

**MORTGAGE FORECLOSURE DEED**

STATE OF ALABAMA  
wife as Joint tenants  
COUNTY OF SHELBY

)Philip B. Boliek and Margaret Victoria Mathis, husband and  
)

KNOW ALL MEN BY THESE PRESENTS: That Philip B. Boliek and Margaret Victoria Mathis, husband and wife as Joint tenants did, on to-wit, April 14, 2006, execute a mortgage to Mortgage Electronic Registration Systems, Inc. as nominee for First Federal Bank, which mortgage is recorded in Instrument # at 20060420000185410 on April 20, 2006, and modified in agreement recorded January 28, 2015 at Instrument # 20150128000029060, in the Office of the Judge of Probate of Shelby County, Alabama, and secured indebtedness having been transferred to Wells Fargo Bank, NA.

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage and the said Wells Fargo Bank, NA did declare all of the indebtedness secured by said mortgage due and payable and did give due and proper notice of the foreclosure of said mortgage, in accordance with the terms thereof, by publication in The Shelby County Reporter, a newspaper of general circulation published in Shelby County, Alabama, in its issues of November 11, 2015; November 18, 2015; November 25, 2015; and

WHEREAS, on December 14, 2015, the day on which the foreclosure sale was due to be held under the terms of said notice, at 11:35 o'clock a.m./p.m., between the legal hours of sale, said foreclosure sale was duly and properly conducted, and Wells Fargo Bank, NA did offer for sale and did sell at public outcry, in front of the courthouse door of the Shelby County, Alabama, Courthouse in the City of Columbiana, Alabama, the property hereinafter described; and

WHEREAS, the highest and best bid for cash obtained for the property described in the aforementioned mortgage was the bid of Wells Fargo Bank, NA, in the amount of \$69,000.00, which sum the said Wells Fargo Bank, NA offered to credit on the indebtedness secured by said mortgage, and said property was thereupon sold to the said Wells Fargo Bank, NA.

WHEREAS, said mortgage expressly authorized the mortgagee to bid at the sale and purchase said property, if the highest bidder therefore, and authorized the Mortgagee or Auctioneer or any person conducting said sale for the Mortgagee to execute to the purchaser at the said sale a deed to the property so purchased; and

NOW, THEREFORE, in consideration of the premises and of \$69,000.00, cash, the said Philip B. Boliek and Margaret Victoria Mathis, husband and wife as Joint tenants, acting by and through the said Wells Fargo Bank, NA, by Susie Nailen, as auctioneer and the person conducting the said sale for the Mortgagee or Transferee of Mortgagee, and the said Wells Fargo Bank, NA, by Susie Nailen, as said auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee, and Susie Nailen, as said auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee, do hereby grant, bargain, sell and convey subject to the terms and conditions set forth in the notice of sale duly published under Alabama law and expressly disclaiming any implied warranty contemplated by § 35-4-271 of the Code of Alabama (1975) unto Wells Fargo Bank, NA, the following described real estate situated in Shelby County, Alabama, to-wit:

