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Shelby Cnty Judge of Probate,AL
06/17/2005 02:07:32PM FILED/CERT

STATE OF ALABAMA)

COUNTY OF SHELBY)

THIS FORECLOSURE DEED made this 7th day of June, 2005, between JOHN E. PENNINGTON and KRISTI PENNINGTON, husband and wife, Parties of the First Part, and FEDERAL HOME LOAN MORTGAGE CORPORATION, Party of the Second Part;

W I T N E S S E T H:

WHEREAS, the said JOHN E. PENNINGTON and KRISTI PENNINGTON, husband and wife, heretofore executed to RESOURCE BANCSHARES MORTGAGE GROUP, INC., herein called the Mortgagee, a certain mortgage dated October 28, 1997, and recorded in Instrument #1997-35551, Probate Records of Shelby County, Alabama, which conveyed the hereinafter described property to secure the indebtedness evidenced by a note, payable in installments, therein described; and

WHEREAS, the Mortgagee has granted, bargained, sold, conveyed and assigned the said mortgage and the indebtedness thereby secured and the property therein described to MELLON MORTGAGE COMPANY, by assignment dated May 15, 1998, and recorded in Instrument #1998-28560, Probate Records of Shelby County, Alabama, and the Party of the Second Part was owner of the indebtedness at the time of the sale hereinafter mentioned; and

WHEREAS, the said mortgage provides that if said indebtedness or any part thereof should remain unpaid at maturity, then the whole of indebtedness shall at once become due and payable and said mortgage be subject to foreclosure, and further provides that in the event of any such default the Mortgagee shall have the authority to sell said property before the Courthouse Door in the City of Columbiana, County of Shelby, State of Alabama, at public outcry for cash after first giving notice by publication once a week for three successive weeks of the time, place and terms of said sale in some newspaper of general circulation published in Shelby County, Alabama, and further provides that in the event of any such sale the person conducting such sale shall have power and authority to execute a deed to the purchaser of said property at such sale, and further provides that the Mortgagee or its assigns may bid and become the purchaser at such sale of the property therein; and

WHEREAS, parts of said indebtedness remained unpaid at the respective maturities thereof, and the whole of said indebtedness thereupon became due and payable, and default was made in payment thereof, and CHASE HOME FINANCE LLC, SUCCESSOR BY MERGER TO CHASE MANHATTAN MORTGAGE CORPORATION SUCCESSOR BY MERGER WITH CHASE MORTGAGE COMPANY-WEST, F/K/A MELLON MORTGAGE COMPANY thereafter gave notice by publication in The Shelby County Reporter, a newspaper of general

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circulation and published in Shelby County, Alabama, on the 4th day of May, 2005, and the 11th day of May, 2005, and the 18th day of May, 2005, that it would sell the hereinafter described property before the front door of the Shelby County Courthouse at Columbiana, Alabama, at public outcry to the highest bidder for cash, within the legal hours of sale on the 7th day of June, 2005; and

WHEREAS, the said sale was held at the time and place stated in said notice which was published in the said issues of The Shelby County Reporter, and Party of the Second Part became the purchaser of the hereinafter described property at and for the sum of $84,267.25 cash, which was the highest, best, and last bid therefore; and

WHEREAS, the undersigned, JAMES J. ODOM, JR., conducted said sale and acted as auctioneer thereat, under and pursuant to an appointment as such by CHASE HOME FINANCE LLC, SUCCESSOR BY MERGER TO CHASE MANHATTAN MORTGAGE CORPORATION SUCCESSOR BY MERGER WITH CHASE MORTGAGE COMPANY-WEST, F/K/A MELLON MORTGAGE COMPANY;

NOW THEREFORE, IN consideration of the premises the Party of the First Part and CHASE HOME FINANCE LLC, SUCCESSOR BY MERGER TO CHASE MANHATTAN MORTGAGE CORPORATION SUCCESSOR BY MERGER WITH CHASE MORTGAGE COMPANY-WEST, F/K/A MELLON MORTGAGE COMPANY, both acting by and through the undersigned as their duly constituted and appointed attorney-in-fact and auctioneer at said sale, do hereby grant, bargain, sell and convey unto the said FEDERAL HOME LOAN MORTGAGE CORPORATION, the following described real property situated in Shelby County, Alabama, to-wit:

Commencing at the SW corner of the SW ¼ of the NW ¼ of Section 4, Township 22 South, Range 3 West; Shelby County, Alabama; thence North 4 deg. 46 min. 14 sec. West and run along the West line of said ¼ - ¼ Section for a distance of 575.96 feet; thence North 87 deg. 31 min. 45 sec. East and run a distance of 1779.90 feet to the point of beginning; thence continue along the last described course a distance of 210.00 feet to the Northwesterly right of way line of Shelby County Highway No. 17 (80 foot right of way); thence South 19 deg. 46 min. 36 sec. East and run along said right of way a distance of 210.00 feet; thence South 87 deg. 31 min. 45 sec. West and leaving said right of way, run a distance of 210.00 feet; thence North 19 deg. 46 min. 36 sec. West and run a distance of 210.00 feet to the point of beginning.
This conveyance is made subject to any and all restrictions, reservations, covenants, easements, and rights of way, if any, heretofore imposed of record affecting said property and municipal
Zoning ordinances now or hereafter becoming applicable, and taxes or assessments now or hereafter becoming due against said property.

TO HAVE AND TO HOLD unto the said FEDERAL HOME LOAN MORTGAGE CORPORATION, its successors and assigns forever, as fully and completely in all respects as the same could or ought to be conveyed to the said FEDERAL HOME LOAN MORTGAGE CORPORATION, under and by virtue of the power and authority contained in the aforesaid mortgage. Subject, however, to the statutory rights of redemption on the part of those entitled to redeem as provided by the laws of the State of Alabama, also subject to prior liens, ad valorem

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taxes, easements and restrictions of record.

IN WITNESS WHEREOF, the said JOHN E. PENNINGTON and KRISTI PENNINGTON, husband and wife, and CHASE HOME FINANCE LLC, SUCCESSOR BY MERGER TO CHASE MANHATTAN MORTGAGE CORPORATION SUCCESSOR BY MERGER WITH CHASE MORTGAGE COMPANY-WEST, F/K/A MELLON MORTGAGE COMPANY, have hereunto set their hands and seals by their said attorney-in-fact and auctioneer at said sale on the day and year first above written.

BY: _____

As Attorney-in-Fact and Auctioneer

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned authority, a Notary Public in and for said county and state, hereby certify that JAMES J. ODOM, JR., whose name as attorney-in-fact and auctioneer for JOHN E. PENNINGTON and KRISTI PENNINGTON, husband and wife, and CHASE HOME FINANCE LLC, SUCCESSOR BY MERGER TO CHASE MANHATTAN MORTGAGE CORPORATION SUCCESSOR BY MERGER WITH CHASE MORTGAGE COMPANY-WEST, F/K/A MELLON MORTGAGE COMPANY, 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, as such attorney-in-fact and auctioneer, executed the same voluntarily on the day the same bears date.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 7th day of June, 2005.

Anne S. Marshall
Notary Public
My Commission Expires: 3/13/2007

THIS INSTRUMENT PREPARED BY:
ARTHUR M. STEPHENS
STEPHENS, MILLIRONS, HARRISON & GAMMONS, P.C.
P.O. BOX 307
HUNTSVILLE, AL 35804

Grantees Address:
8250 Jones Branch Drive
MS A62
McLean, VA 22102