

SEND TAX NOTICE TO:  
E21 LLC  
4000 Southlake Park, Ste 200  
Hoover, AL 35244

**20180822000300170**  
**08/22/2018 08:14:09 AM**  
**DEEDS 1/4**

STATE OF ALABAMA )

SHELBY COUNTY )

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, heretofore, on, to-wit: the 12th day of April, 2004, Jason M Irvin, and Lesley E Irvin, husband and wife, executed that certain mortgage on real property hereinafter described to Mortgage Electronic Registration Systems, Inc., as nominee for America's Wholesale Lender, which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument Number 20040414000194290, said mortgage having subsequently been transferred and assigned to The Bank Of New York Mellon fka The Bank Of New York, As Trustee for the Benefit of the Certificate Holders of the CWALT, Inc., Alternative Loan Trust 2004-10CB, Mortgage Pass Through Certificates, Series 2004-10CB, by instrument recorded in Instrument Number 20111027000321470, 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 The Bank Of New York Mellon fka The Bank Of New York, As Trustee (CWALT 2004-10CB) 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 June 27, 2018, July 4, 2018, and July 11, 2018; and

WHEREAS, on July 31, 2018, 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 The Bank Of New York Mellon fka The Bank Of New York, As Trustee (CWALT 2004-10CB) 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, E21 LLC was the highest bidder and best bidder in the amount of One Hundred Eight Thousand Eight Hundred And 00/100 Dollars (\$108,800.00) on the indebtedness secured by said mortgage, the said The Bank Of New York Mellon fka The Bank Of New York, As Trustee (CWALT 2004-10CB), by and through Red Mountain Title, LLC as auctioneer conducting said sale for said Transferee, does hereby remise, release, quit claim and convey unto E21 LLC all of its right, title, and interest in and to the following described property situated in Shelby County, Alabama, to-wit:

Lot 61, According to the Map and Survey of Savannah Pointe, Sector 2, Phase 3, as recorded in Map Book 29, Page 13, in the Probate Office of Shelby County, Alabama.

The property is being conveyed herein on an "as is, where is" basis subject to any easements, encumbrances, and exceptions reflected in the mortgage and those contained in the records of the Office of the Judge of Probate of the county where the above described property is situated; and furthermore, this property is being conveyed without warranty or recourse, express or implied, as to title, use and/or enjoyment and will be subject to the right of redemption of all parties entitled thereto; and by accepting this deed, Grantee releases any and all claims whatsoever against the law firm representing the Grantor hereunder and the auctioneer conducting said foreclosure sale; and furthermore, this conveyance is subject to being declared null and void in the event that the owner or a party claiming through the owner has filed a bankruptcy prior to the date of this foreclosure sale.

TO HAVE AND TO HOLD the above described property unto E21 LLC, 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, The Bank Of New York Mellon fka The Bank Of New York, As Trustee (CWALT 2004-10CB), has caused this instrument to be executed by and through Red Mountain Title, LLC, as auctioneer conducting said sale for said Transferee, and said Red Mountain Title, LLC, as said auctioneer, has hereto set its hand and seal on this 7 day of August, 2018.

The Bank Of New York Mellon fka The Bank Of New York, As Trustee (CWALT 2004-10CB)

By: Red Mountain Title, LLC  
Its: Auctioneer

By: [Signature]

