



ELECTRONICALLY FILED
4/18/2016 10:50 AM
58-CV-2013-901315.00
CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA
MARY HARRIS, CLERK

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

PROPEL FINANCIAL 1, LLC,

Plaintiff,

v.

**WILLIAM FRANKLIN HUTCHISON AND
BETTY ANN HUTCHISON, ET AL.,**

Defendants.

20170131000038390 1/4 \$24.00
Shelby Cnty Judge of Probate, AL
01/31/2017 04:08:48 PM FILED/CERT

CV-2013-901315

CONSENT JUDGMENT AS TO THE UNITED STATES

Pursuant to the stipulations herein, the consent of the plaintiff, Propel Financial 1, LLC ("Plaintiff"), successor in interest to Plymouth Park Tax Services LLC also known as Plymouth Park Tax Serv ("Plymouth"), and the consent of defendant, United States of America (the "United States") on behalf of its agency, the Internal Revenue Service ("IRS"), the Court FINDS AND ORDERS as follows:

1. This matter concerns the property located at 513 Overhill Drive, Pelham, Alabama 35214, which is more particularly described as:

SHELBY COUNTY TAX PARCEL: 58-13-01-11-4-001-032.000

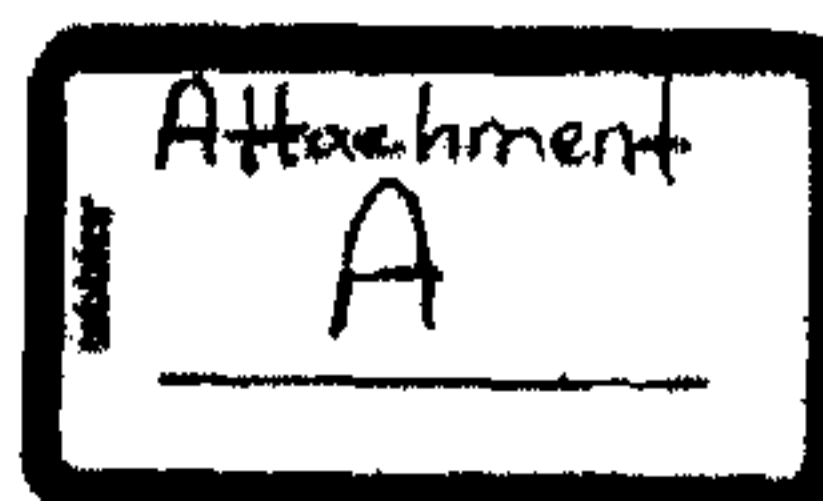
LEGAL DESCRIPTION: Lot 17, Block 4, according to the Survey of Oak Mountain Estates, Second Sector, as recorded in Map Book 5, Page 76, in the Probate Office of Shelby County, Alabama

(the "Property").

2. On May 4, 2009, the Shelby County Tax Collector sold to Plymouth the Property for taxes, costs and expenses then due to the State and County.

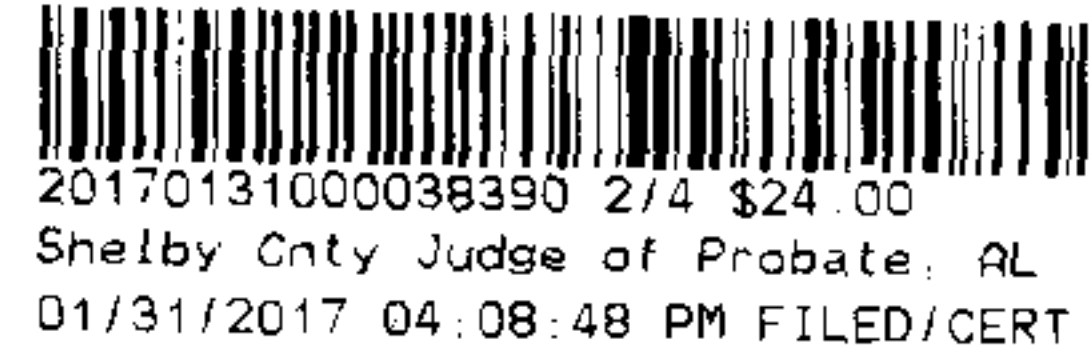
3. On June 26, 2012, the Probate Court of Shelby County issued to Plymouth a tax

26340109 v1



Certified a true and correct copy
Date: 1/31/17

Mary Harris
Mary A. Harris, Circuit Clerk
Shelby County, Alabama



deed to the Property.

4. On November 11, 2013, Plymouth filed this lawsuit.

5. On October 1, 2014, Plaintiff filed a motion to substitute Plaintiff for Plymouth (the "Motion to Substitute") as the party plaintiff. An Order granting the Motion to Substitute was entered by the Court on October 5, 2014.

6. On November 11, 2015, Plaintiff filed an Amendment to Complaint to add the United States to the pending lawsuit because the United States, through the Internal Revenue Service, had recorded a lien for federal taxes (the "IRS lien") that is clouding title to the Property.

7. The United States stipulates that the IRS lien identified in Exhibit A hereto, does not attach to, or encumber, the Property, and further stipulates that it has no lien against the Property.

Based on the foregoing, and the consent of counsel for Plaintiff and counsel for the United States, it is hereby ORDERED, ADJUDGED, AND DECREED as follows:

A. The IRS lien referenced in the attached Exhibit A does not attach to the Property, and the IRS has no liens against the Property;

B. Any and all rights and interests of the United States in the Property are quieted in favor of Plaintiff; and

C. Each party shall bear its own costs.

This lawsuit remains pending as to all other defendants.



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DATED this the 18th day of April 2016.

William H. Burr
CIRCUIT COURT JUDGE

Consented to by: William S. Hereford

/s/William S. Hereford
William S. Hereford (HER020)
Attorney for Plaintiff
Burr & Forman LLP
420 North 20th Street, Suite 3400
Birmingham, Alabama 35203
(205) 251-3000

Date: 4/17/16

Richard E. O'Neal
Richard E. O'Neal
Assistant United States Attorney
1801 Fourth Avenue North
Birmingham, Alabama 35203
(205) 244-2120

Date: 4/13/2016



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Form 668 (Y)(c) (Rev. February 2004)		11874 Department of the Treasury - Internal Revenue Service Notice of Federal Tax Lien			
Area: SMALE BUSINESS/SELF EMPLOYED AREA #5 Lien Unit Phone: (800) 829-3903		Serial Number 161823614		For Optional Use by Recording Office	
As provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.					
Name of Taxpayer WILLIAM P HUTCHINSON					
Residence 513 OVERHILL DR PELHAM, AL 35124-1617					
IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of the lien is refuted by the date given in column (a), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).					
Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Filing (e)	Unpaid Balance of Assessment (f)
1040	12/31/2002	XXX-XX-5161	12/19/2005	01/18/2016	25507.31
Place of Filing Judge of Probate Shelby County Columbiana, AL 35051					Total \$ 25507.31

This notice was prepared and signed at NASHVILLE, TN, on this, 27th day of May, 2014.

Signature [Signature]
For P.A. BELTON
This
ACB 8888
(800) 829-3903 25-00-0008

(NOTE: Certificate of officer authorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax Lien
Rev. Rul. 71-496, 1971-2 C.B. 400)

Part I - kept By Recording Office

Form 668(Y)(c) Rev. 2-2004
CAT. NO 80028X

