in the Substitute Trustee. WITNESS MY SIGNATURE, this the 23rd day of April, 2019 /s/ James L. DeLoach McCalla Raymer Leibert Pierce, LLC Substitute Trustee 299 South 9th Street Oxford, MS 38655 (770)643-2148 Foreclosurehotline.net File No.: 5446619 PUBLISH: 05/09/2019,05/16/2019,05/23/2019 5-9,16,23b

CLAIBORNE DAVENPORT
286 Wroble Drive
Marion, IA 52302
Frances Davenport Malone
2740 West Maypole Avenue
Chicago, IL 60612
Walter Davenport
6940 South Princeton
Chicago, IL 60621
Gregory Smallwood
1549 Russell Road
Shreveport, LA 71107
Leonard Smallwood
7600 Low Rance Road
Memphis, TN 38125
Leonard Smallwood
c/o Joann Smallwood POA
7600 Low Rance Road
Memphis, TN 38125

You have been named an heir in the Petition filed in this Court by Joyce Logan Hurley, Successor Executrix, seeking to sell real property owned by the Estate of Claiborne Davenport, Deceased. . .

You are summoned to appear and defend against said Petition filed against you in this action at 9:00 o'clock A.M. . on the 20th day of June, 2019, at the Holmes County Chancery Courthouse, Lexington, Mississippi, and in case of your failure to appear and defend a judgment will be entered against you for the things demanded in the Petition.

You are not required to file an answer or other pleading but you may do so if you desire.

Issued under my hand and official seal of said Court, this the 13th day of May, 2019.

HENRY LUCKETT
HOLMES COUNTY
CHANCERY CLERK

By: /s/ Charlie Luckett D.C.

JIM ARNOLD
435 East Beacon Street
Philadelphia, MS 39350
Telephone: 601-656-6914
Facsimile: 601-656-6958
E-Mail: jarnoldlawoffice@att.net
5-16,23,30b

Clemency Application Notice

My current, legal name is Montrell Demond Jordan. On the date of February 16, 2007, I was convicted under the name of Montrell Jordan in Holmes County, Mississippi for the crime of murder. I am intending to apply for an Executive Pardon. If there is anyone who desires input in this matter, please contact the MS Parole Board at 660 North St., Suite 100A, Jackson, MS 39202; ph# 601-576-3520; fax# 601-576-3528. 5-9,16,23,30;6-6,13,20,27b

Notice of Availability
Hill Burton Uncompensated Services
Holmes County Hospital Lexington, MS will provide uncompensated care under the Hill-Burton funding program during the 2019-2020 fiscal year starting July 1, 2019.

All Services at this facility will be available as uncompensated services to persons whose family income is not more than the Poverty Income Guidelines (Category A) established by the Department of Health and Human Services.

Holmes County Hospital will consider all applications and services will be provided up to the extent of the facility's annual obligation as outlined by the Health and Human Services division of the federal government.

This notice is published in accordance with 42 CFR 124.504 Notice of Availability of Uncompensated Services. Comments may be made to the Current allocation plan.

5-2,9,16,23b

IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI
IN THE MATTER OF THE ESTATE OF COLEMAN PATTON, JR., DECEASED
CAUSE NO. 19-0059

NOTICE TO CREDITORS

Letters of Testamentary having been granted on the 3rd day of May, 2019, by the Chancery Clerk of Holmes County, Mississippi, to the undersigned upon the estate of Coleman Patton, Jr., deceased, notice is hereby given to all persons having a claim against said estate to present the same to the Clerk of said Court for probate and registration according to law within ninety (90) days from the date of the first publication of this notice, or they will be forever barred.

This the 3rd day of May, 2019.

/s/ Elnora J. Patton
ELNORA PATTON PATTON,
EXECUTRIX OF THE ESTATE
OF COLEMAN PATTON, JR.
5-9,16,23b

IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI
IN THE MATTER OF THE ESTATE OF WILLYE COOKSEY ANTON, DECEASED
CAUSE NO. 2019-0040

NOTICE TO CREDITORS

Letters of Testamentary having been granted on the 12th day of April 2019, by the Chancery Clerk of Holmes County, Mississippi, to the undersigned upon the Estate of Willye Cooksey Anton, deceased, notice is hereby given to all persons having a claim against said estate to present the same to the Clerk of said Court for probate and registration according to law within ninety (90) days from the date of the first publication of this notice, or they will be forever barred.

This the 8th day of May 2019.

