

THIS INSTRUMENT WAS PREPARED BY:

JAMES H. GREER, ATTORNEY AT LAW
P.O. BOX 360345
BIRMINGHAM, ALABAMA 35236-0345

STATE OF ALABAMA)
SHELBY COUNTY)

Inst # 2001-03108
01/29/2001-03108
12:49 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MMB 15.00

MORTGAGE FORECLOSURE DEED

KNOW ALL MEN BY THESE PREMISES, that whereas, heretofore, on, to-wit: on 04/21/1997, Wendy Michelle Gerth and Barry Jay Gerth executed a certain mortgage on property hereinafter described to Union State Bank which mortgage is recorded in Book 1997-15057 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 the 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 publishing in said city by publication once a week for three consecutive weeks prior to said sale at public outcry for cash, to the highest bidder;

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage, and Union State Bank, 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 December 20, 2000, and December 27, 2000; and January 3, 2001.

WHEREAS, on January 24, 2001, 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 Union State Bank did offer for sale and sell at public outcry in front of the Courthouse door in Columbiana, Alabama, Shelby County, Alabama, the property hereinafter described; and

WHEREAS, James H. Greer was the auctioneer who conducted said foreclosure sale and was the person conducting the sale for said Union State Bank and whereas said was the highest bidder and best bidder, in the amount of ONE HUNDRED FORTY FOUR THOUSAND ONE HUNDRED AND SIXTY FIVE DOLLARS AND NO/100 (\$144,165.00) on the indebtedness secured by said mortgage, said by and through James H. Greer as auctioneer conducting said sale, does hereby grant, bargain, sell and convey unto Union State Bank the following described property situated in Shelby County, Alabama, to-wit:

Lot 16, according to the Survey of Laurel Woods, as recorded in Map Book 16, Page 24, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama

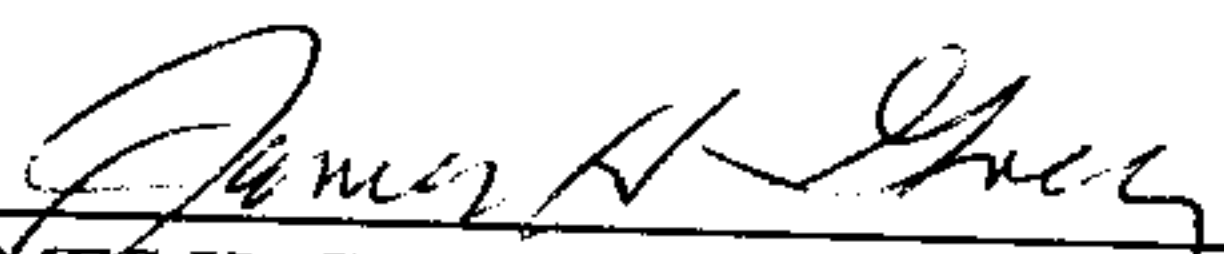
TO HAVE AND TO HOLD the above described property unto its heirs and assigns forever, subject however, to the statutory rights of redemption from said foreclosure sale on the part of those entitled to redeem as provided by the laws in the State of Alabama.

IN WITNESS WHEREOF, Union State Bank has caused this instrument to be executed by and through James H. Greer as auctioneer conducting the said sale and as Attorney-in-Fact, and James H. Greer as auctioneer conducting said sale has hereto set his hand and seal on this 24th day of January 2001.

Union State Bank

By: _____

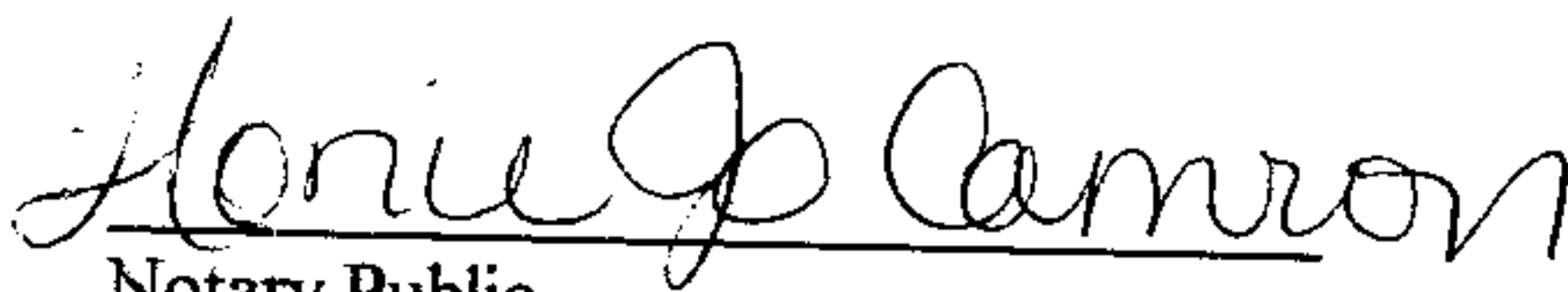
JAMES H. GREER
AUCTIONEER AND ATTORNEY IN FACT

By: 
JAMES H. GREER
AUCTIONEER CONDUCTING SAID SALE

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned a Notary Public in and for said County, in said State, hereby certify that James H. Greer, whose name as auctioneer and Attorney In Fact for Union State Bank 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.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 24th day of January 2001.


Notary Public

My Commission Expires: _____
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Oct 23, 2004
BONDED THRU NOTARY PUBLIC UNDERWRITERS

Inst # 2001-03108

01/29/2001-03108
12:49 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MMB 15.00