

This instrument prepared by
Steven J. Youngpeter
Attorney
Office of the General Counsel
U. S. Department of Agriculture
Suite 205, Sterling Centre
4121 Carmichael Road
Montgomery, Alabama 36106-3683

DEED OF FORECLOSURE

KNOW ALL MEN BY THESE PRESENTS that:

THIS INDENTURE, made and entered into this 24th day of September, 19 96, by and between THE UNITED STATES OF AMERICA, United States Department of Agriculture, acting by and through the Farmers Home Administration, or its successor, Grantor and Mortgagee, under the terms of the mortgage given by Ronnie M. Hale and wife, Marsha S. Hale, hereinafter Mortgagor, and James E. Pickett and wife, Janice F. Pickett, hereinafter Grantee, as the maker of the highest and best bid at that foreclosure sale held under the terms of the mortgage,

WITNESSETH, that,

WHEREAS on June 29, 1984, Ronnie M. Hale and wife, Marsha S. Hale, as Mortgagor, executed and delivered to the United States of America, United States Department of Agriculture, acting by and through the Farmers Home Administration, or its successor, as Mortgagee, a mortgage on certain real property recorded July 2, 1984, in Mortgage Book 451, at Pages 594-597, in the Office of the Judge of Probate of Shelby County, Alabama to secure the payment of the indebtedness therein described to the mortgage; and

WHEREAS in said mortgage, should default be made in the payment of any installment due under any promissory note or any extension or renewal therefore of, or agreement supplementary thereto, secured by said mortgage, or should the Mortgagor fail to keep any covenant, condition or agreement contained in said mortgage, the Mortgagee was authorized and empowered to declare the entire indebtedness secured by the mortgage due and payable and to foreclose said mortgage; and

WHEREAS in said mortgage, the Mortgagee was authorized and empowered, in case of default, to sell the real property taken as security for said indebtedness, in compliance with the power of sale provision contained in said mortgage and the laws of the State of Alabama; and

WHEREAS the Mortgagor is in default according to the terms and provisions of the said mortgage and the Mortgagee has accelerated the payment of the said indebtedness, ~~declaring~~ all of said indebtedness to be due and payable; ~~and~~ ~~Inst # 1996-32546~~

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09:46 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 HCD 26.50

Inst # 1996-32546

WHEREAS the United States of America has caused a Notice of Foreclosure Sale to be published once a week for three successive weeks preceding the date of foreclosure sale in the Shelby County Reporter, a newspaper of general circulation published in Shelby County, Alabama, which notice stated the time, place and terms of sale; and

WHEREAS the United States of America has proceeded to sell real property described in said mortgage before the courthouse door in Shelby County, Alabama, during the legal hours of sale on the 12th day of September, 1996 at public outcry at the hour of 12:00 NOON to the highest bidder for cash; and

WHEREAS at said sale the last, best and highest bid for the described property in the aforementioned mortgage was the bid in the amount of TEN THOUSAND TWO HUNDRED-----
----- Dollars and No Cents
(\$ 10,200.00) made by Grantee;

NOW, THEREFORE in consideration of the premises and the sum of \$ 10,200.00, the Grantor and Mortgagee under the power of the sale contained in said mortgage, does hereby grant, sell, bargain and convey unto James E. Pickett and Janice F. Pickett as joint tenants with right of survivorship, the following described properties situated in Shelby County, Alabama, to-wit:

Commence at the Northeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 1, Township 22 South, Range 4 West and run South along the East line thereof for 228.81 feet to the South right of way line of a county road; thence 92 deg. 10 min. right and run West along said right of way line for 534.98 feet; thence 90 deg. 20 min. left and run South for 178.62 feet to the point of beginning; thence continue along the last described course for 200.88 feet; thence 90 deg. 20 min. right and run West for 105.0 feet; thence 6 deg. 41 min. 36 sec. right and run Westerly for 56.77 feet; thence 86 deg. 16 min. 24 sec. right and run North for 193.64 feet; thence 87 deg. 02 min. right and run East for 150.19 feet to the point of beginning. Also a 30 foot easement for ingress and egress more particularly described as follows: Commence at the Northeast corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 1, Township 22 South, Range 4 West and run South along the East line thereof for 228.81 feet; to the south right of way line of a county road; thence 92 deg. 10 min. right and run West along said right of way line for 534.98 feet to the point of beginning; thence continue along the last described course for 30.0 feet; thence 90 deg. 20 min. left and run South for 178.62 feet; thence 89 deg. 40 min. left and run East for 30.0 feet; thence 90 deg. 20 min. left and run North for 178.62 feet to the point of beginning; being situated in Shelby County, Alabama.

Mineral and mining rights excepted.

SUBJECT TO:

Transmission Line Permit to Alabama Power Company as shown by instrument recorded in Deed Book 101, Page 290 in Probate Office.

Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, including rights now being assessed by Kimberly Clark Corporation.

TO HAVE AND TO HOLD the above described property unto Grantee forever, subject to the statutory right of redemption as provided by the laws of the State of Alabama.

IN WITNESS WHEREOF, the United States of America has caused this conveyance to be executed by its duly authorized representative, the State Director for Alabama, Rural Development, the United States Department of Agriculture pursuant to the authority contained in Title VII, Code of Federal Regulations, Part 1800, et. seq., and Section 35-10-1 of Code of Alabama, 1975, et. seq., as amended.

UNITED STATES OF AMERICA

Grantor and Mortgagee

By:


HORACE H. HORN, JR.

State Director

Rural Development, acting on behalf of the
Rural Housing Service, successor in interest to
the Farmers Home Administration, State of Alabama
United States Department of Agriculture

STATE OF ALABAMA)
COUNTY OF MONTGOMERY)

ACKNOWLEDGMENT

I, Sherrie S. Perdue, a Notary Public in and for said County in said State, hereby certify that Horace H. Horn, Jr., whose name as State Director, Alabama, Rural Development, United States Department of Agriculture, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, in his capacity as State Director, Alabama, Rural Development, United States Department of Agriculture, and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 24th day of September, 1996.


Notary Public

(NOTARIAL SEAL)

My commission expires: 8/14/1999

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