

STATE OF ALABAMA  
COUNTY OF SHELBY

)  
)  
FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, That whereas on the 9th day of September, 1998, Dayton Fuller d/b/a C & B Homes executed a certain mortgage on the property hereinafter described to Pinnacle Bank which mortgage was recorded in Instrument #1998-35936 in the Office of the Judge of Probate of Shelby County, Alabama;

WHEREAS, in and by said mortgage, mortgagee or holder thereof was authorized and empowered in case of default in the payment of the indebtedness secured thereby, 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 County by publication once a week for three (3) consecutive weeks prior to said sale, at public outcry for cash to the highest bidder and said mortgage provided that in case of said sale under the power and authority contained therein the mortgagee, or any person conducting said sale for the mortgagee, was authorized to execute title to the purchaser at said sale, and it was further provided in and by said mortgage that the mortgagee may bid at said sale and purchase said property if the highest bidder therefor; and

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage and Pinnacle Bank did declare all of the indebtedness secured by said mortgage to be due and payable 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 published in Shelby County, Alabama, in its issues of May 17, 2000, May 24, 2000, and May 31, 2000;

WHEREAS, on the 16th day of June, 2000, 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 and properly conducted, and Brent Thornley did offer for sale and sell at public outcry, in front of the Courthouse door in Columbiana, Shelby County, Alabama, the property hereinafter described; and

WHEREAS, Brent Thornley was the auctioneer who conducted said sale for the said Pinnacle Bank and whereas, the highest and best bid for the property described in the aforementioned mortgage in the amount of \$ 113,790.74, which sum of money Pinnacle Bank offered to credit on the indebtedness secured by said mortgage and said property was thereupon sold to Pinnacle Bank;

NOW THEREFORE, in consideration of the premises and a credit in the amount of \$ 113,790.74 on the indebtedness secured by said mortgage, through Brent Thornley as Auctioneer conducting said sale and as Attorney in Fact for the mortgagee, and Brent Thornley as said auctioneer conducting said sale for the mortgagee, do hereby grant, bargain, sell and convey unto Pinnacle Bank the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 5 in Block 4 according to the Survey of Lincoln Park as recorded in Map Book 3 Page 145 in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD SAID PROPERTY unto Pinnacle Bank, its heirs, successors 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, Pinnacle Bank has caused this instrument to be executed by and through Brent Thornley as the auctioneer conducting said foreclosure sale and as Attorney in Fact for Pinnacle Bank, who has hereunto set his hand and seal on this 16th day of June, 2000.

PINNACLE BANK

  
BRENT THORNLEY, Auctioneer  
Conducting said Sale for Mortgagee

  
BRENT THORNLEY  
AS AUCTIONEER AND ATTORNEY IN FACT

Inst # 2000-20233

06/16/2000-20233  
02:52 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 000 12.00

STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned authority, a Notary Public, in and for said County and State do hereby certify that Brent Thornley whose name as auctioneer and attorney in fact for Pinnacle Bank 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 as Auctioneer and Attorney in Fact and with full authority executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 16th day of June, 2000.

  
NOTARY PUBLIC

My Commission Expires: May 31, 2003

Inst # 2000-20233  
06/16/2000-20233  
02:52 PM CERTIFIED  
SHELBY COUNTY JUNE 16 2000  
12:30  
ME 50

STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned authority, a Notary Public, in and for said County, in said State, hereby certify that Brent Thornley, 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 Auctioneer, executed the same voluntarily and with full authority, on the day the same bears date.

Given under my hand and seal this 16th day of June, 2000.

  
NOTARY PUBLIC

My Commission Expires: May 31, 2003

This instrument prepared by:  
Brent Thornley  
Maddox, MacLaurin, Nicholson & Thornley  
301 19th Street West  
P.O. Box 248  
Jasper, AL 35502-0248