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8/12/2016 10:42 AM
58-CV-2015-900974.00
CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA
MARY HARRIS, CLERK

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

BANK OF AMERICA, N.A.,
Plaintiff,

V.

NF INVESTMENTS, INC., FKA
NATIONAL MORTGAGE INVEST,
Defendant.

Case No.: CV-2015-900974.00



20160912000330810 1/2 \$18.00
Shelby Cnty Judge of Probate, AL
09/12/2016 01:53:30 PM FILED/CERT

FINAL ORDER

This matter came before the court on Plaintiff BANK OF AMERICA, N.A.'s application for default judgment. The Defendant, NF Investments, Inc. f/k/a National Mortgage Investment Co., was served with the complaint by publication on June 22, 2016 and has not filed an answer or otherwise appeared in the case. Based upon the pleadings and exhibits, the court finds at follows:

1. On or about July 28, 1989 Nathan Francis Dickerson and Phyllis Rogers Dickerson (Dickerson) executed a note in favor of First Security Mortgage Corporation in the amount of \$84,800.00 secured by a mortgage recorded in Book 249, Page 817 of the Shelby County, Alabama Probate Court records on the following described property:

Lot 51, according to the Survey of Sunny Meadows, 3rd Sector, as recorded in Map Book 9, Page 91 A&B, in the Office of the Judge of Probate of Shelby County, Alabama.

2. On July 1, 1991 First Security Mortgage Corporation assigned its note and mortgage to Defendant, NF Investments, Inc. f/k/a National Mortgage Investment Co., by instrument recorded in Book 359, Page 233 of said Probate Court records.

3. On August 5, 1991 Dickerson sold the subject property to Lewis B. Hunt, Jr. and Kitty C. Hunt by deed recorded in Book 383, Page 293 of said Probate Court records. The sale to Hunt was financed by a new purchase money mortgage to First Federal Bank, FSB which mortgage is recorded in Instrument # 1994-36685 of said Probate Court records. Defendant's note and mortgage was satisfied at the closing of the sale from Dickerson to Hunt, however, Defendant has failed to file a satisfaction of mortgage which has created a cloud on the title.

4. The property was last sold to Nicole M. Johnson who, on or about August 31, 2009, executed a promissory note to Plaintiff and a purchase money mortgage in favor of Mortgage Electronic Registration Systems, Inc., solely as Nominee for Plaintiff, in the amount of \$177,370.00 and recorded in Instrument # 20090923000363600 of said Probate Court records.

