

STATE OF ALABAMA)
) MORTGAGE FORECLOSURE DEED
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS

THAT, WHEREAS, heretofore, on to-wit March 15, 2007, Trophy Development, LLC executed a certain mortgage on property hereinafter described to M & F Bank, which said mortgage is recorded in Instrument Number 20070329000141060 and rerecorded in Instrument Number 20071029000497960, in the Office of the Probate Judge in Shelby County, Alabama, and;

WHEREAS, in and by said mortgage, the mortgagee, its successors or assigns, were authorized and empowered in the event of default, 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 the proper conveyance 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 same M & F 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 foreclosure of a said mortgage, by U. S. Mail and by publication in *The Shelby County Reporter*, a newspaper of general circulation, published in Shelby County, Alabama, in its issues of May 6, May 13 and May 20, 2009, WHEREAS, on the 29th day of May, 2009, the day on which said 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 Burt W. Newsome as Attorney-in-Fact for the said M & F Bank did offer for sale and sell at public outcry, at the Courthouse in Shelby County, Alabama, the property hereinafter described; and

WHEREAS, Burt W. Newsome was the Auctioneer who conducted said foreclosure sale for the said M & F Bank, and

WHEREAS, the said M & F Bank was the highest bidder in the amount of Three Million

Seven Hundred Forty Thousand and No/100 Dollars (\$3,740,000.00), which sum of money M & F Bank offered to apply to the costs of foreclosure and then to the remaining balance on the indebtedness secured by said mortgage, and said property was thereupon sold to M & F Bank.

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES, and the amount of Three Million Seven Hundred Forty Thousand and No/100 Dollars (\$3,740,000.00), the said Trophy Development, LLC and M & F Bank by and through Burt W. Newsome, the person acting as auctioneer and conducting said sale as their duly authorized agent and Attorney-in-Fact and Auctioneer does hereby GRANT, BARGAIN, SELL AND CONVEY unto the said M & F Bank AS IS, WHERE IS, the following described property situated in Shelby County, Alabama, to-wit:

Property lying in Sections 17, 20 and 29, Township 21 South, Range 3 West, situated in Shelby County, Alabama more particularly described as follows:

Parcel 1:

The Northeast Quarter of the Southeast Quarter in Section 17, Township 21 South, Range 3 West, Shelby County, Alabama: LESS AND EXCEPT one acre off the West side and near the Northwest corner of said forty, which said one acre is now being used for a cemetery. There is also EXCEPTED that portion of the Kendrick and Holcomb lot situated in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 17, which excepted portion constitutes approximately 1.29 acres, more or less, and which said lot, including the excepted portion mentioned herein, is more particularly described in Deed Book 139, Page 299, in the Office of the Probate Judge of Shelby County, Alabama.

Parcel 2:

The Southwest Quarter of the Southeast Quarter in Section 17, Township 21 South, Range 3 West, Shelby County, Alabama: LESS AND EXCEPT the following described lot, which is more particularly described as follows: Commencing at a stone corner about 380 feet North of a point on the South boundary line of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 17, which point is about 700 feet East of the Southwest corner of said forty acre tract; said stone corner being South 27 degrees East of the Southwest corner of the African M.E. Church about 90 feet; thence West 104 feet to another stone corner; thence North 208 feet to a chestnut stake; thence East 104 feet to an oak stake; thence South 208 feet to a stone corner, being the point of beginning of the lot excepted.

Parcel 3:

The Southwest Quarter of the Northeast Quarter in Section 17, Township 21 South, Range 3 West, Shelby County.