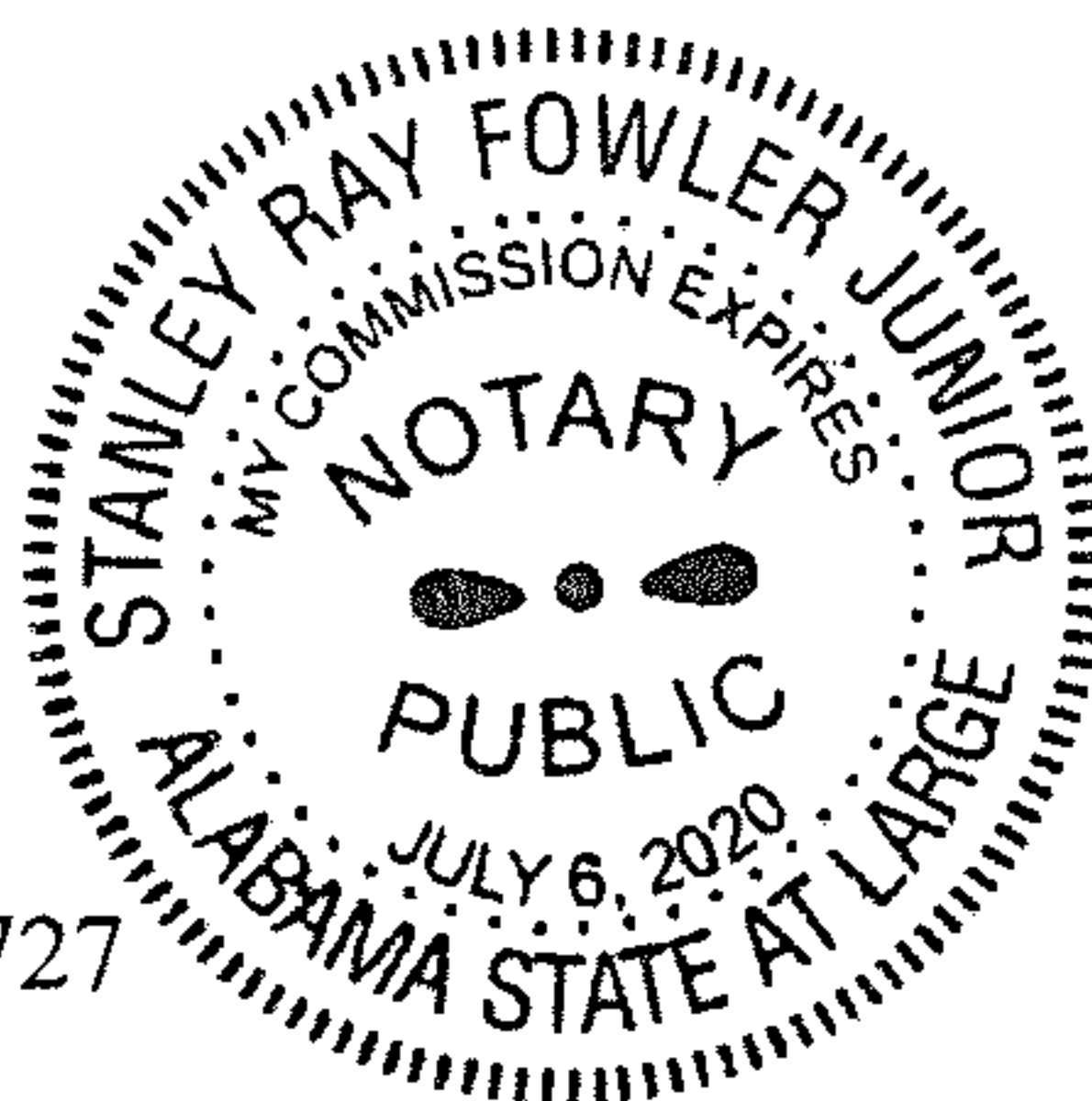
STATE OF ALABAMA )

JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Chris Wilkins, whose name as auctioneer of Red Mountain Title, LLC, a limited liability company, acting in its capacity as auctioneer for The Bank Of New York Mellon fka The Bank Of New York, As Trustee (CWALT 2004-10CB), 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 said conveyance, she, as such auctioneer and with full authority, executed the same voluntarily for and as the act of said limited liability company, acting in its capacity as auctioneer for said Transferee.

Given under my hand and official seal on this 7 day of August, 2018.

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



[Signature]  
Notary Public  
My Commission Expires: \_\_\_\_\_





## Real Estate Sales Validation Form

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

Grantor's Name The Bank Of New York Mellon  
fka The Bank Of New York, As  
Trustee (CWALT 2004-10CB)  
c/o Bayview Loan Servicing,  
LLC  
Mailing Address 4425 Ponce De Leon Boulevard  
5th Floor  
Coral Gable, FL 33134

Grantee's Name E21, LLC  
4000 Southlake Park  
Ste 200  
Hoover AL 35244  
Mailing Address \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Property Address 137 Charlton Lane  
Calera, AL 35040  
\_\_\_\_\_  
\_\_\_\_\_

Date of Sale 07/31/2018Total Purchase Price \$108,800.00

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 Foreclosure Bid Price  
☐ 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.

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

Print \_\_\_\_\_  
Sign \_\_\_\_\_  
(Grantor / Grantee / Owner / Agent) circle one



Filed and Recorded  
Official Public Records  
Judge James W. Fuhrmeister, Probate Judge,  
County Clerk  
Shelby County, AL  
08/22/2018 08:14:09 AM  
\$140.00 CHERRY  
20180822000300170