

STATE OF ALABAMA

JEFFERSON COUNTY

This Subordination Agreement is being re-recorded to correct legal description on Exhibit "A" attached hereto.

SUBORDINATION AGREEMENT

This agreement made and entered into this 15th day of November, 1993, by and between Ronald P. Banker and wife, Carol D. Banker, (hereinafter collectively called Mortgagor,) and Colonial Bank, (hereinafter called Mortgagee).

WITNESSETH

Whereas, the Mortgagor executed a mortgage to the Mortgagee, said mortgage being recorded in Instrument No.: 1993-32001, in the Office of the Judge of Probate of Shelby County, Alabama, and conveyed the following described property:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

Whereas it is and was the intent and desire of the Mortgagor and Mortgagee that the aforesaid mortgage to the Mortgagee be subordinated in all respects to the mortgage executed in favor of Colonial Bank dated November 15, 1993, in the amount of \$171,000.00.

Now, therefore, in consideration of the premises and other good and valuable consideration, the sufficiency is hereby acknowledged, the parties agree as follows:

Colonial Bank does hereby fully subordinate and does declare to be subordinate the lien of the aforesaid mortgage recorded in Instrument No.: 1993-32001, in the Office of the Judge of Probate of Shelby County, Alabama, to the mortgage being recorded in Instrument No: 1993-37780, in the Office of the Judge of Probate of Shelby County, Alabama. ~~and 1994-01576~~

In witness whereof, the parties hereunto set their hand and seals as of the date and year stated above.

MORTGAGEE:

Colonial Bank

By: Dan H. B. S.

Its: Asst. U. P.

Inst # 1994-01577

MORTGAGOR:

Ronald P. Banker

Ronald P. Banker

Carol D. Banker

Carol D. Banker

01/14/1994-01577
11:39 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

11/29/1993-37782
01:12 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

Inst # 1993-37782

ACKNOWLEDGMENT

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Don H. Bundy, whose name as Assistant Vice President of Colonial Bank, is signed to the foregoing instrument, and is known to me acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said Colonial Bank.

Given under my hand and official seal this 15 day of November, 1993.


NOTARY PUBLIC

My Commission Expires: 10-21-95

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Ronald P. Banker and wife, Carol D. Banker, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they executed same voluntarily on the day the same bears date.

Given under my hand and official seal this 15th day of November, 1993.


NOTARY PUBLIC

My Commission Expires: 10-21-95

EXHIBIT "A"

DESCRIPTION OF PROPERTY

Commence at the Southeast corner of the NE 1/4 of the NW 1/4 of Section 22, Township 19 South, Range 1 East; thence run North along the East line of said 1/4-1/4 Section 28.75 feet; thence 90 degrees 36' 49" left and run Westerly 690.00 feet to the point of beginning; thence turn 90 degrees 00' 00" left and run Southerly 156.00 feet; thence turn 90 degrees 00' 00" right and run Westerly 548.28 feet; thence turn 90 degrees 00' 00" right and run Northerly 156.00 feet; thence turn 14 degrees 50' 47" right and run Northeasterly 147.39 feet; thence turn 86 degrees 11' 35" right and run Southeasterly 520.14 feet; thence turn 78 degrees 57' 38" right and run Southerly 42.87 feet to the point of beginning.

ALSO: A 20 foot wide easement for ingress and egress, said easement being 10 feet on both sides of a centerline described as follows:

Commence at the Southeast corner of the NE 1/4 of the NW 1/4 of Section 22, Township 19 South, Range 1 East; thence run North along the East line of said 1/4-1/4 Section, 28.75 feet; thence turn 90 degrees 36' 49" left and run Westerly 690.00 feet; thence 90 degrees 00' 00" left and run Southerly 156.00 feet; thence turn 90 degrees 00' 00" right and run Westerly 548.28 feet; thence turn 90 degrees 00' 00" right and run Northerly 156.00 feet; thence turn 14 degrees 50' 47" right and Northeasterly 112.63 feet to the center line of said Easement; thence turn 77 degrees 37' 23" left and run Northwesterly 54.10 feet; thence turn 12 degrees 54' 41" right and run northwesterly 110.85 feet, thence turn 24 degrees 02' 00" left and run northwesterly 79.64 feet; thence turn 14 degrees 56' 10" left and run westerly 61.10 feet; thence turn 4 degrees 30' 07" right and run northwesterly 330.70 feet to the easterly right of way line of Westover Sterrett Road (Highway Number 55).

RSB

CS
Inst # 1994-01577

01/14/1994-01577
11:39 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50