

STATE OF ALABAMA)  
SHELBY COUNTY )

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KNOW ALL MEN BY THESE PRESENTS, THAT:

WHEREAS, heretofore on, to-wit: October 3, 1969, THE FIVE T'S, INC., an Alabama corporation, executed a mortgage on the property hereinafter described to MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, which said mortgage is recorded in Book 313, page 637, in the Office of the Judge of Probate of Shelby County, Alabama; and

WHEREAS, in and by said mortgage the mortgagee was authorized and empowered in case of default in the payment of the indebtedness thereby secured, according to the terms thereof, to sell said property before the Courthouse door in the City of Columbiana, Shelby County, Alabama, after giving notice of the time, place and terms of said sale in some newspaper published in said City by publication once a week for three (3) consecutive weeks prior to said sale at public outcry for cash, to the highest bidder, and said mortgage provided that in case of sale under the power and authority contained in same, the mortgagee, or any person conducting said sale for the mortgagee, was authorized to execute title to the purchaser at said sale; and it was further provided in and by said mortgage that the mortgagee may bid at the sale and purchase said property if the highest bidder therefor; and

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage, and the said MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, did declare all of the indebtedness secured by said mortgage due and payable and said mortgage subject to foreclosure as

therein provided and did give proper and due notice of the foreclosure of said mortgage by publication in the Shelby County Reporter, and of general circulation in Shelby County, Alabama, in its issues of October 29, November 5 and 12, 1970; and .

WHEREAS, at said Courthouse door on the 19th day of November, 1970, the day on which the foreclosure was due to be held under the terms of said notice, between the legal hours of sale, the said sale was announced to be continued to the 3rd day of December, 1970, during the legal hours of sale at the Courthouse door of Shelby County, Alabama, in the City of Columbiana, Alabama, notice of which was published in the Shelby County Reporter on November 26, 1970; and

WHEREAS, on the 3rd day of December, 1970, the day on which the foreclosure was due to be held under the terms of said notice, between the legal hours of sale, said foreclosure was duly and properly conducted, and MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, mortgagee, did offer for sale and sell at public outcry in front of the main entrance of the Courthouse at Columbiana, Shelby County, Alabama, the property herein-after described; and

WHEREAS, William K. Murray was Auctioneer who conducted said foreclosure sale and was the person conducting said sale for the said MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, mortgagee, in this matter; and

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WHEREAS, the highest and best bid for the property described in the aforementioned mortgage was the bid of MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS in the amount of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00), which sum of money was credited on the indebtedness secured by said mortgage and said property was thereupon sold to MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS.

NOW, THEREFORE, in consideration of the premises and of a credit in the amount of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00),



on the indebtedness secured by said mortgage, the said MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, Mortgagee, by and through William K. Murray, as Auctioneer, conducting said sale, does hereby grant, bargain, sell and convey unto the said MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, the following described real property situated in Shelby County, Alabama, to-wit:

A parcel of land situated in Sections 9, 16, and 17, Township 19 South, Range 2 West, being more particularly described as follows: Begin at the Northwest corner of Section 16, Township 19 South, Range 2 West; run thence in a Southerly direction along the West line of said section to the Southwest corner of the Northwest Quarter of the Northwest Quarter of said Section 16; thence run in a Southwesterly direction along the Northwesterly line of the Southeast one-half of the Southeast Quarter of the Northeast Quarter of Section 17, Township 19 South, Range 2 West to the Southwest corner of the Southeast Quarter of the Northeast Quarter of said Section 17; thence run in an Easterly direction along the South line of the Southeast Quarter of the Northeast Quarter of Section 17 to the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 17, Township 19 South, Range 2 West; run thence in a southerly direction along the West line of Section 16, Township 19 South, Range 2 West to the Southwest corner of the Northwest Quarter of the Southwest Quarter of Section 16, Township 19 South, Range 2 West; run thence in a Westerly direction along the North line of the Southeast Quarter of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of Section 17, Township 19 South, Range 2 West to the Northwest corner of the Southwest Quarter of the Southeast Quarter of Section 17, Township 19 South, Range 2 West; thence run in a Southerly direction along the West line of the Southwest Quarter of the Southeast Quarter of said Section 17 to the Southwest corner of the Southwest Quarter of the Southeast Quarter; thence run in an Easterly direction along the South line of the Southwest quarter of the Southeast Quarter of Section 17, Township 19 South, Range 2 West to the Southeast corner of the Southwest Quarter of the Southeast Quarter of said Section 17; thence run in a Northerly direction along the East line of the Southwest Quarter of the Southeast Quarter of Section 17, Township 19 South, Range 2 West to its intersection with the center line of Action Creek; thence run in a Northeasterly direction along the center line of Action Creek to a point that would intersect a line 350 foot South of the North line of the Southeast Quarter of the Southeast Quarter of Section 17, Township 19 South, Range 2 West; thence run in an Easterly direction parallel with and 350 feet



