

STATE OF ALABAMA)

COUNTY OF SHELBY)

**FORECLOSURE DEED**

KNOW ALL MEN BY THESE PRESENTS, that, whereas, heretofore on, to-wit: the 25<sup>th</sup> day of February, 2008, JACK A. HARRIS and SEPTEMBER T. HARRIS, husband and wife, executed a mortgage to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. ("MERS") Solely as nominee for CASTLE MORTGAGE CORPORATION, herein called the Mortgagee, which said mortgage was recorded on February 27, 2008, in Document No. 20080227000079210, in the Office of the Judge of Probate, Shelby County, Alabama, which conveyed the property hereinafter described to secure the indebtedness evidenced by a note, payable in installments, therein described; which mortgage and the indebtedness secured thereby was subsequently assigned to FEDERAL NATIONAL MORTGAGE ASSOCIATION, by assignment dated October 27, 2009, and recorded on in Document No. 20091110000418560, of said Probate Court records; 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 said Mortgagee thereafter gave notice by publication in The Shelby County Reporter, a newspaper of general circulation and published in Shelby County, Alabama, on the 29<sup>th</sup> day of July, 2009, and the 5<sup>th</sup> day of August, 2009, and the 12<sup>th</sup> day of August, 2009, 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 25<sup>th</sup> day of August, 2009; and

WHEREAS, at the time and place stated in said notice the undersigned attorney-in-fact and auctioneer announced that such sale was postponed until the 27<sup>th</sup> day of October, 2009, and thereafter notice was published in The Shelby County Reporter, on the 7<sup>th</sup> day of October, 2009; 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 **FEDERAL NATIONAL MORTGAGE ASSOCIATION** became the purchaser of the hereinafter described property at and for the sum of **\$309,839.38** 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 **FEDERAL NATIONAL MORTGAGE ASSOCIATION**;

NOW THEREFORE, IN consideration of the premises JACK A. HARRIS and SEPTEMBER T. HARRIS, husband and wife, and **FEDERAL NATIONAL MORTGAGE ASSOCIATION**, 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 NATIONAL MORTGAGE ASSOCIATION** the following described real property situated in Shelby County, Alabama, to-wit:

Lot 23, according to the Survey of Perkins Landing Sectors 1 & 2, a condominium, as established by that certain Declaration of Condominium as recorded in Instrument 2000-24647 and first amendment recorded in Instrument 20040924000528930 and Articles of

