



**IN THE CIRCUIT COURT OF SHELBY COUNTY,**

**MERCURY FUNDING, LLC,**  
**Plaintiff,**

V.

Case No.: CV-2020-900646.00

REALTY INVESTMENTS, INC.,  
PAYNE SHERROD T.,  
PAYNE CYNTHIA R.,  
THE STATE OF ALABAMA  
DEPARTMENT OF REVENUE ET AL,  
Defendants.

**FINAL JUDGMENT AGAINST SHERROD T. PAYNE A/K/A THOMAS PAYNE, AND  
CYNTHIA R. PAYNE, AND ORDER DISMISSING STATE OF ALABAMA**

This matter came before the Court on April 6, 2021 to hear all pending motions, including the *Motion for Summary Judgment Against Sherrod T. Payne a/k/a Thomas Payne, Cynthia R. Payne, and the State of Alabama Department of Revenue* (the "Motion"), filed on March 3, 2021 by the plaintiff, Mercury Funding, LLC ("Mercury Funding"). The Motion sought judgment in favor of Mercury Funding against the defendants, Sherrod T. Payne a/k/a Thomas Payne, Cynthia R. Payne (together, the "Paynes"), and the State of Alabama Department of Revenue ("ADOR"). Notice of the April 6, 2021 hearing was provided to all parties. Appearing at the hearing were William S. Hereford, counsel for Mercury Funding, and Warren W. Young, counsel for ADOR. Neither of the Paynes appeared for the hearing, and no one appeared on their behalf.

Based upon the Motion and the pleadings of record in this case, it is hereby **ORDERED, ADJUDGED, and DECREED** as follows:

1. Following the hearing, Mercury Funding advised the Court that the claims



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it asserted against ADOR have been resolved as a result of ADOR releasing the liens it had against the real property made the subject of this lawsuit. Accordingly, ADOR is dismissed from this lawsuit without prejudice.

2. The Motion is **GRANTED** as to the relief Mercury Funding requested against the Paynes.

3. Mercury Funding is the owner in fee simple and is entitled to the immediate, exclusive, and peaceable possession of the real property located in Shelby County, Alabama, which is more particularly described as follows:

SHELBY COUNTY PARCEL #: 33 7 25 0 001 001.014

LEGAL DESCRIPTION: LOT 7, ACCORDING TO THE MAP AND SURVEY OF MULBERRY LANDING ESTATES, AS RECORDED IN MAP BOOK 17, PAGE 109, IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA,

(the "Property").

4. All proceedings regarding the sale of the Property for taxes on March 21, 2016 (the "Tax Sale") and the subsequent issuance of a deed of the Property to Mercury Funding were completed in conformity with Alabama law.

5. Any title or interests claimed by the Paynes in the Property are hereby QUIETED in favor of the Mercury Funding;

6. The claims of the Paynes, and all who claim title under the Paynes in and to the Property are without any right;

7. The Paynes have no right of redemption from the Tax Sale, no estate, no title, no lien, nor interest in or to the Property or any part of the Property;

8. The Paynes and all persons claiming under the Paynes are permanently enjoined from asserting any estate, right of redemption, title, lien, or interest in or to the





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Property or any part of the Property; and

9. The costs of these proceedings are to be taxed as paid.

DONE this 11<sup>th</sup> day of May, 2021.

*[Signature]*  
PATRICK E. KENNEDY  
CIRCUIT JUDGE  
Mary H. Harris, Circuit Clerk  
Shelby County, Alabama

*[Signature]*  
Certified a true and correct copy  
Date 10/21/21