

MORTGAGE FORECLOSURE DEED

STATE OF ALABAMA  
JEFFERSON COUNTY

KNOW ALL MEN BY THESE PRESENTS, That,

WHEREAS, heretofore, on to-wit: March 5, 1986, William D. Nichols as President of Houston South Development, Inc., as General Partner of Breckenridge Park Associates, Ltd., an Alabama Limited Partnership, executed a certain mortgage to Birmingham Federal Savings and Loan Association, said mortgage being recorded in Real Volume 063, Page 685, in the Probate Office of Shelby County, Alabama, and;

WHEREAS, default having been made in the payment of the indebtedness secured by said mortgage, and the said Birmingham Federal Savings and Loan Association, did declare all of the indebtedness secured by the said mortgage, due and payable, and said mortgage subject to foreclosure as therein provided and did give due and proper notice of the foreclosure of said mortgage in accordance with the terms thereof, by U.S. Mail and by publication in The Shelby County Reporter, a newspaper of general interest and circulation published in Shelby County, Alabama, in its issue of November 14, 21 and 28, 1990, and;

WHEREAS, on December 13, 1990, the day on which the foreclosure sale was due to be held under the terms of said notice between the legal hours of sale, said foreclosure sale was duly and properly conducted, and the said Birmingham Federal Savings and Loan Association, did offer for sale and sell at public outcry, in front of the courthouse door, Shelby County, Alabama, the property hereinafter described; and

WHEREAS, the highest and best bid obtained for the property described in the aforementioned mortgage was the bid of Birmingham Federal Savings and Loan Association in the amount of Two Hundred Eighty Thousand and 00/100 Dollars (\$280,000.00), which sum was offered to be credited on the indebtedness secured by said mortgage, and said property was thereupon sold to the said Birmingham Federal Savings and Loan Association; and

WHEREAS, Walter L. Blocker, III, conducted said sale on behalf of the said Birmingham Federal Savings and Loan Association; and

WHEREAS, said mortgage expressly authorized the person conducting said sale to execute to the purchaser at said sale a deed to the property so purchased;

NOW, THEREFORE, in consideration of the premises and the credit of Two Hundred Eight Thousand & 00/100 Dollars (\$280,000.00), William D. Nichols as President of Houston South Development, Inc., as General Partner of Breckenridge Park Associates, Ltd., an Alabama Limited Partnership, Mortgagor, by and through the said Birmingham Federal Savings and Loan Association, does grant, bargain, sell and convey unto the said Birmingham Federal Savings and Loan Association the following described real property situated in Jefferson County, Alabama, Bessemer Division, to-wit:

Block 6, according to the Resurvey of Breckenridge Park, as recorded in Map Book 9, Page 110, in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD, the above described property unto the said Birmingham Federal Savings and Loan Association, its 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.

*Smith & Hynds*  
*3501 Ind. Mer.*  
*2-11-91*

IN WITNESS WHEREOF, the said William D. Nichols as President of Houston South Development, Inc., as General Partner of Breckenridge Park Associates, Ltd., an Alabama Limited Partnership, Mortgagor, by the said Birmingham Federal Savings and Loan Association, by Walter L. Blocker, III, as auctioneer conducting said sale caused these presents to be executed on this the 13th day of December, 1990.

William D. Nichols as President of Houston South Development, Inc., as General Partner of Breckenridge Park Associates, Ltd., an Alabama Limited Partnership, MORTGAGOR

Birmingham Federal Savings and Loan Association, MORTGAGEE

By:

Walter L. Blocker, III  
Attorney for Birmingham Federal Savings and Loan Association

By:

Walter L. Blocker, III  
Auctioneer

STATE OF ALABAMA  
JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Walter L. Blocker, III, whose name as auctioneer for the said Birmingham Federal Savings and Loan Association, 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 this conveyance, he, in his capacity as such auctioneer, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 13th day of December, 1990.

Rebecca M. Engle  
Notary Public  
My Commission Expires: 6-4-94

THIS INSTRUMENT PREPARED BY:

Walter L. Blocker, III  
3500 Independence Drive  
Birmingham, AL 35209

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

90 DEC 13 AM 11:30

JUDGE OF PROBATE

1. Deed Tax	-----	\$	-----
2. Mtg. Tax	-----	\$	-----
3. Recording Fee	-----	\$	5.00
4. Indexing Fee	-----	\$	7.42
5. No Tax Fee	-----	\$	1.42
6. Certified Fee	-----	\$	1.20
Total	-----	\$	10.02