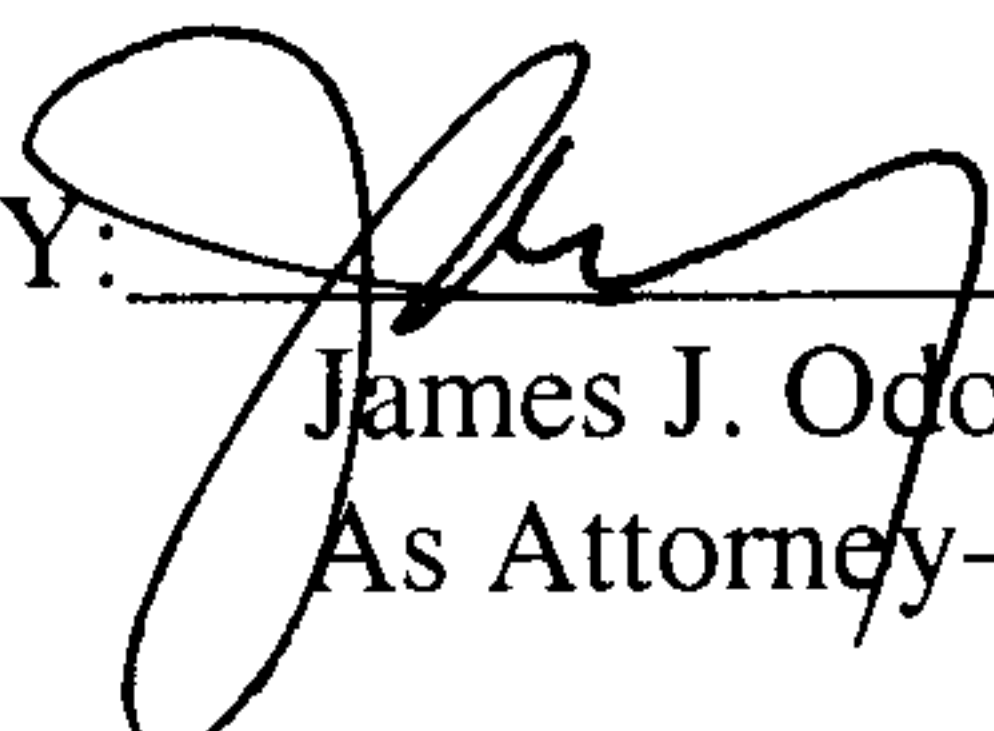


Incorporation of Perkins Landing Residential Association, Inc., as recorded in Instrument 2000-24648 in the Probate Office of Shelby County, Alabama together with an undivided interest in the common elements of Perkins Landing Sectors 1 & 2, a Condominium, as set out in the Declaration of Condominium and according to the survey of Perkins Landing Sectors 1 & 2, a Condominium, recorded in Map 27, Page 33 and that certain Resurvey of Lots 14, 15, 28, 29 and Common Area E as recorded in Map 27, Page 130 in the Probate Office of Shelby County, Alabama and that certain Resurvey of Lots 16, 17 and 18, according to the Final Plat of Perkins Landing Sectors 1 & 2, a Condominium, as recorded in Map Book 34, Page 6, in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD unto the said **FEDERAL NATIONAL MORTGAGE ASSOCIATION**, 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 NATIONAL MORTGAGE ASSOCIATION** 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 taxes, easements and restrictions of record.

IN WITNESS WHEREOF, the said JACK A. HARRIS and SEPTEMBER T. HARRIS, husband and wife, and FEDERAL NATIONAL MORTGAGE ASSOCIATION, 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.

JACK A. HARRIS and SEPTEMBER T. HARRIS,  
husband and wife and FEDERAL NATIONAL  
MORTGAGE ASSOCIATION

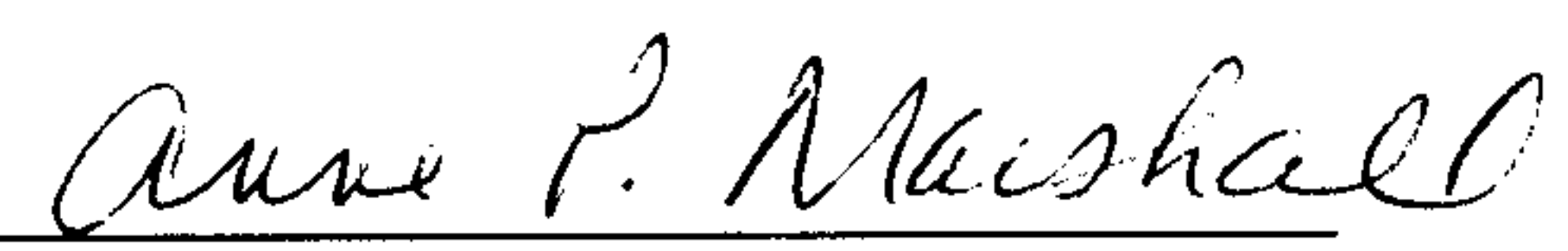
BY:   
James J. Odom, Jr.  
As Attorney-in-Fact and Auctioneer

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 JACK A. HARRIS and SEPTEMBER T. HARRIS, husband and wife, and FEDERAL NATIONAL MORTGAGE ASSOCIATION, 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 5<sup>th</sup>  
day of November, 2009.

  
Notary Public  
My Commission Expires: 3/12/2011

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

**Grantees Address:**  
**Fannie Mae**  
**P.O. Box 650043**  
**Dallas, TX 75265-0043**