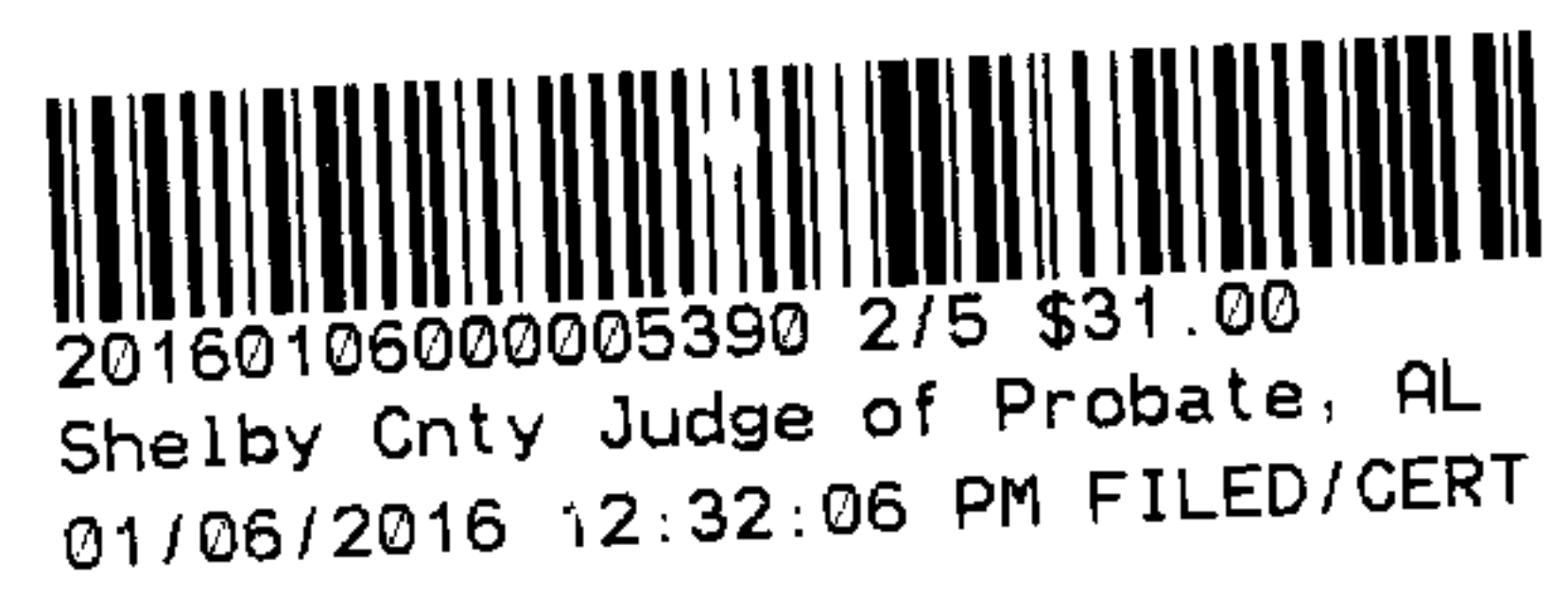
**Unit 1708, in Horizon, a Condominium, as established by that certain Declaration of Condominium of Horizon, a Condominium, which is recorded in Instrument 2001-40927, to which Declaration of Condominium a plan is attached as Exhibit "A" thereto, said Plan being filed for record in Map Book 28, Page 141, in the Probate Office of Shelby County, Alabama, and to which said Declaration of Condominium the By-Laws of The Horizon Condominium Association, Inc. is attached as Exhibit "D", together with an undivided interest in the Common Elements assigned to said Unit, as shown in Exhibit "C" of said Declaration of Condominium of Horizon, a Condominium.**



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Shelby Cnty Judge of Probate, AL  
01/06/2016 12:32:06 PM FILED/CERT

Subject to any and all outstanding and accrued ad valorem taxes, association dues, rights 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. The property is further conveyed subject to the redemption rights of those parties entitled to redeem under the laws of the State of Alabama or the United States.

TO HAVE AND TO HOLD THE above described property, forever; 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, and any taxes which may be due.





IN WITNESS WHEREOF, the said Wells Fargo Bank, NA, has caused this instrument to be executed by Susie Nailen, as auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee and in witness whereof the said Susie Nailen, has executed this instrument in his capacity as such auctioneer on this December 29, 2015

