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36406

CANCELLATION OF NOTICES OF LIEN

WHEREAS, on November 3, 1989, the undersigned CHOCTAW, INC., a Delaware corporation, whose address is Post Office Box 2057, Memphis, Tennessee 38101, caused to be filed in the office of the Chancery Clerk of Madison County, Mississippi, a Notice of Materialman's Lien pertaining to that certain land and property in Madison County, Mississippi, which is described in the Exhibit "A" attached hereto and made a part hereof for all purposes; and

WHEREAS, said Notice of Materialman's Lien appears of record in said Chancery Clerk's office in Notice of Construction Liens Book 6, at Page 367; and

WHEREAS, on November 8, 1989, the undersigned Choctaw, Inc. caused to be filed in said Chancery Clerk's office a second Notice of Materialman's Lien pertaining to the same land and property, being the land and property described in the Exhibit "A" attached hereto; and

WHEREAS, said second Notice of Materialman's Lien appears of record in said Chancery Clerk's office in Notice of Construction Liens Book 6, at Page 375; and

WHEREAS, the obligation secured by the lien mentioned in said Notices now has been paid and discharged in full;

NOW, THEREFORE, in consideration of the payment and discharge of said obligation, the undersigned CHOCTAW, INC. hereby cancels of record both of the aforesaid Notices.

WITNESS the execution hereof on this the 16<sup>th</sup> day of February, 1990.

CHOCTAW, INC.

By:

  
Thomas R. Crews  
Its Attorney-In-Fact

STATE OF MISSISSIPPI

COUNTY OF HINDS

Personally appeared before me, the undersigned authority in and for the said County and State, on this 16<sup>th</sup> day of February, 1990, within my jurisdiction, the within named THOMAS R. CREWS, who acknowledged that he is an Attorney-in-Fact for CHOCTAW, INC., a Delaware corporation, and that in his capacity as such Attorney-in Fact, he executed the above and foregoing instrument, after first having been duly authorized by said Corporation so to do.

  
NOTARY PUBLIC

My commission expires: 4/27/92

(Affix official seal, if applicable)

EXHIBIT "A"

BDUF 6 MCL 441

Commence at the Southeast corner of the Northwest One Quarter (NW1/4) of Section 28, Township 8 North, Range 2 East, Madison County, Mississippi; run thence North 00 degrees 00 minutes 40 seconds East 2014.62 feet to a point; run thence North 89 degrees 59 minutes 20 seconds West 60.00 feet to a point; run thence South 00 degrees 00 minutes 40 seconds West 30.00 feet to the Point of Beginning.

From the Point of Beginning run thence South 00 degrees 00 minutes 40 seconds West 377.44 feet along the West right-of-way line of a proposed roadway; run thence South 36 degrees 20 minutes 00 seconds West 1549.21 feet to a point in the center line of an existing stream bed; run thence the following courses and distances along the center line of said stream; North 56 degrees 11 minutes 45 seconds West 249.17 feet; North 62 degrees 57 minutes 17 seconds West 650.00 feet; North 33 degrees 37 minutes 16 seconds West 353.00 feet to a point on the East right-of-way line of Interstate Highway No. 55; run thence the following courses and distances along the East right-of-way line of said Interstate Highway No. 55; run thence along a circular curve to the left, radius = 3969.72 feet, delta angle = 06 degrees 05 minutes 27 seconds, a chord bearing and distance of North 32 degrees 22 minutes 43 seconds East, 421.80 feet to a point; North 29 degrees 20 minutes 00 seconds East 584.78 feet to a point; thence North 42 degrees 23 minutes 50 seconds East 666.65 feet to a point; thence North 61 degrees 03 minutes 01 seconds East 39.73 feet to a point on said East right-of-way line of Interstate Highway No. 55; Departing the East right-of-way line of Interstate Highway No. 55 run thence South 54 degrees 32 minutes 47 seconds East 60.00 feet to the West right-of-way line of a proposed Cul de sac Drive; run thence along a circular curve to the left radius = 80.00 feet, delta angle = 157 degrees 58 minutes 32 seconds, a chord bearing and distance of South 43 degrees 32 minutes 02 seconds East 157.05 feet to a point; run thence South 54 degrees 32 minutes 47 seconds East, 386.75 feet to a point; run thence along a circular curve to the left, delta angle = 35 degrees 26 minutes 33 seconds, radius = 578.31 feet, a chord bearing and distance, of South 72 degrees 16 minutes 04 seconds East, 352.06 feet to a point; run thence South 89 degrees 59 minutes 20 seconds East 95.32 feet back to the Point of Beginning, a parcel situated in the Northwest One Quarter (NW1/4) of Section 28, Township 8 North, Range 2 East, Madison County, Mississippi, containing 51.0862 acres, more or less.

LESS AND EXCEPT:

Commence at the Southeast corner of the Northwest One Quarter (NW1/4) of Section 28, Township 8 North, Range 2 East, Madison County, Mississippi; run thence North 00 degrees 00 minutes 40 seconds East, 2014.62 feet to a point; run thence North 89 degrees 59 minutes 20 seconds West 60.00 feet to a point; run thence South 00 degrees 00 minutes 40 seconds West 30.00 feet to the Point of Beginning.

From the Point of Beginning run thence South 00 degrees 00 minutes 40 seconds West, 158.00 feet along the West right-of-way line of a proposed roadway; run thence North 89 degrees 59 minutes 20 seconds West, 207.14 feet; run thence North 53 degrees 40 minutes 00 seconds West 52.74 feet; run thence North 36 degrees 20 minutes 00 seconds East, 50.00 feet; run thence North 53 degrees 40 minutes 00 seconds West, 90.00 feet; run thence North 36 degrees 20 minutes 00 seconds East, 68.08 feet to a point on the South right-of-way of a proposed roadway; run thence along said right-of-way and a circular curve to the left, delta angle = 15 degrees 44 minutes 24 seconds, radius = 578.31 feet, a chord bearing and distance of South 82 degrees 07 minutes 10 seconds East, 158.37 feet; run thence South 89 degrees 59 minutes 20 seconds East, 95.32 feet back to the Point of Beginning, a

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parcel situated in the Northeast One Quarter (NE1/4) of the  
Northwest One Quarter (NW1/4) of Section 28, Township 8 North,  
Range 2 East, Madison County, Mississippi, containing 0.9511  
acres, more or less.



STATE OF MISSISSIPPI, County of Madison:

I certify that the within instrument was filed for record in my office this 20 day  
of Feb, 1990, at 900 o'clock A M., and was duly recorded  
on the FEB 20 1990, Book No. 6, Page 440.

BILLY V. COOPER, CHANCERY CLERK BY: S Cole D.C.