Southerly of the North line of the Southeast Quarter of the Southeast Quarter of said Section 17 to its intersection with the Southwesterly line of Lot 12 of Indian Valley, First Sector; thence run in a Northerly direction along the Southwesterly line of Lot 12 of Indian Valley, First Sector, to the Northwest corner thereof; thence run in a Northeasterly direction along the Northwesterly line of Lots 12, 11, 10 and 9, to the common Northerly corner between Lots 8 and 9 of Indian Valley, First Sector, said point being situated in the center line of Action Creek; thence run along the center line of Action Creek in a Northerly and Northeasterly direction through the Northwest Quarter of the Southwest Quarter of Section 16, Township 19 South, Range 2 West, also the Southwest Quarter of the Northwest Quarter of Section 16, Township 19 South, Range 2 West, and through the Southeast Quarter of the Northwest Quarter of Section 16, Township 19 South, Range 2 West to its intersection with the south line of the Northeast Quarter of the Northwest Quarter of Section 16, Township 19 South, Range 2 West; thence run in an Easterly direction along the South line of the Northeast Quarter of the Northwest Quarter of Section 16, Township 19 South, Range 2 West to the Southeast corner of the Northeast Quarter of the Northwest Quarter of said Section 16; thence run in a Northerly direction along the East line of the Northeast Quarter of the Northwest Quarter of said Section 16 to the Northeast corner of the Northeast Quarter of the Northwest Quarter of said Section 16, Township 19 South, Range 2 West; thence run in a Westerly direction along the North line of Section 16, Township 19 South, Range 2 West to the Northwest corner of said section, said point being the point of beginning, also, the Southwest Quarter of the Southeast Quarter of Section 9, Township 19 South, Range 2 West. Said Parcel containing 240 acres, more or less; and

TOGETHER WITH "mineral and mining rights of all kinds and natures whatsoever owned by Mortgagor in Shelby County, Alabama, which are within two miles of said above described premises, including, but not limited to, all such rights situated in Township 19 South, Range 2 West, more particularly described as follows:

All of Section 16 EXCEPT the SE diagonal of the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the NE diagonal of the NE $\frac{1}{4}$  of the SE $\frac{1}{4}$ .

The NW diagonal of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$ , Section 15.

The S $\frac{1}{2}$  of the SE $\frac{1}{4}$ , Section 9.

The E $\frac{1}{2}$  of the SE $\frac{1}{4}$  and the SE diagonal of the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$ , Section 17."

TOGETHER WITH all and singular rights, title and

interest, if any, of Mortgagor, in and to any utilities, improvements, streets, alleys, roads or highways abutting the described premises; and all improvements thereon; expressly including but not limited to any utilities, improvements, streets, alleys, roads or highways situated in Indian Valley, First Sector, as recorded in Map Book 5, page 43, in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD the above described property unto MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, its and their heirs, successors and assigns forever; subject, however, to the statutory right of redemption on the part of those entitled to redeem as provided by the laws of the State of Alabama.

IN WITNESS WHEREOF, MYCA, INC., J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS have caused this instrument to be executed by and through William K. Murray as Auctioneer, conducting said sale, and as attorney in fact, and William K. Murray as Auctioneer conducting said sale has hereto set his hand and seal on this the 3rd day of December, 1970.

MYCA, INC., J. REESE MURRAY, A.  
MYRON HARPER and JAMES DAVIS

By William K. Murray  
William K. Murray, as Auctioneer  
and Attorney in Fact.

William K. Murray  
William K. Murray, as Auctioneer  
conducting said sale.

STATE OF ALABAMA)  
Jefferson COUNTY)

I, Sandra T. Ridgeway, a Notary Public in and for said County in said State, hereby certify that William K. Murray, whose name as Auctioneer and Attorney in Fact for



MYCA, INC., an Alabama corporation, J. REESE MURRAY, A. MYRON HARPER and JAMES DAVIS, 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 the conveyance, he, in his capacity as said Auctioneer and Attorney in Fact, with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 3rd day of December, 1970.

Sandra T. Ridgway  
Notary Public

This instrument was prepared by J. Fred Powell, Attorney at Law, 1600 Bank for Savings Building, Birmingham, Alabama 35203.

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED  
12/9/70  
1970 DEC -9 AM 9:50  
U.C.C. FILE NUMBER OR  
REC. BK. & PAGE AS SHOWN ABOVE  
C. J. Powell  
NOTARY PUBLIC