

5477
STATE OF ALABAMA I

SHELBY COUNTY I

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, default having been made in the payment of the indebtedness due by that promissory note and real estate mortgage securing payment of the same, executed by Dalton Benson and wife, Agnes Benson to Diamond Construction Company of Alabama, dated the 16th day of May, 1959, and recorded in Volume 260, Page 191 in the Office of the Judge of Probate of Shelby County, Alabama, which mortgage described the real estate hereinafter set out;

AND WHEREAS, said real estate mortgage provided that the real estate described therein should be sold at public outcry to the highest bidder for cash after giving twenty-one days' notice by publication once a week for three consecutive weeks of the time, place and terms of sale, by publishing the same in a newspaper, published in Shelby County, Alabama in order to pay the sums remaining unpaid under the terms of said promissory note and mortgage after maturity, or default of the same, and

WHEREAS, Diamond Construction Company of Alabama did cause notice of the time, place and terms of sale of said real estate to be given in the Shelby County Reporter in the issues of said paper published in Shelby County, Alabama on August 9, August 16 and August 23, 1962, and

WHEREAS, in accordance with said notice and under the power of sale contained in said real estate mortgage, the real estate described in said mortgage was duly offered for sale to the highest and best bidder, for cash, in front of the County Courthouse of Shelby County, Alabama, at Columbiana, Alabama during the legal hours of sale on the 29th day of August, 1962, and at said said said real estate was purchased by Diamond Construction Company of Alabama for the sum of \$2,478.00 which said sum of money was the highest and best bid for said real estate at said sale;

NOW, THEREFORE, in Consideration of the Premises, and of the payment of the sum of \$2,478.00, by crediting the same upon the mortgage indebtedness secured by said mortgage, said Dalton Benson and wife, Agnes Benson, do hereby grant, bargain, sell and convey unto said Diamond Construction Company of Alabama the following described real estate lying and situated in Shelby County, Alabama, to-wit:

A portion of the SW¹ of NE¹ of Section 9, Township 24, Range 15 East, Shelby County, Alabama, more particularly described as follows: Commence at the Southwest corner of said forty; thence along the West line of said forty, North 2 degrees 30 minutes West 105 feet, thence turn an angle of 90 degrees to the right and run a distance of 420 feet; thence turn an angle of 90 degrees to right and run a distance of 105 feet; thence turn an angle of 90 degrees to right and run a distance of 420 feet to point of beginning, containing 1 acre more or less.

TO HAVE AND TO HOLD above described premises unto said Diamond Construction Company of Alabama and its assigns, forever.


IN WITNESS WHEREOF, said Dalton Benson and wife, Agnes Benson and Diamond Construction Company of Alabama, acting by and through



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Oliver P. Head, Attorney-in-Fact and Auctioneer, have hereunto set their hands and seals on this the 30th day of August, 1962.

Dalton Benson and Agnes Benson
and Diamond Construction Company of Alabama

By 
Auctioneer

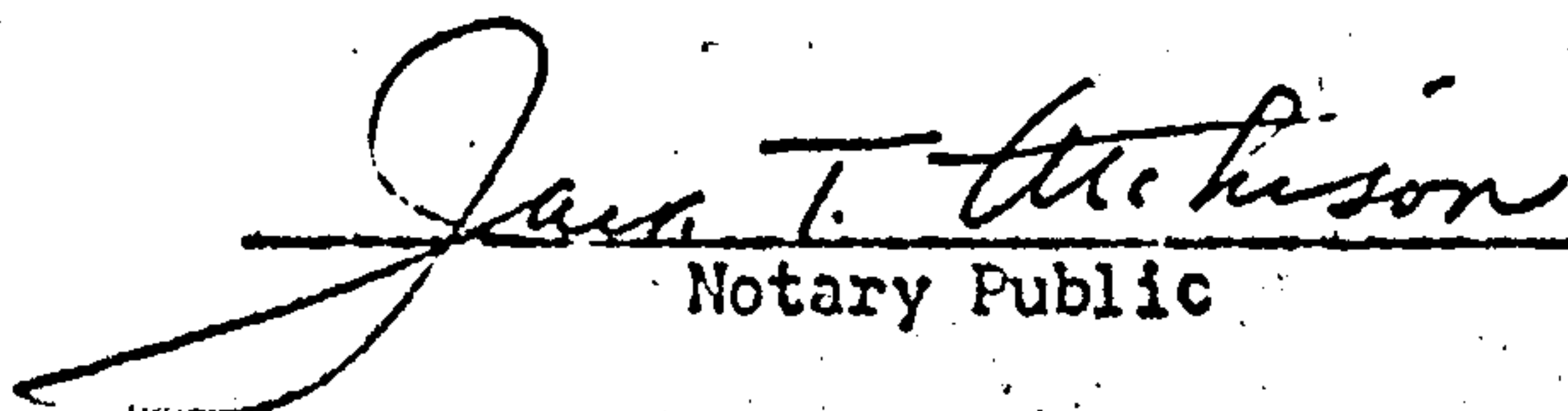
By 
Attorney-in-Fact and Auctioneer

STATE OF ALABAMA |

SHELBY COUNTY |

I, Jean T. Atchison, a Notary Public in and for said County in said State, hereby certify that Oliver P. Head who is known to me, and whose name as Attorney-in-Fact and Auctioneer is signed to the foregoing conveyance, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such Attorney-in-Fact and as such Auctioneer, executed the same voluntarily on the day the same bears date.

Given under my hand, this 30th day of August, 1962.


Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 8/30/62
RECORDED & \$4.00 MTG. TAX
& \$1.00 FILED TAX HAS BEEN
PD. ON THIS INSTRUMENT.

Conrad M. Fowler
JUDGE OF PROBATE