

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

In the Matter of

SAMUEL W. BENTLEY

Bankrupt

IN BANKRUPTCY

NO. 60921

At Birmingham, Alabama, in said District, on the 10th day of September 1965
Before STEPHEN B. COLEMAN and HERBERT R. MAULITZ, Referees in Bankruptcy:

A Petition having been filed by The First Bank of Alabaster through its attorneys, Wallace and Ellis on August 30, 1965 to proceed with foreclosure of its mortgage, recorded in Mortgage Volume 280 at Page 177 in the office of the Judge of Probate of Shelby County, Alabama, on the following described property:

Commence at the NW Corner of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34, Township 20, Range 3 West, and run East along the North Line of said forty 210 feet to the point of beginning of the lot herein described; thence continue East along the North line of said forty 358 feet, more or less, to the NW corner of the Elder and Mildred Smith lot; run thence Southwesterly along the Westerly line of said Smith lot and the Westerly line of James and Mary Douglas lot 365 feet, more or less, to the North right of way line of the Helena-Alabaster Highway; run thence Northwesterly along said Highway right of way 169 feet, more or less, to the SE corner of the E.J. and Doris Hall; run thence North along the East line of said Hall lot 271 feet, more or less, to the point of beginning, all being situated in Shelby County, Alabama.

And the same having been duly set for hearing and notice having been given to the attorney for the bankrupt; the Trustee, William L. Irons, and Wallace and Ellis, Attorneys for The First Bank of Alabaster and appearing William L. Irons, the Trustee, and reporting that in his opinion there is no equity in said property for this estate over and above the balance due under said mortgage of \$9,859.84,

And the Court being satisfied from the representations of the parties that said Petition should be granted, it is therefore, by the Court,

CONSIDERED AND ORDERED:

That the Petition of The First Bank of Alabaster to foreclose the above described mortgage and to exercise all rights under state law be and the same is hereby granted, and insofar as this estate is concerned, same is in full of any claim against said bankruptcy estate;

and the Trustee abandons any right, title or interest in and to said property.

Said mortgagee shall not take a judgment for personal liability or attempt to enforce its debt against after acquired property of the bankrupt.

Done and Ordered this the 10th day of September, 1965.


Stephen D. Coleman

Referee in Bankruptcy

Copy to:

Wallace and Ellis, Attorneys (2)
William L. Irons, Trustee
Jefferson D. Boling, Attorney
Samuel W. Bentley

WAG

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON 10/25 1965
RECORDED & 4125 TAX
& 4125 PAID
PD. ON 10/25 1965


JUDGE OF PROBATE