


PREPARED BY: JOHN RUDD
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20070924000446760 1/2 \$174.00
Shelby Cnty Judge of Probate, AL
09/24/2007 11:21:33AM FILED/CERT

STATE OF ALABAMA
COUNTY OF SHELBY

MORTGAGE FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, That:

WHEREAS, heretofore on November 1, 2002, **Edward L. Cates and Katy A. Cates, Party of the First Part**, executed a certain mortgage to **Washington Mutual Bank, FA**, which said mortgage is recorded in Instrument No. 20021113000563740, in the Office of the Judge of Probate of Shelby County, Alabama, Party of the Second Part; and

WHEREAS, default in the payment of the indebtedness secured by said mortgage, and Washington Mutual Bank 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 publication in the Shelby County Reporter, a newspaper of general circulation in Shelby County, Alabama, in its issues of 07/25, 08/01 & 08/08/2007; and

WHEREAS, on August 16, 2007, the day on which the foreclosure sale was due to be held under the terms of said notice, during the legal hours of sale, said foreclosure was duly and properly conducted and the person conducting the sale on behalf of the mortgagee did offer for sale and sell a public outcry, in front of the main entrance of the Courthouse, 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 Trademark Homes, LLC in the amount of **ONE HUNDRED FIFTY-EIGHT THOUSAND SIX HUNDRED FORTY-SEVEN AND 67/100 DOLLARS (\$ 158,647.67)**; which the person conducting the sale on behalf of the mortgagee offered to credit on the indebtedness secured by said mortgage, and said property was thereupon sold to Trademark Homes, LLC; and

WHEREAS, Mikki Prince, conducted said sale and acted as auctioneer thereat, under and pursuant to an appointment as such by the Party of the Second Part; and

WHEREAS, said mortgage expressly authorized the mortgagee or auctioneer or any 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 ONE HUNDRED FIFTY-EIGHT THOUSAND SIX HUNDRED FORTY-SEVEN AND 67/100 DOLLARS (\$ 158,647.67), on the indebtedness secured by said mortgage, the parties of the First Part and the Party of the Second Part, 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 Trademark Homes, LLC, and its successors and assigns, the following described real property, situated in Shelby County, Alabama, to-wit:

Lot 2, according to the Survey of Wildwood Shores, First Sector, as recorded in Map Book 111, Page 42, in the Probate Office of Shelby County, Alabama.

SOURCE OF TITLE: Book 1999 Page 28303

TO HAVE AND TO HOLD the above described property unto Trademark Homes, LLC, 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; also subject to ad valorem taxes, easements and/or restrictions of record, prior liens and/or assessments of record.

IN WITNESS WHEREOF, Edward L. Cates and Katy A. Cates and Washington Mutual Bank have set their hands and seals by their said attorney-in-fact and auctioneer at said sale on the 16th day of August, 2007.

BY: Mikki Prince
AS: Auctioneer and Attorney-in-fact

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I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Mikki Prince, 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 said conveyance, he/she, in his/her capacity as such attorney-in-fact, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 16th day of August, 2007.

Iva Dean Raper
NOTARY PUBLIC
My Commission Expires: 12/31/09

Shelby County, AL 09/24/2007
State of Alabama
Deed Tax: \$159.00