

STATE OF ALABAMA)

SHELBY COUNTY)

79

FORECLOSURE DEED

Whereas, The First National Bank of Birmingham, a national banking association, (hereinafter sometimes called Bank) was, on December 15, 1980, the owner and holder of the following described mortgage and the debt secured thereby: mortgage executed by Pettis Construction Company, Inc., a corporation, (hereinafter called Mortgagor) to the Bank on October 26, 1978, which mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama in Book 384, page 852 (hereinafter called Mortgage); and

Whereas, the Mortgage provided that if the Mortgagor should fail to pay the debt secured by the Mortgage, or any part of said debt, when it became due, the Bank was authorized, at its option, to declare said debt immediately due and payable in full, and to take possession of the mortgaged property, and to sell the same at public outcry, after notice as provided in the Mortgage; and

Whereas, the Mortgagor failed to pay said debt when it became due, whereupon the Bank declared said debt immediately due and payable in full; and

Whereas, on December 15, 1980, at 2:00 P.M., the real estate hereinafter described, being one of the parcels of real estate described in the Mortgage, was offered for sale, before the courthouse door of Shelby County, Alabama, at Columbiana, Alabama, to the highest bidder for cash, after giving notice of the time and place of such sale, as required by the Mortgage, by advertisement in the Shelby County Reporter, a newspaper published in Shelby County, Alabama, once a week for three consecutive weeks, in the issues of said paper of November 20, 1980, November 27, 1980 and December 4, 1980; and

Whereas, at such sale, which was conducted by the undersigned auctioneer, in all respects in accordance with the provisions of the Mortgage, the Bank became the purchaser of said real estate, being the highest and best bidder therefor, at and for the price of thirteen thousand five hundred and no/100 dollars (\$13,500.00).

Now, therefore, in consideration of the premises, and to evidence said sale, the Mortgagor acting by and through the undersigned auctioneer as attorney in fact, has granted, bargained, sold and conveyed, and does by these presents grant, bargain, sell and convey unto The First National Bank of Birmingham the following described real estate, being one of the parcels of real estate described in, and conveyed by, the Mortgage, the same lying and being in Shelby County, Alabama, to-wit:

Lot 87, according to the survey of Southern Pines, Second Sector, as recorded in Map Book 7, page 12 in the Probate Office of Shelby County, Alabama.

NO TAX COLLECTED

First Natl. Bank of Bham.
P.O. Box 1007

BOOK 330 PAGE 505

The Bank announced at the sale, after the Bank was declared to be the successful bidder, that the Bank would credit said mortgage debt with the amount of said bid.

To have and to hold to The First National Bank of Birmingham, its successors and assigns, in fee simple forever.

In witness whereof, the name of Pettis Construction Company, Inc. has been hereunto affixed by the undersigned auctioneer as attorney in fact, all on this 29th day of December, 1980.

STATE OF ALA. SHELBY CO. PETTIS CONSTRUCTION COMPANY, INC.

I CERTIFY THIS

INSTRUMENT WAS FILED

1981 JAN -6 AM 9:11

By

Frank C. Galloway Jr
as auctioneer and as attorney
in fact for Pettis Construction
Company, Inc.

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

Rice. 3.00

NO TAX COLLECTED

STATE OF ALABAMA)

Ind. 1.00
4.00

JEFFERSON COUNTY)

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Shelby Cnty Judge of Probate, AL
01/06/1981 00:00:00 FILED/CERTIFIED