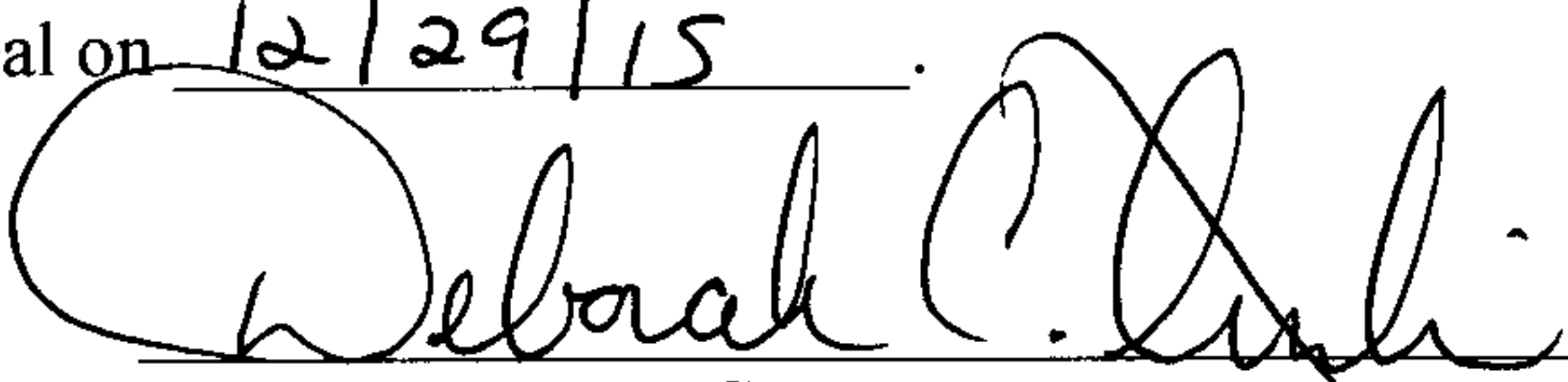
Philip B. Boliek and Margaret Victoria Mathis, husband and wife as  
Joint tenants  
Mortgagors

Wells Fargo Bank, NA  
Mortgagee or Transferee of Mortgagee

By Susie Nailen  
Susie Nailen, as Auctioneer and the person conducting said sale for  
the Mortgagee or Transferee of Mortgagee


STATE OF ALABAMA  
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said State and County, hereby certify that  
Susie Nailen, whose name as Auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee, 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 the person conducting said sale for the Mortgagee or Transferee of Mortgagee, and with full authority executed this instrument voluntarily on the day that bears that same date.

Given under my hand and official seal on 12/29/15.  
  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: 3/28/2018

Instrument prepared by:  
SHAPIRO AND INGLE, LLP  
10130 Perimeter Parkway, Suite 400  
Charlotte, NC 28216  
15-008172

Send Tax Notices to:  
Secretary of Housing and Urban Development  
Information Systems & Networks Corporation  
Shepherd Mall Office Complex  
2401 NW 23rd Street, Suite 1D  
Oklahoma City, OK 73107

  
20160106000005390 3/5 \$31.00  
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Real Estate Sales Validation Form

*This Document must be filed in accordance with Code of Alabama 1975, Section 40-22-1*

Grantor's Name      Philip B. Boliek and Margaret  
                                 Victoria Mathis, husband and wife  
                                 as Joint tenants

Mailing Address      Mailing Address      3476 Stateview Blvd  
   MAC # X7801-013 (FC)  
   Fort Mill, South Carolina 29715

Property      1708 Morning Sun Cir  
Address      Birmingham, AL 35242

Date of Sale      December 14, 2015

Total Purchase Price      \$ 69,000.00

                                 or

Actual Value      \$ \_\_\_\_\_

                                 or

Assessor's Market Value \$ \_\_\_\_\_

The purchase price or actual value claimed on this form can be verified in the following documentary evidence:  
(check one) (Recordation of documentary evidence is not required)

- ☐ Bill of Sale      ☐ Appraisal
- ☐ Sales Contract      ☒ Other Notice of Sale
- ☐ Closing Statement

If the conveyance document presented for recordation contains all of the required information referenced above,  
the filing of this form is not required.

Instructions

Grantor's name and mailing address – provide the name of the person or persons conveying interest to property and their current mailing address.

Grantee's name and mailing address – provide the name of the person or persons to whom interest to property is being conveyed.

