Send Tax Notice To: Compass Bank 15 South 20th Street, 2<sup>nd</sup> Floor Birmingham, AL 35233 Attn: Ryan Ramage

STATE OF ALABAMA SHELBY COUNTY	)
	)

## FORECLOSURE DEED

WHEREAS, Compass Bank (the "Mortgagee") was on December 17, 2010, (i) the mortgagee under, and the owner and holder of, that certain Mortgage executed by 29 Dreams, Inc. (the "Mortgagor") to Mortgagee on March 13, 2007, which mortgage is recorded in the Office of the Judge of Probate of Shelby County, Alabama as Instrument 20070315000117620 (the "Mortgage"); and (ii) and the owner and holder of the debt secured thereby (the "Debt").

WHEREAS, the Mortgage provided that, if the Mortgagor should fail to pay the Debt, or any part of the Debt, when it became due, the Mortgagee thereunder was authorized, at its option, to declare the Debt immediately due and payable in full, and to take possession of the mortgaged property, and to sell the same at public outcry, after notice as provided in the Mortgage.

WHEREAS, Mortgagor failed to pay the Debt when it became due, whereupon the Mortgagee declared the Debt immediately due and payable in full.

WHEREAS, on December 17, 2010, during the legal hours of sale, the real estate hereinafter described, being the real estate described in the Mortgage, was offered for sale, before the main or front door of the Shelby County, Alabama Courthouse, to the highest bidder for cash, after giving notice of the time, place and terms of such sale, as required by the Mortgage, by advertisement in the Shelby County Reporter, a newspaper published in Shelby County, Alabama, once a week for three consecutive weeks, in the issues of said paper of November 24, 2010; December 1, 2010; and December 8, 2010.

WHEREAS, at the sale, which was conducted by the undersigned auctioneer on the date and at the time and place specified in the notice described in the preceding paragraph, in all respects in accordance with the provisions of the Mortgage, Mortgagee became the purchaser of said real estate, being the highest and best bidder therefor, at and for the price of Three Hundred Sixty-Eight Thousand and NO/100 Dollars (\$368,000.00) as a credit against the Debt.

NOW, THEREFORE, in consideration of the premises, and in order to evidence said sale, Mortgagor acting by and through Compass Bank, by and through the undersigned auctioneer who conducted said sale on behalf of the Mortgagee, as agent and attorney-in-fact for Mortgagee, has granted, bargained, sold and conveyed, and does by these presents grant, bargain, sell and convey unto Compass Bank, the real estate described on Exhibit A attached hereto and incorporated herein, being the real estate described in, and conveyed by, the Mortgage, the same lying and being in Shelby County, Alabama.

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SUBJECT TO (i) ad valorem taxes for 2010 and subsequent years; (ii) any and all easements, restrictions, encumbrances, or other interests of record senior in priority to the Mortgage and not cut off or extinguished by the foreclosure of the Mortgage; and (iii) the statutory right of redemption of those entitled to redeem;

TO HAVE AND TO HOLD to Compass Bank, its successors and assigns, in fee simple forever.

IN WITNESS WHEREOF, Mortgagee, on behalf of Mortgagor, by the undersigned auctioneer, agent, and attorney-in-fact for Mortgagee, has caused these presents to be executed on this the 17th day of December, 2010.

29 Dreams, Inc.

By: Compass Bank

By: Jeffrey 7. Powell, auctioneer, agent, and

attorney-in-fact for Compass Bank

STATE OF ALABAMA JEFFERSON COUNTY

I, a Notary Public in and for said County in said State, hereby certify that Jeffrey Thomas Powell, whose name as auctioneer, agent, and attorney-in-fact for Mortgagee, Compass Bank, a banking corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such auctioneer, agent, and attorney-in-fact, and with full authority, executed the same voluntarily on the date the same bears date.

In witness whereof, I have hereunto set my hand and official seal, on the 17th day of December, 2010.

My Commission ExpiresFRED A. JOHNS, II

AFFIX SEAL

Notary Public, Alabama State At Large

My Commission Expires Feb. 11, 2013

Notary Public

Notary Public

Print Name: Fred A. Johns

This instrument prepared by:

Jeffrey T. Powell, Esq. Jones, Walker, Waechter, Poitevent, Carrere & Denegre L.L.P. 1819 Fifth Avenue North, Suite 1100 Birmingham, Alabama 35203 (205) 244-5200

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## **EXHIBIT A**

## Legal Description

Lot 1, according to the Survey of 29 Dreams, as recorded in Map Book 28, page 38, in the Probate Office of Shelby County, Alabama.

Less and except any portion of subject property lying within a road right of way or railroad right of way.

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