


SEND TAX NOTICE TO:
Bank of America
7105 Corporate Drive, Mail Stop PTX-C-35
Plano, TX 75024


20090805000301010 1/3 \$21.00
Shelby Cnty Judge of Probate, AL
08/05/2009 01:35:18 PM FILED/CERT

CM #: 44778-9105

STATE OF ALABAMA)

COUNTY OF SHELBY)

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, heretofore, on, to-wit: the 16th day of February, 2007, Johnny M. Finn, a single man, executed that certain mortgage on real property hereinafter described to Mortgage Electronic Registration Systems, Inc., acting solely as nominee for Ark-La-Tex Financial Services, LLC. DBA Benchmark Mortgage, which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument Number 20070306000099620, said mortgage having subsequently been transferred and assigned to Countrywide Home Loans Servicing, LP, by instrument recorded in Instrument Number 20090326000112530, in the aforesaid Probate Office ("Transferee"); and

WHEREAS, in and by said mortgage, the Transferee was authorized and empowered in case of default in the payment of the indebtedness secured thereby, 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 Transferee or any person conducting said sale for the Transferee was authorized to execute title to the purchaser at said sale; and it was further provided in and by said mortgage that the Transferee may bid at the sale and purchase said property if the highest bidder thereof; and

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage, and the said BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP 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 March 25, 2009, April 1, 2009, and April 8, 2009; and


WHEREAS, on July 17, 2009, 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 BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP did offer for sale and sell at public outcry in front of the Courthouse door in Columbiana, Shelby County, Alabama, the property hereinafter described; and

WHEREAS, Aaron Warner was the auctioneer who conducted said foreclosure sale and was the person conducting the sale for the said BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP; and

WHEREAS, BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP , was the highest bidder and best bidder in the amount of One Hundred Forty Thousand Five Hundred Seventy And 07/100 Dollars (\$140,570.07) on the indebtedness secured by said mortgage, the said BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP, by and through Aaron Warner as auctioneer conducting said sale and as attorney-in-fact for said Transferee, does hereby grant, bargain, sell and convey unto BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP , all of its right, title, and interest in and to the following described property situated in Shelby County, Alabama, to-wit:

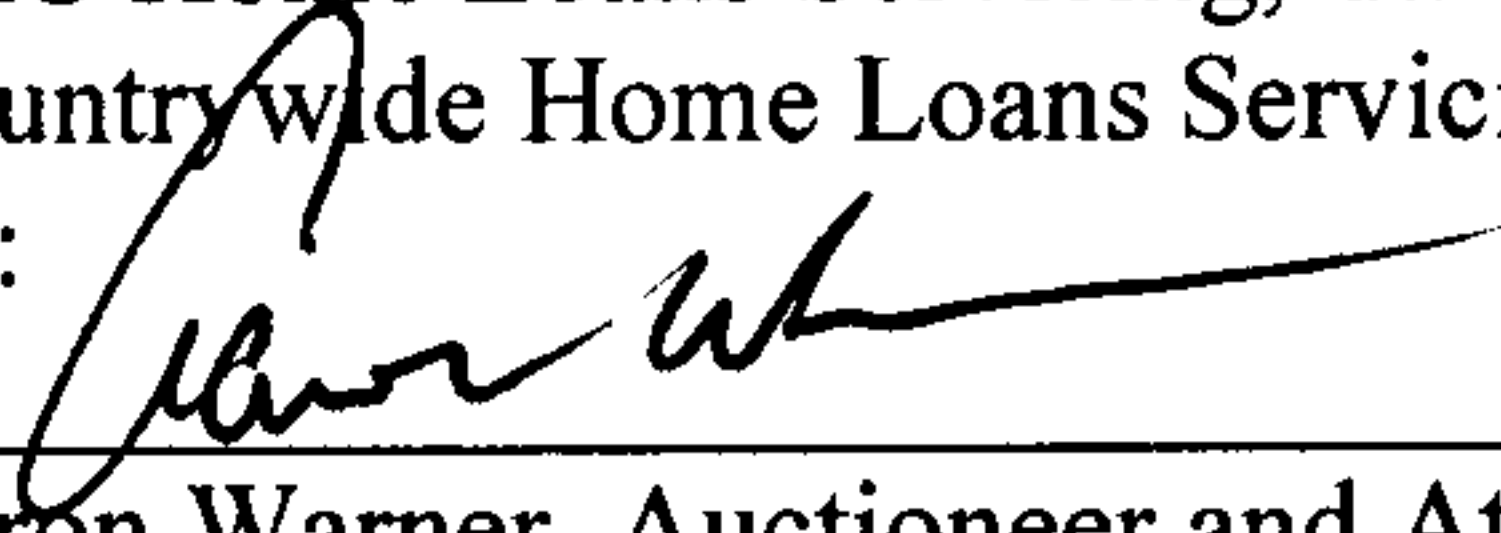
From the Southeast corner of the Southwest 1/4 of the Northeast 1/4, Section 15, Township 19 South, Range 2 East, run thence North 30 degrees 34 minutes West 1,883.4 feet to the Point of Beginning of the property herein described, said point being marked by a 1 1/4-inch iron pipe, and the Northwest corner of property heretofore conveyed to John R. and Mary Lee Smith, and on the Northeasterly side of a public road; thence North 54 degrees 06 minutes West 210.0 feet along Northeasterly side of said road; thence North 63 degrees 01 minutes East 210.0 feet; thence South 54 degrees 06 minutes East 210.0 feet to Northwestern line of said John R. and Mary Lee Smith tract; thence South 63 degrees 01 minutes West 210.0 feet to Point of Beginning.

