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2754

MORTGAGE FORECLOSURE DEED

STATE OF ALABAMA )

COUNTY OF SHELBY )

KNOW ALL MEN BY THESE PRESENTS, that whereas heretofore on, to-wit, September 15, 1961, SPOONER MANUFACTURING CO., INC., executed a mortgage on the property hereinafter described to the SMALL BUSINESS ADMINISTRATION, an Agency of the United States, which said mortgage is recorded in Book 273, Page 988, Office of Judge of Probate, Shelby County, Alabama; that on September 15, 1961, Robert M. Spooner and Josephine P. Spooner guaranteed the indebtedness represented by the above-described mortgage and, in order to secure their guaranty thereof, they did on September 15, 1961, execute to Small Business Administration a mortgage on the real estate hereinafter described, said mortgage being recorded in Book 274, Page 216, Office of Judge of Probate, Shelby County, Alabama; and

WHEREAS, default having been made in the payment of the indebtedness secured by said mortgages, Small Business Administration did declare all of the indebtedness secured by said mortgages due and payable and said mortgages subject to foreclosure as therein provided, and gave due and proper notice of foreclosure of said mortgages by publishing in the Shelby County Reporter, a newspaper published in Columbiana, Shelby County, Alabama, and of general circulation in Shelby County, Alabama, in the issues of January 17, 24, 31, and February 7, 1963; and

WHEREAS, on February 19, 1963, the date on which the foreclosure was due to be held under the terms of said notice, and during the legal hours of sale, said foreclosure was duly and properly conducted and Small Business Administration did offer for sale and sell at public outcry at the door of the Shelby County Courthouse in Columbiana, Alabama, the property herein described; and

WHEREAS, Raymond P. Mims, Agency Counsel, was the auctioneer who conducted the foreclosure sale and was the person conducting said sale for said Small Business Administration; and

WHEREAS, the highest and best bid for said property set out and described below, said property being described in the aforesaid mortgages, was the bid of the Small Business Administration in the amount of \$8,000.00, said

sum to be credited to the indebtedness secured by said mortgages, said property was thereupon sold to Small Business Administration, an Agency of the United States, its successors and assigns.

NOW THEREFORE, in consideration of the premises and the sum of \$8,000.00 credited and to be credited on the indebtedness of Spooner Manufacturing Co., Inc., Robert M. Spooner and Josephine P. Spooner to Small Business Administration, Small Business Administration, as Attorney-in-Fact for Spooner Manufacturing Co., Inc., Robert M. Spooner and Josephine P. Spooner, does hereby grant, bargain, sell and convey unto Small Business Administration, its successors and assigns, the following described real and personal property, to-wit:

Situate in SHELBY County, State of Alabama, to-wit:

All of the real property described herein, together with each and every building of whatsoever kind or nature situated thereon or hereafter constructed upon said land or any part thereof, during the term of the loan which this Mortgage is given to secure; said real property being more particularly described as follows:

Commence at the SE corner of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$ , Section 14, Township 21, Range 3 West, and run thence North along the east boundary of said quarter quarter Section 295 ft. to a point; thence run South 88 $\frac{1}{2}$  degrees West 86 ft. to a point on the West boundary of the right of way of the Montevallo Highway; thence Northwesterly along said right of way 495 ft. to the old stone corner marking the SE corner of what is known as the Irby Poole lot; thence run South 84 degrees 25 minutes West along the South boundary of said Poole lot 231.7 ft. to a set pipe marking the SW corner of said Poole lot; thence North 34 degrees 40 minutes West along the West boundary of said Poole lot 150 ft. to the NW corner of said Poole lot; thence North 71 degrees 15 minutes East along the North boundary of said Poole lot 224 ft. to an old stone corner marking the NE corner of said Poole lot and which old stone corner is located on the West boundary of said Montevallo-Siluria Highway right of way; thence Northerly along the West boundary of said right of way 200 ft. to a set pipe; then run South 71 degrees 15 minutes West 248 ft. to a set pipe; then South 84 degrees 25 minutes West 565 ft. to a set pipe on the West boundary of said SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , then Southerly along West boundary of said quarter quarter section 299 ft. to a set pipe; thence continue Southerly along said West boundary of said quarter quarter Section 38.5 ft. to a set pipe; thence North 86 degrees East 77 $\frac{1}{4}$  ft. to an old pipe; thence Northerly and parallel with the West boundary of said highway 75 ft. to a concrete and pipe corner, thence Easterly 10 ft. more or less, to the point of beginning. This description is made according to a survey of C. B. Reed, Registered land surveyor #320 as surveyed August 10, 1961.

