STATE OF ALABAMA )
SHELBY COUNTY...)

KNOW ALL MEN BY THESE PRESENTS that, whereas, on the 19th day of February, 1938, R. L. Holcombe and wife, Zemma P. Holcombe, executed to D. B. Lyons a certain mortgage to secure an indebtedness therein recited, which mortgage is recorded in the Probate Office of Shelby County, Alabama in mortgage book 168 at page 401; and.

Whereas, said D. B. Lyons died on the 8th day of January, 1940, and left a last will and testament, which has been duly admitted to probate and probated in the Probate Court of Shelby County, Alabama, and by the terms thereof all of his personal property and real estate was willed and bequeathed to Charles J. Lyons; and,

Whereas, in said mortgage there was conveyed the following described real estate, situated in Shelby County, Alabama, viz

Lots 1 2 and 3, Block 4 as per Dunstan's survey of the Town of Calera, Alabama; and,

Whereas, said mortgage provides that if the mortgagor should fail to pay the mortgage indebtedness, when the same fell due, the owner of said mortgage was authorized to sell the property in said mortgage conveyed and described, to the highest bidder, at public auction, at Columbiana, Alabama, for cash, after having advertised such sale in some newspaper published in said Shelby County, Alabama, by two weekly insertions; and,

Whereas, the mortgagor has failed to pay the mortgage indebtedness, when the same fell due, but made default therein, and said default continues to this date; and,

Whereas, said Charles J. Lyons, the owner of said mortgage, has given notice of the time, terms, place and purpose of said sale by publishing notice thereof, by two weekly insertions of said notice in The Shelby County Reporter, a weekly newspaper published at Columbiana, Alabama, and in the issues of said paper of March the 6th, 1941 and March 13, 1941; and,

Whereas, L. H. Ellis, as the duly authorized agent and attorney in fact of said Charles J. Lyons, the owner of said mortgage, on Saturday, the 29th day of March, 1941, within the legal hours of sale, pursuant to the power of sale contained in said mortgage, and the advertisement of said mortgage sale, as aforesaid, did offer for sale at public outcry, to the highest bidder, for cash, at Columbiana, Alabama, at the front steps of the court house of Shelby County, the above and foregoing described property to satisfy the indebtedness secured by said mortgage; and,

Whereas, Charles J. Lyons was the highest and best bidder for said property at said sale, bidding therefor the sum of five thousand, eight hundred, five & 93/100 dollars, said land was sold to said Charles J. Lyons as the purchaser/at said sale.

Now, therefore, in consideration of the premises and in consideration of the payment of the sum of five thousand, eight hundred, five & 93/100 Dollars, the amount bid by said Charles J. Lyons, the receipt of which is acknowledged, and by virtue of the power and authority in said mortgage contained, said R. L. Holcombe and Zemma P. Holcombe, as mortgagors and D. B. Lyons as mortgagee, and Charles J. Lyons as the owner of said mortgage by L. H. Ellis, as their attorney in fact, and auctioneer making said sale, do hereby grant, bargain, sell and convey unto the said Charles J. Lyons the hereinbefore described real estate, conveyed in said mortgage, warranted free from all encumbrances and against all adverse claims.

TO HAVE AND TO HOLD to the said Charles J. Lyons, his heirs and assigns forever.

In Witness whereof we have hereunto set our hands and seals this the 29th day of March, 1941.

R. L. Holbombe

By: L. H. Ellis,

As his attorney in fact and auctioneer making said sale.

Zemma P. Holcombe

By: L. H. Ellis

As her attorney in fact
and auctioneer making said sale.

D. B. Lyons

By: L. H. Ellis,

As his attorney in fact and auctioneer making said sale.

Charles J. Lyons

By: L. H. Ellis,

As his attorney in fact and auctioneer making said sale.

L. H. Ellis

As, attorney in fact and auctioneer making said sale.

State of Alabama, () | Shelby County.

I, Grace Carter, a Notary Public in and for said County, in said State, hereby certify that L. H. Ellis, whose name as Attorney in Fact and Auctioneer making said sale is signed to the foregoing conveyence, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, in such capacity as Attorney in Fact and Auctioneer making said sale, with full power and authority, executed the same voluntarily on the day the same bears date in the name of and as the act of said mortgagors, said mortgagee, the owner of said mortgage and as attorney in fact and auctioneer making said sale.

Given under my hand and seal of office this the 29th day of March, 1941.

Grace Carter, Notary Public (Seal)

State of Alabama)
Shelby County)

The undersigned, Charles J. Lyons, does hereby certify that I. H. Ellis who acted as attorney in fact and auctioneer making said sale and conveyance evidenced by the foregoing foreclosure deed, was duly appointed by the undersigned as such attorney in fact and auctioneer for the purpose of making said sale and conveyance.

This the 29th day of March, 1941.

Charles James Lyons

Attest: Max Baer

State of Alabama Shelby County.

Before me, the undersigned authority in and for said County, and State, this day personally appeared L. H. Ellis, who, being by me first duly sworn, deposes and says as follows:

Affiant is well acquainted with R. L. Holcombe and Zemma P. Holcombe, referred to in the foregoing foreclosure deed, and knows of his own knowledge that they are now living at Calera, Shelby County, Alabama, and further states of his own knowledge that the said R. L. Holcombe and Zemma P. Holcombe are not in the military or naval service of the United States of America, within the meaning of the Soldiers' and Sailors' Civil Relief Act of 1940.

L. H. Ellis

Subscribed and sworn to before me on this the 29th day of March, 1941.

grace Carter,

Filed for record in this office the 8th day of April, 1941 at 8 AM and recorded in Deed Record #111 on page339 and examined.

L. C. Walker, Judge of Probate, Shelby County, Alabama.

BTATE OF ALABABA

BIGHLEY GOUNTY

I horoby werelfy thek

I no oby werelfy

I no ob

IDOV. L. G. WALKER,