Being a part of the Northwest 1/4 of Northeast 1/4 of Section 15, Township 19 South, Range 2 East, Shelby County, Alabama.


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TO HAVE AND TO HOLD the above described property unto BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP its successors/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; and also subject to all recorded mortgages, encumbrances, recorded or unrecorded easements, liens, taxes, assessments, rights-of-way, and other matters of record in the aforesaid Probate Office.

IN WITNESS WHEREOF, BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP, has caused this instrument to be executed by and through Aaron Warner, as auctioneer conducting said sale and as attorney-in-fact for said Transferee, and said Aaron Warner, as said auctioneer and attorney-in-fact for said Transferee, has hereto set his/her hand and seal on this July 17, 2009.

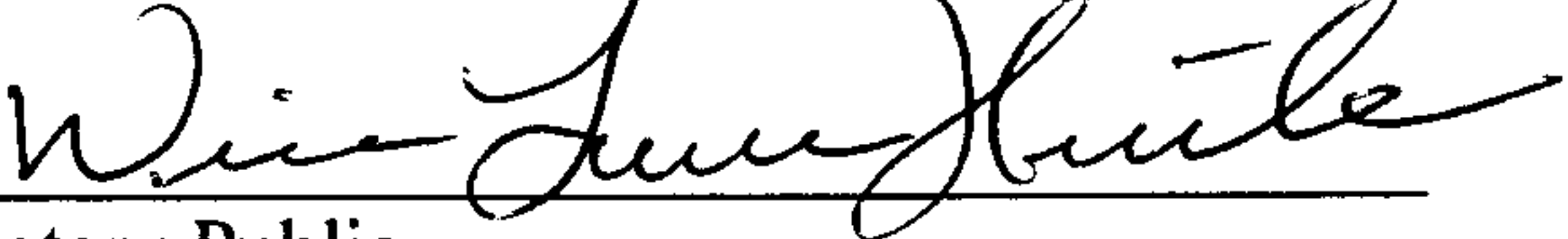
BAC Home Loans Servicing, L.P. f/k/a
Countrywide Home Loans Servicing, LP
By: 

Aaron Warner, Auctioneer and Attorney-in-Fact

STATE OF ALABAMA)
COUNTY OF JEFFERSON)


I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Aaron Warner, acting in his/her capacity as auctioneer and attorney-in-fact for BAC Home Loans Servicing, L.P. f/k/a Countrywide Home Loans Servicing, LP, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this date, that being informed of the contents of the conveyance, he/she, as such auctioneer and attorney-in-fact and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said Transferee acting in his/her capacity as auctioneer and Attorney-in-fact for said Transferee.

Given under my hand and official seal on this July 17, 2009.



Notary Public
My Commission Expires ~~MY~~ **COMMISSION EXPIRES JUNE 24, 2013**

This instrument prepared by:
Ginny Rutledge
SIROTE & PERMUTT, P.C.
P. O. Box 55727
Birmingham, Alabama 35255-5727


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