/s/ Richard Anton
RICHARD ANTON,
EXECUTOR OF THE ESTATE
OF WILLYE COOKSEY ANTON
5-16,23,30b

IN THE CHANCERY COURT OF HOLMES COUNTY, MISSISSIPPI
IN THE MATTER OF THE ADMINISTRATION OF THE ESTATE OF CLAIBORNE DAVENPORT, DECEASED
CIVIL ACTION, FILE NO. 18-00102

SUMMONS BY PUBLICATION
THE STATE OF MISSISSIPPI
COUNTY OF HOLMES

TO: Leon Davenport
Marie Harris
Samella Steele
Briddie Davenport
Violet Davenport
Clyde McCain

believed to be a resident of the State of Mississippi, but who is not to be found in this state and whose whereabouts, place of abode, and post office address are unknown to Plaintiff after having made diligent search and inquiry to ascertain the same, but whose last known address was believed to be in the State of Mississippi.

You have been named an heir in the Petition filed in this Court by Joyce Logan Hurley, Successor Executrix, seeking to sell real property owned by the Estate of Claiborne Davenport, Deceased. . .

You are summoned to appear and defend against said Petition filed against you in this action at 9:00 o'clock A.M. . on the 20th day of June, 2019, at the Holmes County Chancery Courthouse, Lexington, Mississippi, and in case of your failure to appear and defend a judgment will be entered against you for the things demanded in the Petition.

You are not required to file an answer or other pleading but you may do so if you desire.

Issued under my hand and official seal of said Court, this the 13th day of May, 2019.

HENRY LUCKETT
HOLMES COUNTY
CHANCERY CLERK

By: /s/ Charlie Luckett D.C.

JIM ARNOLD
435 East Beacon Street
Philadelphia, MS 39350
Telephone: 601-656-6914
Facsimile: 601-656-6958
E-Mail: jarnoldlawoffice@att.net
5-16,23,30b

Clemency Application Notice

My current, legal name is Montrell Demond Jordan. On the date of February 16, 2007, I was convicted under the name of Montrell Jordan in Holmes County, Mississippi for the crime of murder. I am intending to apply for an Executive Pardon. If there is anyone who desires input in this matter, please contact the MS Parole Board at 660 North St., Suite 100A, Jackson, MS 39202; ph# 601-576-3520; fax# 601-576-3528. 5-9,16,23,30;6-6,13,20,27b

Notice of Availability
Hill Burton Uncompensated Services
Holmes County Hospital Lexington, MS will provide uncompensated care under the Hill-Burton funding program during the 2019-2020 fiscal year starting July 1, 2019.

All Services at this facility will be available as uncompensated services to persons whose family income is not more than the Poverty Income Guidelines (Category A) established by the Department of Health and Human Services.

Holmes County Hospital will consider all applications and services will be provided up to the extent of the facility's annual obligation as outlined by the Health and Human Services division of the federal government.

This notice is published in accordance with 42 CFR 124.504 Notice of Availability of Uncompensated Services. Comments may be made to the Current allocation plan.

5-2,9,16,23b

INDEXING INSTRUCTIONS:
Sectional Lot 1, Section 31, Township 15 North, Range 3 East, Holmes County, Mississippi; Lots 1 and 2, Longinotti Subdivision, City of Durant, Holmes County, Mississippi; Lot 3, Section 36, Township 15 North, Range 2 East, Holmes County, Mississippi; Lot 11, Block 1, Steen Subdivision, City of Durant, Holmes County, Mississippi; and Block 22, Gwinton Subdivision, East of RR, Town of Tchula, Holmes County, Mississippi.

SUBSTITUTE TRUSTEE'S NOTICE OF SALE

WHEREAS, on March 22, 2013, Steven Gray, executed a Deed of Trust to Marshall Holt Smith, Jr., Trustee, for the use and benefit of Holmes County Bank & Trust Company, which Deed of Trust is on file and of record in the office of the Chancery Clerk of Holmes County, Mississippi, in Deed of Trust Book 2013 at Page 975 thereof; and WHEREAS, the legal holder of the said Deed of Trust and the note secured thereby, substituted John M. Gilmore, as Trustee therein, as authorized by the terms thereof, by instrument recorded in the office of the aforesaid Chancery Clerk in Deed of Trust Book 2016 at Page 720 thereof; and WHEREAS, default having been made in the performance of the conditions and stipulations as set forth by said Deed of Trust, and having been requested by the legal holder of the indebtedness secured and described by said Deed of Trust so to do, notice is hereby given that I, John M. Gilmore, Substitute Trustee, by virtue of the authority conferred upon me in said Deed of Trust, will offer for sale and will sell at public sale and outcry to the highest and best bidder for cash, during the legal hours (between the hours of 11 o'clock a.m. and 4 o'clock p.m.) at the North door of the Holmes County Courthouse, Lexington, Mississippi, on the 24th day of May 2019 at 11:05 A.M., the following described land and property being the same land and property described in said Deed of Trust, situated in Holmes County, State of Mississippi, to-wit:

TRACT 1
Lot 11, Block 1 of Steen Subdivision, according to the map and plat of J. C. Patton, Civil Engineer, dated July 18, 1988, and filed on April 12, 1989 in the office of the Chancery Clerk of Holmes County, Mississippi.