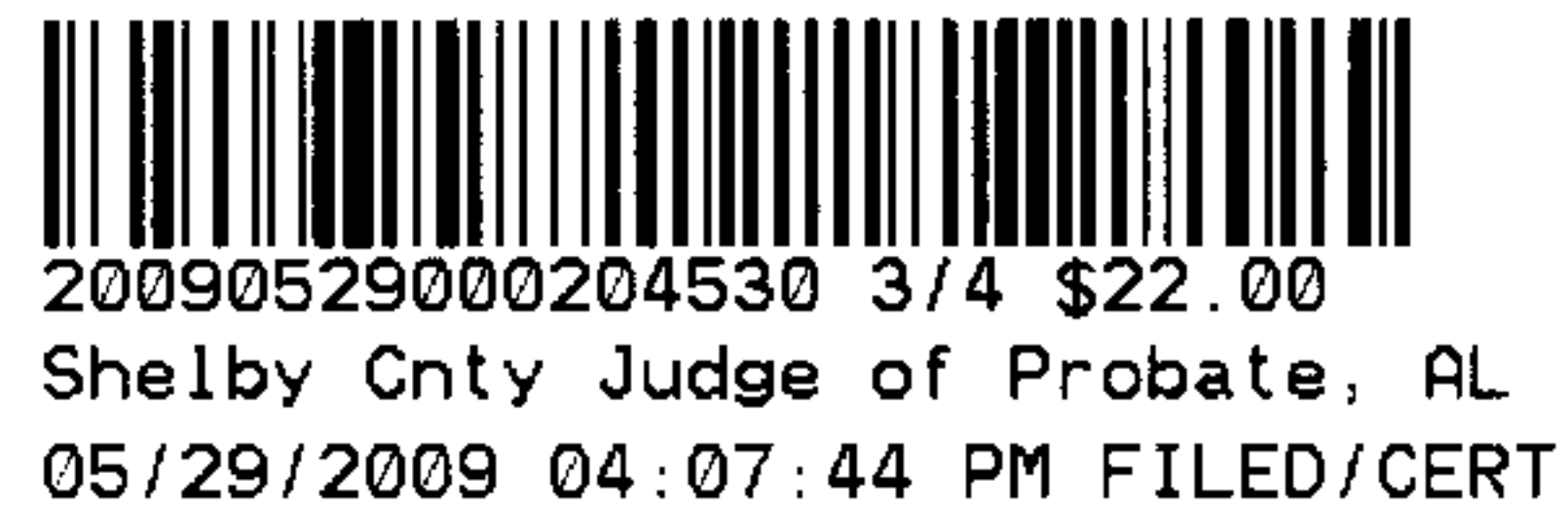
Parcel 4:

The Northwest Quarter of the Southeast Quarter in Section 17, Township 21 South, Range 3 West, Shelby County.

Parcel 5:

The Southeast Quarter of the Southeast Quarter in Section 17, Township 21 South,

Range 3 West, Shelby County.



Parcel 6:

The Southeast Quarter of the Southeast Quarter of Section 20, Township 21 South,
Range 3 West, Shelby County.

Parcel 7:

The Northeast Quarter of the Northeast Quarter in Section 20, Township 21 South,
Range 3 West, Shelby County.

Parcel 8:

The Northeast Quarter of the Southeast Quarter in Section 20, Township 21 South,
Range 3 West, Shelby County.

Parcel 9:

The Southeast Quarter of the Northeast Quarter in Section 20, Township 21 South,
Range 3 West, Shelby County.

Parcel 10:

The Northeast Quarter of the Northeast Quarter in Section 29, Township 21 South,
Range 3 West, Shelby County.

Parcel 11:

The Southeast Quarter of the Northeast Quarter in Section 29, Township 21 South,
Range 3 West, Shelby County.

Parcel 12:

The Northeast Quarter of the Southeast Quarter in Section 29, Township 21 South,
Range 3 West, Shelby County.

Together with the hereditaments and appurtenances thereunto belonging and all fixtures now attached to and used in connection with the premises herein described, subject to right of way easements and restrictions of record in the Probate Office of Shelby County, Alabama, and existing special assessments, if any, which might adversely affect the title to the above described property.


TO HAVE AND TO HOLD the above described property unto the said M & F 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 and the United States of America.

IN WITNESS WHEREOF, the said Trophy Development, LLC and M & F Bank have caused this instrument to be executed by and through Burt W. Newsome, as Auctioneer conducting said sale and as Attorney-in-Fact for all parties separately, and Burt W. Newsome has hereto set his hand and


seal on this the 29th day of May, 2009.