5. Plaintiff seeks a declaratory judgment finding that Defendant's mortgage is due to be cancelled of record.

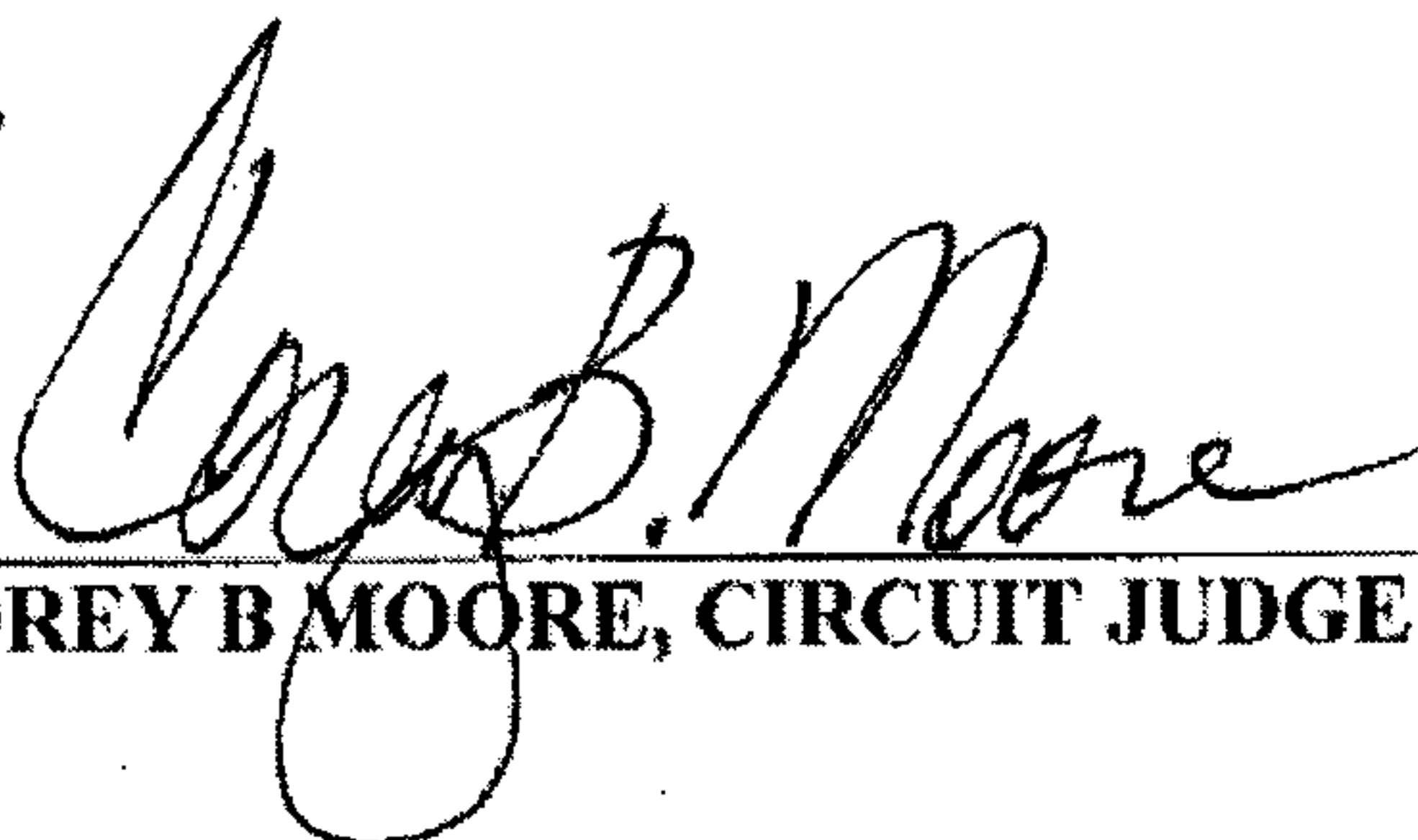
IT IS HEREBY ORDERED, ADJUDGED and DECREED by the Court that Plaintiff is entitled to the relief sought in its complaint, and that the mortgage in favor of Defendant, NF Investments, Inc. f/k/a National Mortgage Investment Co., recorded in Book 249, Page 817 of the Shelby County, Alabama Probate Court records shall be, and is hereby, **RELEASED** of record.

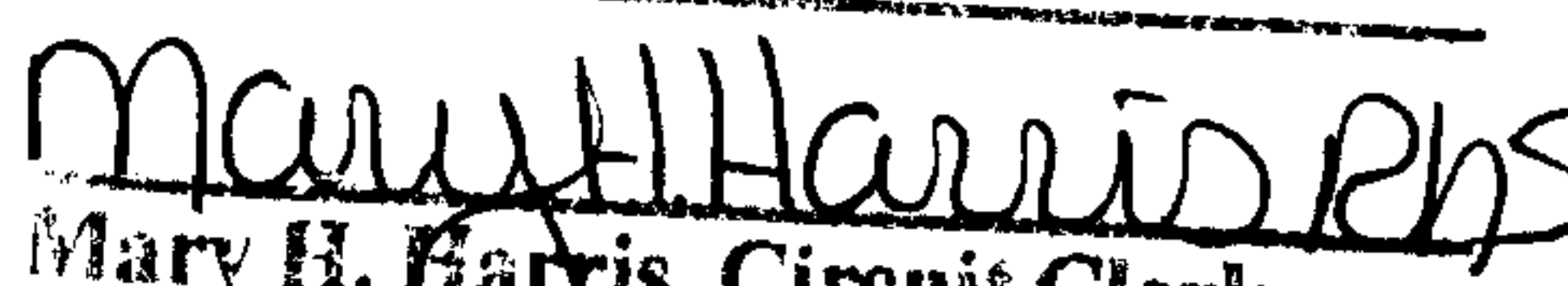
Costs of this action were prepaid by Plaintiff.



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DONE this 12th day of AUGUST, 2016.


COREY B MOORE, CIRCUIT JUDGE

Certified a true and correct copy
Date: 08-31-16

Mary H. Harris, Circuit Clerk
Shelby County, Alabama