

This instrument prepared by:
Jerry E. Held, Esquire
SIROTE & PERMUTT, P.C.
2222 Arlington Avenue South
Birmingham, Alabama 35205

SEND TAX NOTICE TO:
AmSouth Mortgage Company
P. O. Box 847
Birmingham, AL. 35201
(#220304)

STATE OF ALABAMA)
COUNTY OF SHELBY)

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, heretofore, on, to-wit: the 30th day of October, 1978, Harry W. Smith, Jr. and wife, Darlene C. Smith, executed that certain mortgage on real property hereinafter described to Engel Mortgage Company, Inc., now known as AmSouth Mortgage Company, Inc., which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Book 385, at Page 225; and

WHEREAS, in and by said mortgage, the Mortgagee was authorized and empowered in case of default in the payment of the indebtedness secured thereby, according to the terms thereof, to sell said property before the Courthouse door in the City of Columbiana, Shelby County, Alabama, after giving notice of the time, place, and terms of said sale in some newspaper published in said County by publication once a week for three (3) consecutive weeks prior to said sale at public outcry for cash, to the highest bidder, and said mortgage provided that in case of sale under the power and authority contained in same, the Mortgagee or any person conducting said sale for the Mortgagee was authorized to execute title to the purchaser at said sale; and it was further provided in and by said mortgage that the Mortgagee may bid at the sale and purchase said property if the highest bidder thereof; and

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage, and the said AmSouth Mortgage Company, Inc. did declare all of the indebtedness secured by said mortgage subject to foreclosure as therein provided and did give due and proper notice of the foreclosure of said mortgage by publication in Shelby County Reporter, a newspaper of general circulation published in Shelby County, Alabama, in its issues

of May 22, 29, and June 5, 1991; and

WHEREAS, on June 14, 1991, the day on which the foreclosure was due to be held under the terms of said notice, between the legal hours of sale, said foreclosure was duly conducted, and AmSouth Mortgage Company, Inc. did offer for sale and sell at public outcry in front of the Courthouse door in Columbiana, Shelby County, Alabama, the property hereinafter described; and

WHEREAS, James D. Campbell was the auctioneer who conducted said foreclosure sale and was the person conducting the sale for the said AmSouth Mortgage Company, Inc.; and

WHEREAS, AmSouth Mortgage Company, Inc. was the highest bidder and best bidder in the amount of Seventy-Eight Thousand, Two Hundred Seventy-Six and 36/100 Dollars (\$78,276.36) on the indebtedness secured by said mortgage, the said AmSouth Mortgage Company, Inc., by and through James D. Campbell as auctioneer conducting said sale and as attorney-in-fact for Mortgagee, AmSouth Mortgage Company, Inc., does hereby grant, bargain, sell and convey unto AmSouth Mortgage Company, Inc., all of its right, title, and interest in and to the following described property situated in Shelby County, Alabama, to-wit:

Lot 46, according to the Survey of Quail Run, as recorded in Map Book 7, Page 22, in the Office of the Judge of Probate of Shelby County, Alabama.

TO HAVE AND TO HOLD the above described property unto AmSouth Mortgage Company, Inc., its successors/heirs and assigns forever; subject, however, to the statutory rights of redemption from said foreclosure sale on the part of those entitled to redeem as provided by the laws in the State of Alabama.

IN WITNESS WHEREOF, AmSouth Mortgage Company, Inc., Mortgagee, has caused this instrument to be executed by and through James D. Campbell as auctioneer conducting said sale and as attorney-in-fact for said Mortgagee, and said James D. Campbell, as said auctioneer and attorney-in-fact for said Mortgagee, has hereto set his/her hand and seal on this 14th day of June, 1991.

AmSouth Mortgage Company, Inc.

By:

James D. Campbell
Auctioneer and Attorney-in-Fact

James D. Campbell
Auctioneer Conducting Said Sale

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that James D. Campbell, whose name as auctioneer and attorney-in-fact for AmSouth Mortgage Company, Inc., Mortgagee, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this date, that being informed of the contents of the conveyance, he/she, as such auctioneer and attorney-in-fact and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said Mortgagee.

Given under my hand and official seal on this 14th day of June, 1991.

Mahel Nabauay
Notary Public
My Commission Expires: 8-20-94

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STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

91 JUN 14 AM 11:26

Thomas H. Anderson, Jr.
JUDGE OF PROBATE

NO TAX COLLECTED

1. Local Tax	
2. State Tax	7.50
3. County Tax	3.00
4. City Tax	1.00
5. School Tax	1.00
6. Other Tax	
Total	12.50

Return To *S. Campbell*
Sirote & Permutt, P.C.
2222 Arlington Avenue
P. O. Box 55727
Birmingham, Alabama 35255