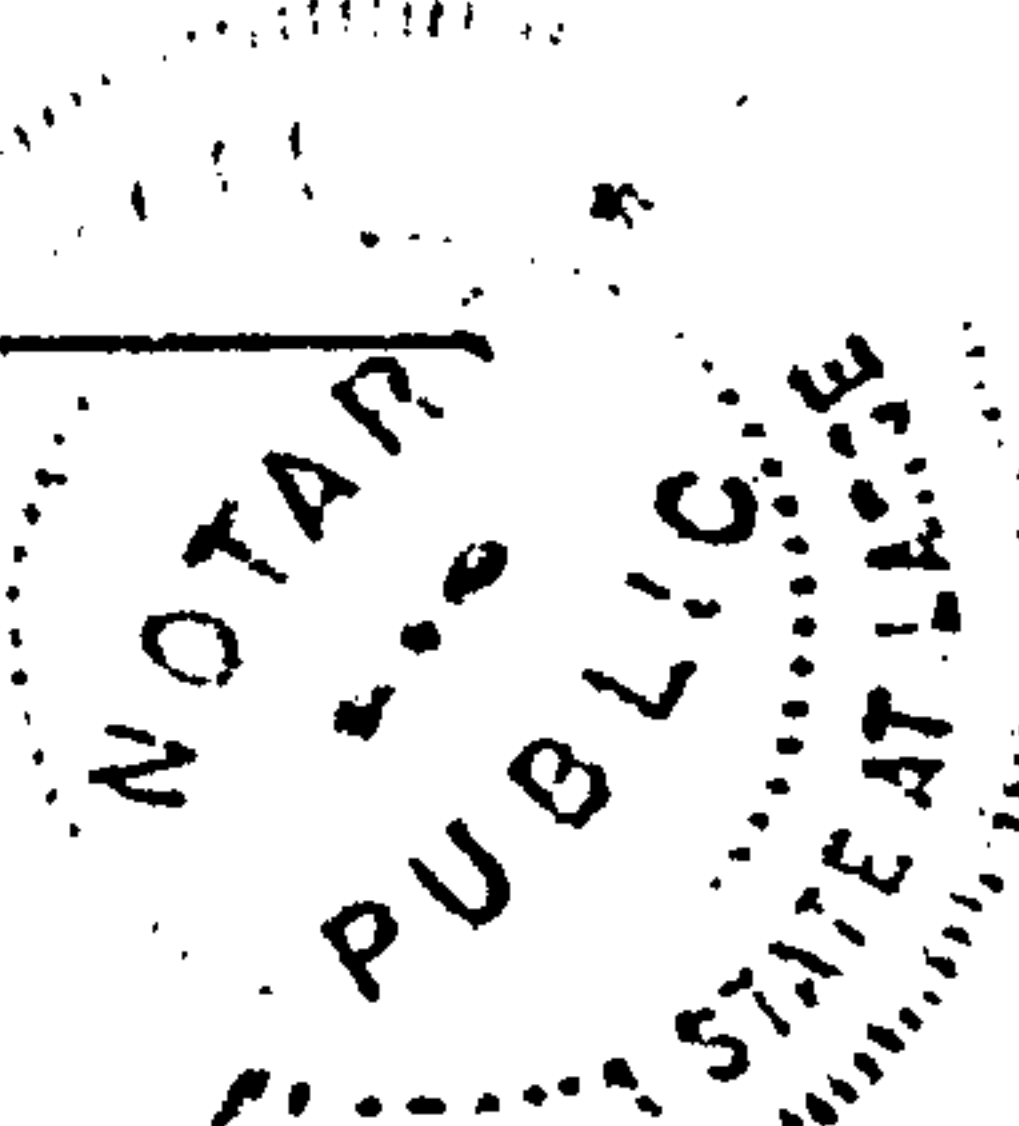
I, a Notary Public in and for said County in said State, hereby certify that Frank C. Galloway, Jr., whose name as attorney in fact for Pettis Construction Company, Inc., a corporation, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, in his capacity as such attorney in fact, executed the same voluntarily on the day the same bears date.

In witness whereof, I have hereunto set my hand and official seal, on the 29th day of December, 1980.

Vicki Moor

Notary Public

NOTARY MUST AFFIX SEAL



CERTIFICATE OF THE MORTGAGE OWNER

The undersigned The First National Bank of Birmingham, a national banking association, does hereby certify that Frank C. Galloway, Jr., who acted as auctioneer in making the sale and conveyance evidenced by the foregoing foreclosure deed, was duly appointed by The First National Bank of Birmingham as auctioneer for the purpose of making said sale and conveyance.

Dated this 29th day of December, 1980.

ATTEST:

THE FIRST NATIONAL BANK OF
BIRMINGHAM

[Signature]
Its [Signature]

By [Signature]
Its [Signature]

BOOK 330 PAGE 506