

This indenture made and entered into by and between WILLIAM GERALD SMITHERMAN AND WIFE, NORMA J. L. SMITHERMAN, Parties of the First Party, and CITY FEDERAL SAVINGS & LOAN ASSOCIATION, a corporation, Party of the Second Part,

WITNESSETH:

That, WHEREAS, said Parties of the First Part did under date of January 24 , 19 66 , execute a mortgage to CITY FEDERAL SAVINGS & LOAN ASSOCIATION, on the hereinafter described property which mortgage is duly recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Volume 298, Page 140 , Record of Mortgages, and;

WHEREAS, by the terms of said mortgage, default in the monthly payments due thereunder matured the entire indebtedness secured thereby, and thereupon the said Party of the Second Part was authorized and empowered after giving notice of the time, place and terms of sale once a week for three consecutive weeks in some newspaper published in Columbiana , Shelby County, Alabama, to sell said property at public outcry to the highest bidder for cash and from the Courthouse door in Columbiana , Shelby County, Alabama at which sale the said Party of the Second Part was authorized to bid and if the highest bidder therefor to become the purchaser of said property, and;

WHEREAS, such default was made in the payment of the indebtedness secured by said mortgage which default has continued to this day, and;

WHEREAS, said property was advertised and sold in all respects as provided by the terms of said mortgage on the 14th day of July , 19 69 , in front of the main

This instrument was prepared by

James L. Clark

Lange, Simpson, Robinson & Somerville
Birmingham, Alabama

entrance of the Courthouse in Columbiana , Shelby County Alabama, after giving due notice of the time, place and terms of said sale by publication once a week for three consecutive weeks in the Shelby County Reporter, a newspaper published in the City of Columbiana , Shelby County, Alabama, at which sale CITY FEDERAL SAVINGS & LOAN ASSOCIATION, a corporation, did become the purchaser of said property at and for the sum of ONE THOUSAND FIVE HUNDRED SIX AND 61/100 (\$1,506.61)DOLLARS, this being the highest and best bid.

NOW, THEREFORE, in consideration of the premises and the sum of ONE THOUSAND FIVE HUNDRED SIX AND 61/100

(\$1,506.61) DOLLARS paid to the Parties of the First Part by CITY FEDERAL SAVINGS & LOAN ASSOCIATION, the said Parties of the First Part, William Gerald Smitherman and wife, Norma J. L. Smitherman, have granted, bargained and sold and do by these presents grant, bargain, sell and convey unto CITY FEDERAL SAVINGS & LOAN ASSOCIATION, the following described real estate, situated in Shelby County, Alabama, to-wit:

Lot No. 118 as shown on a map entitled "Property Line Map, Siluria Mills" prepared by Joseph A. Miller, Reg. Civil Engineer on October 5, 1965, and being more particularly described as follows:

Commence at the intersection of the Westerly right of way line of Montevallo Road (Ala. Highway 119), and the Northerly right of way line of 1st Avenue said right of way lines as shown on the Map of the Dedication of the Streets and Easements, Town of Siluria, Alabama; thence Northwesterly along said right of way line of 1st Avenue for 143.00 feet to the point of beginning; thence 90° 00' right and run Northeasterly for 130.00 feet; thence 90° 00' left and run Northwesterly for 105.00 feet; thence 90° 00' left and run Southwesterly for 130.00 feet to a point on the Northerly right of way line of 1st Avenue; thence 90° 00' left and run Southeasterly along said right of way line of 1st Avenue for 105.00 feet to the point of beginning.

TO HAVE AND TO HOLD the above described property unto the said CITY FEDERAL SAVINGS & LOAN ASSOCIATION, its successors and assigns forever, as fully and completely in all respects as the said Parties of the First Part could convey the same.

IN WITNESS WHEREOF, the said Parties of the First Part have caused these presents to be executed by and through CITY FEDERAL SAVINGS & LOAN ASSOCIATION, a corporation, and by and through the undersigned auctioneer, both duly authorized thereto on this the 14th day of July, 1969.

WILLIAM GERALD SMITHERMAN AND WIFE, NORMA J. SMITHERMAN
Mortgagors

By: CITY FEDERAL SAVINGS & LOAN ASSOCIATION,
a corporation,

By: William C. McCarty, III
Its Executive Vice President

And by: James L. Clark
Auctioneer

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
JUL 30 11:04
RECEIVED
U.C. FILE NUMBER
PAGE AS SHOWN ABOVE
JUDGE OF PROBATE

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Rachman B. Dill, a Notary Public in and for said County in said State, hereby certify that William C. McCarty, III, whose name as Executive Vice President, of CITY FEDERAL SAVINGS & LOAN ASSOCIATION, a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this date, that being informed of the contents of said conveyance, he as such officer and with full authority, executed the same voluntarily on the day and date the same bears date for and as the act of said corporation.

Given under my hand and official seal, this 21st day of July, 1969.

Rachman B. Dill
Notary Public

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Alice Ruth Fowler, a Notary Public in and for said County in said State, hereby certify that James L. Clark, whose name as Auctioneer of CITY FEDERAL SAVINGS & LOAN ASSOCIATION, a corporation, mortgagee, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that being informed of the contents of said conveyance, he as such Auctioneer, and with full authority, executed the same voluntarily on the day and date the same bears date.

Given under my hand and official seal, this 14th day of July, 1969.

Alice Ruth Fowler
Notary Public

868
PAGE 258
BOOK 258

ALICE RUTH FOWLER
NOTARY PUBLIC
JEFFERSON COUNTY, ALABAMA