

Send Back

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epared by:

✓ #79 Joseph E. Walden

To Joe Walden

P.O. Box 1610

Alabaster, Alabama 35007

MORTGAGE FORECLOSURE DEED

STATE OF ALABAMA)

SHELBY COUNTY) KNOW ALL MEN BY THESE PRESENTS,

THAT WHEREAS, heretofore, on, to-wit, March 11, 1982, Samuel Ayala, Jr. and wife, Janet L. Ayala, executed a certain mortgage on property hereinafter described to Shelby State Bank, an Alabama Banking Corporaation, which said mortgage is recorded in Mortgage Book 418, Page 960, 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 four 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 of 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 therefore; and

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage, and the said Shelby State Bank, an Alabama Banking Corporation, did declare all of the indebtedness secured by said mortgage subject to foreclosure as therein provided and did give due and proper notice of the foreclosure of said mortgage by publication in the Shelby County Reporter, a newspaper of general circulation published in Shelby County, Alabama, in its issues of October 18th, 25th,

and November 1, 1984; and

WHEREAS, on November 9, 1984 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 conducted and Shelby State Bank, an Alabama Banking Corporation, did offer for sale and sell at public outcry in front of the Courthouse, in Shelby County, Alabama, the property herein, described; and

WHEREAS, Joseph E. Walden was the auctioneer who conducted said foreclosure sale and was the person conducting the sale for the said Shelby State Bank, an Alabama Banking Corporation, and whereas the said Shelby State Bank, an Alabama Banking Corporation, was the highest bidder and best bidder, in the amount of Seven Thousand One Hundred and Forty and 01/100 (\$7,140.01) Dollars on the indebtedness secured by said Mortgage, the said Shelby State Bank, an Alabama Banking Corporation, by and through Joseph E. Walden, as auctioneer conducting said sale, and as Attorney-in-fact for Shelby State Bank, an Alabama Banking Corporation, by and through Joseph E. Walden, as auctioneer conducting said sale, does hereby grant, bargain, sell and convey unto Shelby State Bank, an Alabama Banking Corporation, the following described property situated in Shelby County, Alabama.

Commence at the Northeast corner of the NE 1/4 of the SE 1/4 of Section 1, Township 21 South, Range 1 East; thence run South 65 degrees 30 minutes West a distance of 138.40 feet to a concrete post on the East right of way line of a paved county road and the West line of the River Road; thence run South 22 degrees 30 minutes West along the East right of way line of said county road a distance of 247.48 feet; thence run South 22 degrees 20 minutes West a distance of 90 feet to the point of beginning of the tract herein described; from the said point of beginning thus obtained, continue along the same said course and along said East right of way line of said county road for a distance of 90 feet; thence turn an angle to the left of 98 degrees 51 minutes and run South 76 degrees 31 minutes East a distance of 134.57 feet; thence turn an angle to the left of 88 degrees 11 minutes for a distance of 80.40 feet; thence turn an angle to the left of 94 degrees 52 minutes and run for a distance of 124.07 feet to the point of beginning. Situated in Shelby County, Alabama.

TO HAVE AND TO HOLD, the above described property unto Shelby State Bank, An

Alabama Banking Corporation, and assigns forever; subject, however, to the statutory rights of redemption from said foreclosure sale on the part of those entitled to redeem as provided by the laws of the State of Alabama.

IN WITNESS WHEREOF, Shelby State Bank, an Alabama Banking Corporation, have caused this instrument to be executed by and through Joseph E. Walden, as auctioneer conducting said sale and as Attorney-in-fact for all parties separately, and Joseph E. Walden as auctioneer conducting said sale and as Attorney-in-fact, for each of said parties, has hereto set his hand and seal on this the 9th day of November, 1984.

Samuel Ayala, Jr.

Shelby State Bank,
an Alabama Banking Corporation

BY: Joseph E. Walden
AUCTIONEER AND ATTORNEY-IN-FACT

BY: Joseph E. Walden
AUCTIONEER AND ATTORNEY-IN-FACT

Janet L. Ayala

BY: Joseph E. Walden
AUCTIONEER AND ATTORNEY-IN-FACT

BY: Joseph E. Walden
AUCTIONEER CONDUCTING SALE

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned authority, a Notary Public, in and for said County and State, hereby certify that Joseph E. Walden, whose name as auctioneer 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 the conveyance, he executed the same voluntarily on the day the same bears date, as the action of himself as auctioneer and the person conducting the same for Shelby State Bank, an Alabama Banking Corporation, and as the act of said Shelby State Bank, an Alabama Banking Corporation, and as the actions of Samuel Ayala, Jr. and wife, Janet L. Ayala, Mortgagors, and in the mortgage referred to in the foregoing deed.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 9th day of November, 1984.

Patsy S. Parker
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1984 DEC 11 AM 8:52

Foreclosure
Thomas P. Inwood, Jr.
JUDGE OF PROBATE

RECORDING FEES

Recording Fee	\$ <u>7.50</u>
Index Fee	<u>1.00</u>
TOTAL	\$ <u>8.50</u>