TRACT 2
Commencing from an iron pipe marking the Southeast corner of Lot 4 of the Herbert Addition in Holmes County, Mississippi, according to the official map or plat thereof on file in the Chancery Clerk's Office of Holmes County, Mississippi; and run thence West for a distance of 429.46 feet to the POINT OF BEGINNING; thence continue West for a distance of 232.54 feet to the East boundary of a platted street for said Herbert Addition; thence run North 6 degrees West along said street for a distance of 180.99 feet; thence run East for a distance of 251.46 feet; thence run South for a distance of 180.00 feet to the POINT OF BEGINNING and close; containing 1.00 acre, more or less, situated in Lot 4 of the Herbert Addition, and also being situated in Sectional Lot 3 of Section 36, Township 15 North, Range 2 East, Holmes County, Mississippi. Identified as Parcel No. 016-36-026.09.

TRACT 3
From the Northernmost corner of Block 22 of the Gwinton Subdivision East of the Railroad, said point being the intersection of the Eastern boundary line of Front Street with the Southern boundary line of Spruce Avenue, run South 43 degrees 15 minutes West along Front Street for 170 feet to the POINT OF BEGINNING of this description; thence run South 46 degrees 45 minutes East for 80 feet; thence run South 43 degrees 15 minutes West for 140 feet; thence run North 46 degrees 45 minutes West along Cherry Avenue for 80 feet to the Eastern boundary line of Front Street; thence run North 43 degrees 15 minutes East along Front Street for 140 feet to the POINT OF BEGINNING, and close, and being a lot situated in Block 22 of Gwinton Subdivision, East of the Railroad, in the Town of Tchula.

TRACT 4
From the point where the East bank of Black Creek intersects the North boundary of Mississippi Highway No. 12, run thence South 76 degrees East along said highway right-of-way for a distance of 410 feet; thence run South 14 degrees West along said right-of-way for 40 feet; thence run South 76 degrees East along said right-of-way for 98 feet to the Point of Beginning; thence continue South 76 degrees East along said right-of-way for the distance of 198 feet; thence run North 14 degrees East for 220 feet; thence run North 76 degrees West

for 198 feet; thence run South 14 degrees West for 220 feet to the Point of Beginning, and close, and containing 1.0 acre, more or less, situated in Sectional Lot 1 of Section 31, Township 15 North, Range 3 East, Holmes County, Mississippi. And being the same real property conveyed to H. L. Nichols, III by Warranty Deed from Carol Lowe dated May 13, 2002, and recorded in Land Deed Book 229 at page 91 of the Holmes County records.

TRACT 5
Begin at an iron stake located at the intersection of the center of said Illinois Central Gulf Railroad property and the East right-of-way boundary line of Lexington Street which said iron stake marks the Northwest corner of the City of Durant property and the Southwest corner and Point of Beginning of the parcel of land herein described. Thence run from said corner and Point of Beginning along the East right-of-way boundary line of Lexington Street North for 208.3 feet to an iron stake. Thence run from said stake and street East for 69.33 feet to an iron stake at the net wire fence corner. Thence run from said corner and along said net wire fence line South 69 degrees and 30 minutes East for 113 feet to an existing iron stake. Thence run from said stake South for 80 feet to an iron stake. Thence run from said stake South 16 degrees and 20 minutes West for 75.5 feet to an iron stake. Thence run from said iron stake South 69 degrees and 30 minutes East for 172 feet to an iron stake located on the West right-of-way boundary of James Street. Thence run from stake South for 74.6 feet to an iron stake that marks the Southeast corner of this described parcel of land and the centerline of the Illinois Central Gulf Railroad property. Thence run along centerline of the abandoned Illinois Central Gulf Railroad property North 69 degrees and 30 minutes West for 338.4 feet to the Southwest corner of said described land and the Point of Beginning. This parcel of land as described consists of part of Lots 1 and 2 and all of Malcolm Street of the Longinotti Subdivision and one half of the abandoned Illinois Central Gulf Railroad property adjoining said Longinotti Subdivision of the City of Durant. Said parcel of land is located in the W ½ of the SW ¼ of Section 11, Township 14 North, Range 4 East of the Choctaw Meridian in the City of Durant, Holmes County, Mississippi, and said parcel of land contains 1.18 acres, more or less. The above parcel of land is known as the Thomas Evon Lepard Homestead located at 404 North Lexington Street, Durant, Mississippi, and as Holmes County Parcel Number 041-07-780.0.

Title to the above described property is believed to be good, but I will convey only such title as is vested in me as Substitute Trustee.