Property address – the physical address of the property being conveyed, if available.

Date of Sale – the date on which interest to the property was conveyed.

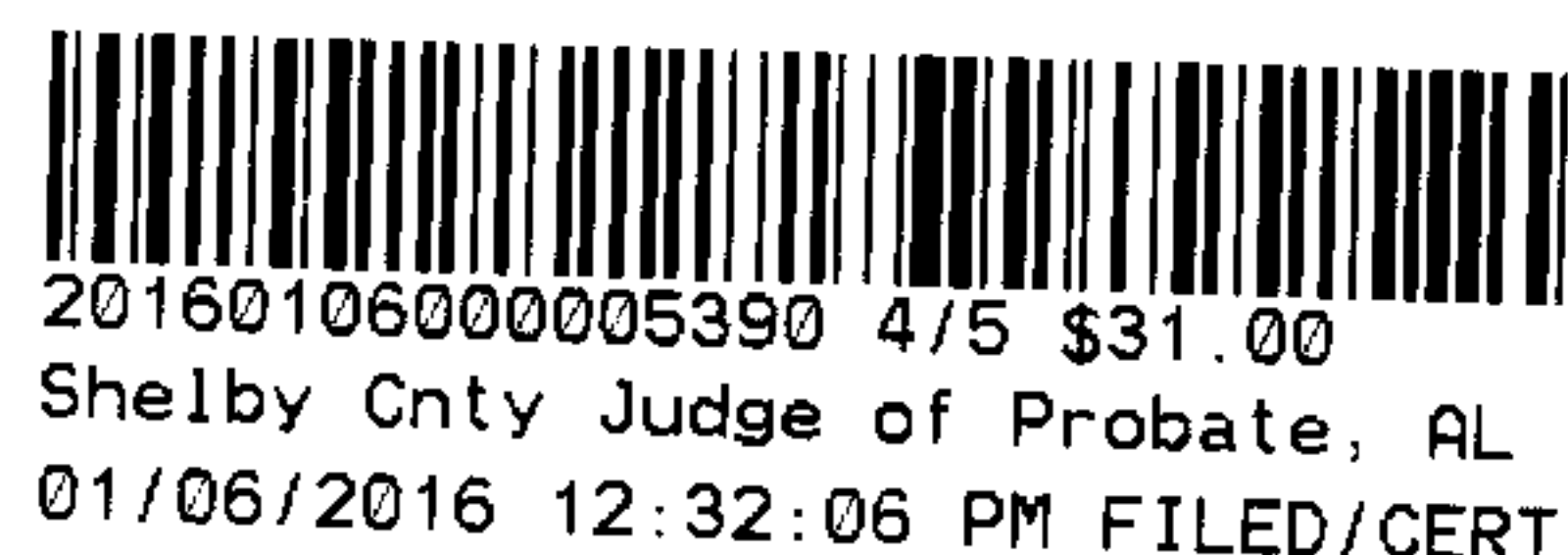
Total purchase price – the total amount paid for the purchase of the property, both real and personal, being conveyed by the instrument offered for record.

Actual value – if the property is not being sold, the true value of the property, both real and personal, being conveyed by the instrument offered for record. This may be evidenced by an appraisal conducted by a licensed appraiser of the assessor's current market value.

If no proof is provided and the value must be determined, the current estimate of fair market value, excluding current use valuation, of the property as determined by the local official charged with the responsibility of valuing property for property tax purposes will be used and the taxpayer will be penalized pursuant to Code of Alabama 1975 40-22-1 (h).

I attest, to the best of my knowledge and belief that the information contained in this document is true and accurate. I further understand that any false statements claimed on this form may result in the imposition of the penalty indicated in Code of Alabama 1975 40-22-1 (h).


Date 12-29-15      Print Susie Nailen



\_\_\_\_ Unattested \_\_\_\_\_  
(verified by)

Sign Susie Mailer  
(Grantor/Grantee/Owner/Agent) circle one

Form RT - 1

  
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