


STATE OF ALABAMA )  
COUNTY OF SHELBY )

  
20081029000421350 1/3 \$18.00  
Shelby Cnty Judge of Probate, AL  
10/29/2008 04:03:41PM FILED/CERT

**MORTGAGE FORECLOSURE DEED**

**KNOW ALL MEN BY THESE PRESENTS**, That, whereas, heretofore on, to-wit: On December 15, 2005, Tanglewood Corporation, an Alabama corporation, executed a certain mortgage on the property hereinafter described to New South Federal Savings Bank, a federally chartered savings bank, recorded in the office of the Judge of Probate of Shelby County, Alabama, at Instrument 20051220000654810; and

**WHEREAS**, in and by said mortgage the mortgagee was authorized and empowered in 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 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 sale under the power and authority contained in same, 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 the 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 the said New South Federal Savings Bank did declare all of the indebtedness secured by 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 by publication in *The Shelby County Reporter*, a newspaper published in Shelby County, Alabama, in its issues of October 8, October 15 and October 22, 2008; and

**WHEREAS**, on October 29, 2008, the day on which the foreclosure sale 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 New South Federal Savings Bank, did offer for sale and sell at public outcry in front of the Courthouse in Shelby County, Alabama, the property hereinafter described; and

**WHEREAS**, Jay H. Clark, was the Auctioneer who conducted said sale for the said New South Federal Savings Bank; and

**WHEREAS**, the highest and best bid for the property described in the aforementioned mortgage was the bid of New South Federal Savings Bank, in the amount of Two Hundred Sixteen Thousand Six Hundred Ninety-Five and 28/100 Dollars (\$216,695.28) which sum of money New South Federal Savings Bank, offered to credit on the indebtedness secured by said mortgage and said property was thereupon sold to New South Federal Savings Bank; and

**NOW, THEREFORE**, in consideration of the premises and of a credit in the amount Two Hundred Sixteen Thousand Six Hundred Ninety-Five and 28/100 Dollars (\$216,695.28), the

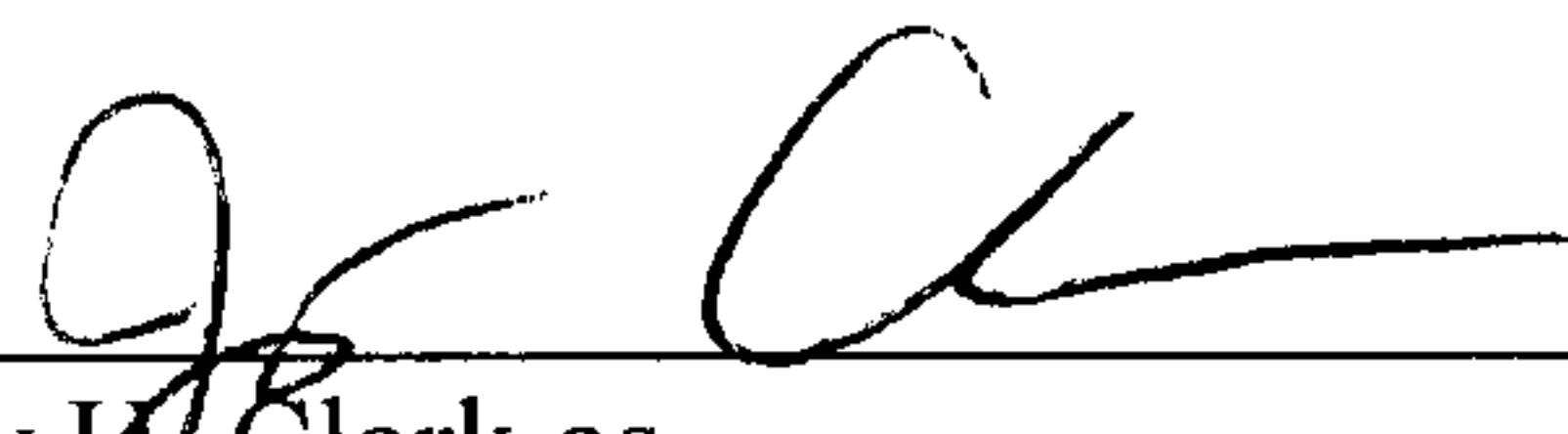
indebtedness secured by said mortgage, New South Federal Savings Bank, by and through Jay H. Clark, as Auctioneer conducting said sale and as attorney in fact for New South Federal Savings Bank, and the said Jay H. Clark, as the Auctioneer conducting said sale, does hereby GRANT, BARGAIN, SELL AND CONVEY unto the said New South Federal Savings Bank, the following described property situated in Shelby County, Alabama to-wit:

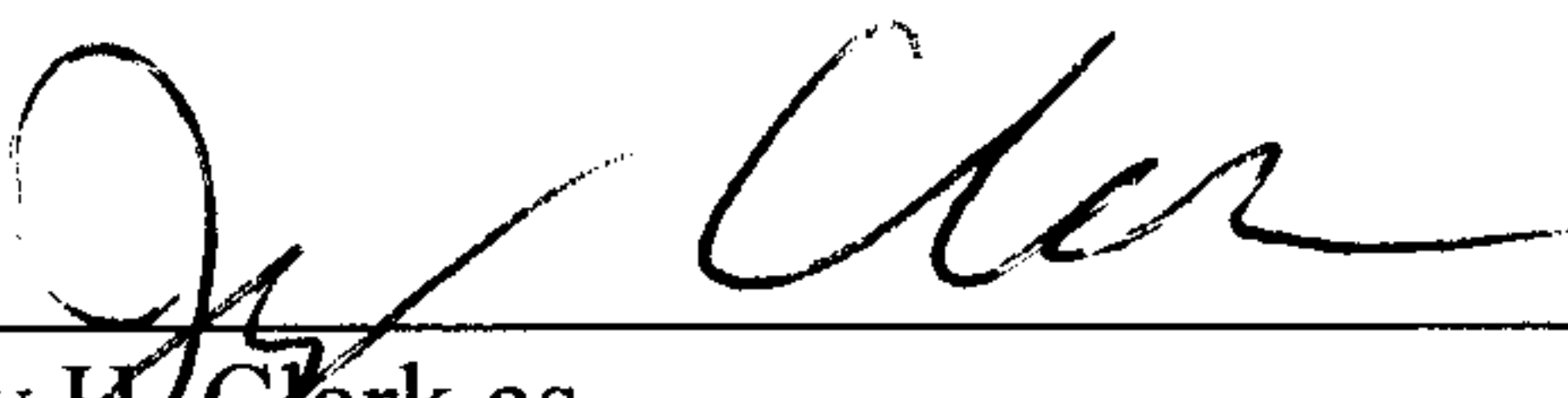
Lot 1909 according to the Survey of Old Cahaba V, First Addition, as recorded in Map Book 35, Page 120, in the Probate Office of Shelby County, Alabama.

**TO HAVE AND TO HOLD** the above described property unto New South Federal Savings Bank, 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.


**IN WITNESS WHEREOF** New South Federal Savings Bank, has caused this instrument to be executed by and through Jay H. Clark, as Auctioneer conducting said sale, and as attorney in fact, and Jay H. Clark, as Auctioneer conducting said sale has hereto set his hand and seal on this the 29th day of October, 2008.

**NEW SOUTH FEDERAL SAVINGS BANK  
a Federally Chartered Savings Bank**

By:   
Jay H. Clark as  
Auctioneer and Attorney in Fact

  
Jay H. Clark as  
Auctioneer conducting said sale

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I, the undersigned, a Notary Public in and for said County, in said State of Alabama, hereby certify that Jay H. Clark, whose name as Auctioneer and Attorney in Fact for New South Federal Savings Bank, 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 such Auctioneer and Attorney in Fact, with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 29th day of October, 2008.

Brenda H. Adams  
Notary Public  
My commission expires: 9-6-11

STATE OF ALABAMA )  
COUNTY OF SHELBY )

I, the undersigned, a Notary Public in and for said County, in said State of Alabama, hereby certify that Jay H. Clark, 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 such Auctioneer, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 29th day of October, 2008.

Brenda H. Adams  
Notary Public  
My commission expires: 9-6-11

This instrument prepared by:

Jay H. Clark, Esq.  
WALLACE, JORDAN, RATLIFF & BRANDT, L.L.C.  
Post Office Box 530910  
Birmingham, Alabama 35253  
(205) 870-0555