

STATE OF ALABAMA)
)
COUNTY OF Shelby)

Subordination Agreement

WHEREAS, Oak Mountain Construction Company Inc., (hereinafter referred to as the "Borrower," whether one or more) has applied to AmSouth Bank (the "Bank") for a loan of money to be secured by a mortgage on the property hereinafter described; and

WHEREAS, the undersigned have or may have a lien or other interest in said property which would in the absence of this agreement be superior to the mortgage to be executed by the Borrower to the Bank; and

WHEREAS, the Bank is unwilling to make the requested loan to the Borrower unless the undersigned subordinate their lien or other interest in said property to the mortgage to be executed by the Borrower to the Bank.

NOW THEREFORE, in consideration of the premises and other good and valuable considerations, and in order to induce the Bank to make the requested loan to the Borrower, the undersigned hereby agree as follows:

The undersigned hereby subordinate to the mortgage to be executed by the Borrower to the Bank all right, title and interest at law or equity of the undersigned in and to the following described property situated in Shelby County, Alabama, to-wit:

See Attachment A

Inst # 2001-06930

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11:30 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MMB 14.00

including, without limitation, any lien which the undersigned have on said property.

IN WITNESS WHEREOF the undersigned have hereunto set their hands and seals this 13th day of February, ~~19~~ 2001.

William D. Ray

STATE OF ALABAMA)
)
COUNTY)

Acknowledgement for Individual(s)

I, _____, a Notary Public in and for said County, in said State hereby certify that _____ whose name(s) _____ signed to the foregoing conveyance, and who _____ known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance _____ executed the same voluntarily on the day the same bears date. Given under my hand and official seal this _____ day of _____, 19 _____

NOTARY PUBLIC

STATE OF ALABAMA)
)
COUNTY)

Acknowledgement for Corporation

I, the undersigned authority, a Notary Public, in and for said County and in said State, hereby certify that William D. Ray, whose name as President of Corporation, a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, William D. Ray as such officer, and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this 13th day of February, 2001

William D. Ray
NOTARY PUBLIC
1/6/2001

Attachment A

A parcel of land in the SE 1/4 of the SE 1/4 of Section 21, Township 20 South, Range 3 West, Shelby County, Alabama, described as follows: Begin at the Southwest corner of said 1/4 1/4 Section; thence run North 00 deg. 57 min. 45 sec. West along the West 1/4 1/4 line 344.62 feet to the center of a ditch; thence run Southeast along said ditch the following courses; South 38 deg. 55 min. 00 sec. East a distance of 13.92 feet; South 77 deg. 05 min. 00 sec. East a distance of 16.33 feet; South 47 deg. 00 min. 54 sec. East a distance of 28.15 feet; South 60 deg. 03 min. 14 sec. East a distance of 72.22 feet; South 61 deg. 51 min. 17 sec. East a distance of 68.19 feet to a point on the Westerly right-of-way of Shelby County Highway #17; thence run 185.33 feet along the arc of clockwise curve having a delta angle of 13 deg. 37 min. 41 sec. and a radius of 779.17 feet, (South 02 deg. 52 min. 26 sec. East a distance of 184.89 feet-chord), to a concrete right-of-way monument; thence run South 03 deg. 56 min. 23 sec. West 58.16 feet to a point on the South 1/4 1/4 line; thence run West along said 1/4 1/4 line 167.44 feet to the point of beginning; being situated in Shelby County, Alabama.

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