

3754
FORECLOSURE DEED

STATE OF ALABAMA)
SHELBY COUNTY)

19710701000027020 1/3 \$.00
Shelby Cnty Judge of Probate, AL
07/01/1971 12:00:00 AM FILED/CERT

KNOW ALL MEN BY THESE PRESENTS: THAT:

WHEREAS, default having been made in the payment of the indebtedness due by that certain promissory note and real estate mortgage securing payment of the same, executed by Homer White and wife, Betty Sue White to A. B. Baxley dated October 24, 1968, and recorded in Mortgage Book 310, page 640, in the Probate Records of Shelby County, Alabama, and such default continuing, which said mortgage mortgaged and described the real estate hereinafter set out; and

WHEREAS, under the provisions of 1940 Code of Alabama, Title 47, Section 171, notice of said sale at public outcry was required to be given by publication once a week for three successive weeks in some newspaper published in the County in which said land is situated, giving the time, place and terms of said sale together with a description of the property to be sold, 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, Jewel D. Baxley, Charles E. Baxley and J. W. Baxley, as Executors of the Last Will and Testament of A. B. Baxley, deceased, 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 March 19, 1970, March 26, 1970 and April 2, 1970; and declared full debt due; 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 10th day of April, 1970, and at said sale, said real estate was purchased by Jewel D. Baxley, Charles E. Baxley and J. W. Baxley, as said executors, for the sum of \$6,873.00 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 \$6,873.00, the purchase money, by the said Jewel D. Baxley, Charles E. Baxley and J. W. Baxley, as Executors of the Last Will and Testament of A. B. Baxley, deceased, the receipt of which is hereby acknowledged, and by virtue of

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the power of sale contained in said mortgage and the law in such cases made and provided, we, the said Homer White and Betty Sue White by Wales W. Wallace, Jr., as Auctioneer, duly authorized as aforesaid, the said Jewel D. Baxley, Charles E. Baxley and J. W. Baxley as Executors of the Last Will and Testament of A. B. Baxley, deceased, by Wales W. Wallace, Jr., as Auctioneer, and Wales W. Wallace, Jr., as Auctioneer, duly authorized as aforesaid, do hereby give, grant, bargain, sell and convey unto the said Jewel D. Baxley, Charles E. Baxley, and J. W. Baxley, as Executors of the Last Will and Testament of A. B. Baxley, deceased, their successors and assigns, all the real property described in said mortgage, being the following described real property, situated in Shelby County, Alabama, to-wit:

All of Block 146 and all that part of Block 147 except the Johnson Lot and Home-sight described in Deed in Probate Office of Shelby County, Alabama. Also except a Lot 100 x 182 feet to Hubert Beasley, Jr. described in Deed in Probate Office of Shelby County, Ala. Also all of Block 148, 156 and 157. All according to Dunstan's Map and Survey of the Town of Calera, Shelby County, Alabama.

TO HAVE AND TO HOLD above described premises unto the said Jewel D. Baxley, Charles E. Baxley and J. W. Baxley, as Executors of the Last Will and Testament of A. B. Baxley, deceased, and their successors and assigns, forever.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this instrument dated the 10th day of April, 1970.

JEWEL D. BAXLEY, CHARLES E. BAXLEY and J. W. BAXLEY, as Executors of the Last Will and Testament of A. B. Baxley, deceased.

By Wales W. Wallace, Jr.
As Auctioneer

HOMER WHITE

By Wales W. Wallace, Jr.
As Auctioneer

BETTY SUE WHITE

By Wales W. Wallace, Jr.
As Auctioneer

WALES W. WALLACE, JR.,

By Wales W. Wallace, Jr.
As Auctioneer

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that WALES W. WALLACE, JR., whose name as Auctioneer 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 such auctioneer, and with full power and authority, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 9th day of April, 1971.

Lance Brasher
Notary Public



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STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that WALES W. WALLACE, JR., whose name as Auctioneer for Homer White, and whose name as Auctioneer for Betty Sue White, and whose name as Auctioneer for Jewel D. Baxley, Charles E. Baxley, and J. W. Baxley, a s executors of the Last Will and Testament of A. B. Baxley, deceased, 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 such Auctioneer for Homer White and Betty Sue White and Jewel D. Baxley, Charles E. Baxley and J. W. Baxley as Executors of the Last Will and Testament of A. B. Baxley, deceased, and with full power and authority, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 9th day of April, 1971.

Lennie Brasher

Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1971 JUL - 1 AM 7:43
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Lennie Brasher
JUDGE OF PROBATE