

SUBORDINATION AGREEMENT

20030701000411660 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
07/01/2003 10:13:00 FILED/CERTIFIED

This Agreement made this date by Compass Bank (herein called First Party), in favor of Charter One Mortgage herein called Second Party).

Whereas, First Party is the owner and holder of that certain mortgage recorded in Instrument #2002-25007, in the Probate Office of Shelby County, Alabama, which said mortgage encumbers the property described as follows:

LOT 313, ACCORDING TO THE AMENDED MAP OF THE VILLAGE AT STONEHAVEN, PHASE 3, FIRST ADDITION, AS RECORDED IN MAP BOOK 28, PAGE 27, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

Whereas, Second Party, on _____, made a loan secured by a mortgage executed by F. Rodgers McGowan, Jr., in the amount of \$114,593.00 secured by a mortgage on the above described property; and

Whereas, the Second Party will not make the said loan unless the First Party subordinates its mortgage to the Second Party.

Now, therefore, in consideration of One Dollar and other good and valuable considerations, the Parties hereto agree as follows:

The First Party, Compass Bank, consents and agrees that the mortgage recorded in Instrument #2002/25007, in the Probate Office of Shelby County, Alabama, with the maximum available credit on said mortgage is \$5,000.00, is and shall continue to be, subject and subordinate in lien to the lien of the mortgage being made to the Second Party, which mortgage is recorded as Instrument #_____ in the Probate Office of Shelby County, Alabama.

200307010004116534
Dated this 24 day of June, 2003.

COMPASS BANK

By: _____

Its: AVP

State of Alabama
County of Jefferson

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that J. A. Woods, whose name as AVP of Compass Bank, is signed to the foregoing instrument, and who 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 on the date the same bears date for and as the act of said bank.

Given under my hand and official seal this the 24 day of June, 2003.

NOTARY PUBLIC

My Commission Expires: _____

MY COMMISSION EXPIRES MAY 6, 2007