Diesel Motor, General Motors, Model PT 1127, Ser. No. 39990  
Power Saw, McCullough, Model 1-51, NSN  
Induction Motor, Watson 3-phase, 10 H.P., Ser. No. 64749  
Gang Ripper, Bel-Saw, Ser. No. 101  
Sawmill Complete, Strickland, Model 2  
Edger Complete, Minor  
Belts - for above equipment  
Radial Arm Saw, Craftsman, Model 100, Ser. No. F-59  
Electric Drill, Craftsman,  $\frac{1}{2}$  inch, Ser. No. 159  
Grinder, Craftsman, Ser. No. 57561



Saber Saw, Craftsman, Ser. No. 102  
Safe, Herring-Hall, Ser. No. 55281  
Bell 150 Dowel Machine, Ser. No. 31575  
Nash 53 Sander, Ser. No. 491489  
2 H.P. Electric Handle Chucker, Ser. No. NA1646

TO HAVE AND TO HOLD the above described property unto the said Small Business Administration, its successors and assigns, forever; subject, however, to the statutory right of redemption, if any, on the part of those entitled to redeem, as provided by the laws of the State of Alabama.

IN WITNESS WHEREOF, Spooner Manufacturing Co., Inc., Robert M. Spooner and Josephine P. Spooner, by and through Small Business Administration, their Attorney-in-Fact, have caused these presents to be signed by James F. Hollingsworth, Regional Director, Small Business Administration, Atlanta, Georgia, pursuant to the authority contained in 27 Federal Register 6247, the contents of which are to be judicially noticed pursuant to Title 44 United States Code Annotated 307, this 19th day of February 1963.

Spooner Manufacturing Co., Inc.  
Robert M. Spooner and  
Josephine P. Spooner  
By  
SMALL BUSINESS ADMINISTRATION  
Their Attorney-in-Fact

Signed, sealed and  
delivered in the  
presence of:

Raymond M. Spooner's  
Witness

Walter F. Kelly  
Witness

By James F. Hollingsworth  
James F. Hollingsworth  
Regional Director  
Atlanta Regional Office  
Atlanta, Georgia

STATE OF GEORGIA)

COUNTY OF FULTON)

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared James F. Hollingsworth, with whom I am personally acquainted and who, upon oath, acknowledged himself to be the Regional Director, Atlanta Regional Office, Small Business Administration, and that he as such Regional Director, being authorized so to do, executed and delivered the foregoing deed for the purposes therein expressed, by signing the name of Small Business Administration by himself as Regional Director, Atlanta Regional Office, Atlanta, Georgia.

WITNESS MY HAND AND OFFICIAL SEAL at office in Atlanta, Georgia, this 19th day of February 1963.

*Caro L. Richardson*  
Notary Public

Notary Public, Georgia State at Large  
My Commission Expires August 3, 1964

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS INSTRUMENT  
WAS FILED ON *8/15/63*  
*7/15/63*  
RECORDED & \$ *1.00* INTG. TAX  
& \$ *1.00* DEED TAX HAS BEEN  
PD. ON THIS INSTRUMENT.

*Corro. M. Jambor*  
JUDGE OF PROBATE