STATE OF ALABAMA Forest mit 1500,00

HEIBY COUNTY

Tolkeloul 18,000-00

THIS INDENTURE, made and entered into on this the 18th., day of August, 1947, by and between the undersigned Reba Bentley of the County of Shelby, in the State of Alabama, party of the first part, and E.R. Elliott, of said County and State, a party of the second part,

WITNESSETH, What, whereas, a mortgage was executed on the 12th day of November, 1943, by C.D. Whatley of Shelby County, Alabama, to Reba Bentley, on certain real estate hereinafter described, which said mortgage is recorded in Mortgage Book Volume 192, on page 447, in the office of the Judge of Probate of said Shelby County Alabama; and.

WHEREAS, in and by said mortgage, said Reba Bentley was authorized and empowered, in case of default in the payment at maturity of the debt secured thereby, to take possession of said property, and, after giving notice to sell the same at auction to the highest bidder for cash in front of the Courthouse door in said Shelby County, Alabama, and the proceeds devote to the paying first the expenses of advertising and selling, and the payment of a reasonable attorney's fee for foreclosing said mortgage, and second, the amount of interest that may be due on said note, and the surplus, if any, to be turned over to the said C.D. Whatley; and,

WHEREAS, said deed of trust, or mortgage, with power of sale is silent as to the character, or mode of notice of sale, notice was published for thirty days, giving notice of the time, place, and terms of sale by publishing such notice once a week for four consecutive weeks, namely, in the issuess of July 17th., July 24th., July 31st., and August 7th., all in the year 1947, in a newspaper published in Shelby County, Alabama, namely, The Shelby County Democrat, of Columbiana, Alabama, and being the County wherein the lands described in said mortgage are situated: and,

WHERMAS, default was made in the payment of said mortgage debt, at the maturity of same, and said real estate was advertised and sold in all respects as provided in said mortgage and as provided for by Section 165 of Title 47 of the 1940 Code of the State of Alabama, on the 18th . day of August, 1947, after notice thereof, as provided in said mortgage, and as further provided for by Section 165 of Title 47 of the bode of Alabama, for four successive weeks prior to said sale, in The Shelby County Democrat, a newspaper published in Shelby County, Alabama, at which said sale the said E.R. Elliott did become the purchaser, at and for the sum of EIGHTEEN HUNDRED DOLLARS (\$1800.00), this being the highest bid:

NCW, THEREFORE, in consideration of the premises and 65 the sum of EIGHTEEN HUNDRED (\$1800.00) DOLIARS, in hand paid to me by the said party of the second part, the receipt whereof is, upon delivery of these prements, hereby acknowledged, the said party of the first part, and the said C.D. Whatley, herein known as the mortgagor, have granted, bargained and sold, and by these presents do grant, bargain, sell, and convey unto the party of the second part, the following described real estate situate in the County of Shelby, State of Alabama, to wit:

The Southwest Quarter of the Southwest Quarter of Section 5, and four acres in the Southeast corner of the Northwest Quarter of the Southwest Quarter of Section 5, more particularly described as follows: Beginning at the Southeast corner of said Northwest Quarter of the Southwest Quarter of said Section 5, and running thence in a Westerly direction along the south line of said last named forty acres, a distance of 160 yards; run thence North 140 yards, more or less, to the public road leading to Wilsonville, Alabama, run thence in a Southeasterly direction along said public road to its intersection with the East boundary line of the said Northwest Quarter of the Southwest Quarter of said Section 5, run thence in a Southerly direction along the East boundary line of said last named forty acres a distance of 77 gards, more or less, to a point of beginning, all in Township 20, Range 1 East. Also, a part of the Southeast Quarter of the Southeast Quarter of Section 6, in Township 20, Range 1 East, described as follows: Beginning at the Northeast corner of said last named forty acres, and run approximately South 26 degrees West a distance of 1200 feet, more or less, to a pine stake (this line follows near the old road); thence South approximately 350 feet to the South line of said forty acres; run thence in an Easterly direction along the South line of said forty acres to the Southeast corner thereof; run_thence in an Easterly direction along the South line of said forty acres te the Southeast corner thereof; run tence in a Northerly direction along the East boundary line of said

forty acres to the point of beginning, and all situated in Township 20, Range 1 East.

All situated in Shelby County, Alabama.

Together with all and singular the tenements, heriditaments, and appurtenances thereto belonging, or in anywise appertaining.

TO HAVE AND TO HOLD, The said above described real property unto the said E.R. Elliott, the party of the second part, and unto his Meirs and assigns, as fully and completely, in all respects, as the said party of the first part could, or ought, to convey the same under and by virtue of the power and authority invested in her by the terms of said mortgage.

WITNESS my hand and seal on this the 18th. day of August, 1947.

STATE OF ALABAMA SHELBY COUNTY I hereby certify that \$.50......Privilege Tax has been paid on the within instrument as required L. C. WALKER, JUBSE OF PROBATE by law.

(SEAL) C.D. Whatley Mortgagor. Paul C. Luck as Auctioneer (SEAL) Reba Bentley Mortgagee Paul O. Luck as Auctioneer (SEAL) Paul O. Luck As Auctioneer crying said sale.

STATE OF ALABAME,

SHELBY COUNTY ...

I, L.C. Walker, Judge of the Probate Court, in and for said County, in said State, hereby certify that Paul O. Luck, whose name as Auctioneer, is signed to the foregoing conveyance, and who is knwon to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, in his capacity as such Auctioneer, executed the same voluntariay on the day, the same bears date.

Given under my hand this the lighth day of August, 1947,

L.C. Walker,

Judge of the Pro ate Court, Shelby County Alabama.

Filed in the office of the Judge of Probate on the 8th day of March, 1949. at 3 o'clock P.M. and recorded in Deed record 138, page 45, on this the 9th day of March, 1949.

L.C. Walker,

Judge of Probate.