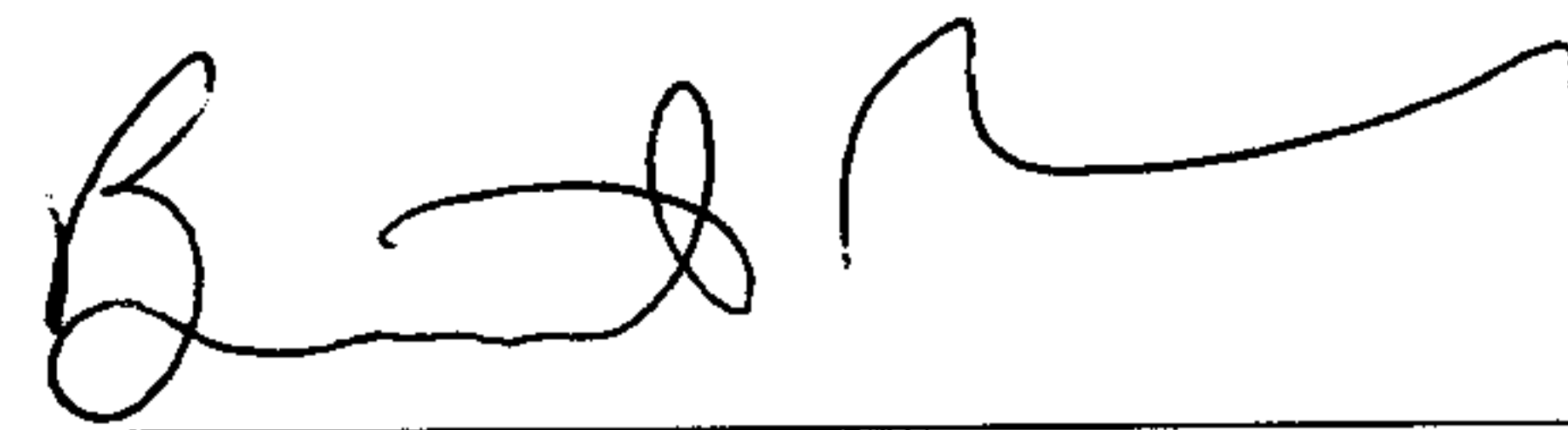
20090529000204530 4/4 \$22.00
Shelby Cnty Judge of Probate, AL
05/29/2009 04:07:44 PM FILED/CERT

TROPHY DEVELOPMENT, LLC

BY: 
Burt W. Newsome
Attorney-in-Fact

M & F BANK

BY: 
Burt W. Newsome
as Attorney-In-Fact and Agent

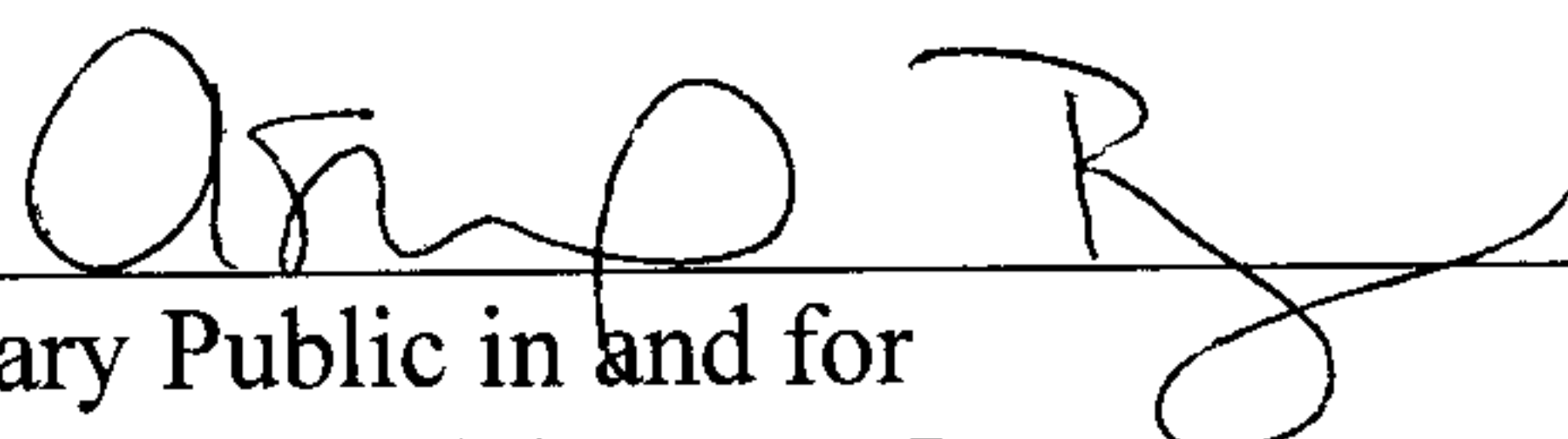
BY: 
Burt W. Newsome as the Auctioneer
and person making said sale

STATE OF ALABAMA

SHELBY COUNTY

I, the undersigned, a Notary Public in and for said County, in said State of Alabama, hereby certify that Burt W. Newsome whose name as Attorney-in-Fact for Trophy Development, LLC, whose name as Attorney-in-Fact and agent for M & F Bank is signed to the foregoing conveyance and whose name as Auctioneer and person making said sale, 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 Attorney-in-Fact, agent, and 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 May, 2009.


Notary Public in and for
the State of Alabama at Large

My Commission Expires 8/6/2011

THIS INSTRUMENT PREPARED BY:

BURT W. NEWSOME
NEWSOME LAW, LLC
ATTORNEYS AT LAW
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