

Prepared By:
National Real Estate Information Services
100 Beecham Drive
Pittsburgh, PA 15205

20080211000055780 1/2 \$15.00
Shelby Cnty Judge of Probate, AL
02/11/2008 12:46:59PM FILED/CERT

707-144907 2134

SUBORDINATION AGREEMENT

This agreement made this 28 day of **January**, 2008
Between, **WACHOVIA BANK, NA** (hereinafter referred to as subordinating creditor), and **INDY MAC BANK**
(Hereinafter referred to as favored creditor), witnesseth:

That in consideration of subordinating creditor entering into this subordination agreement, favored creditor agrees to lend not to exceed \$ 246,700.00 in accordance with that certain agreement dated on or about 1-28-08, 2008, between favored creditor and **ROBERT E. WHITE AND CAROLYN L. WHITE** (debtor). In consideration of favored creditor making aforesaid loan to debtor, subordinating creditor, (WACHOVIA BANK, NA) agrees that the mortgage (hereafter "mortgage") executed in its favor by original debtor (ROBERT E. WHITE AND CAROLYN L. WHITE), and recorded on **November 18, 2007** in the **SHELBY** public records, the state of **ALABAMA** at instrument number **20070418000180800** for the amount of \$ **75,000.00** be subject, inferior, junior, secondary and subordinate to a mortgage which is executed by debtor in favor of favored creditor as security for the aforesaid loan, and that said mortgage and debt in favor of favored creditor shall have priority over said mortgage and debt in favor of subordinating creditor, with respect to the property legally described in the mortgage executed in favor of subordinating creditor described above.

Legal Description:
See Attached Exhibit A

Subordinating Creditor

By: Kelley Cahoon Print Name: KELLEY CAHOON
ASST. VICE PRESIDENT

Witness: [Signature] Print Name: Christopher L. Wheeler

Witness: April Duffey Print Name: April Duffey

STATE OF) Virginia

) SS:

COUNTY OF) Roanoke

)

On this 11 day of January A.D. 2007, before me, a Notary Public in and for said county, personally appeared Kelley Cahoon to me personally known, who being by me duly sworn did say that they are president and assistant secretary respectively of said corporation, that the seal affixed to said instrument is the seal of said corporation and that said instrument was signed and sealed on behalf of the said corporation by authority of its board of directors and the said officer acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

Lynn Michelle Johnson
Notary Public

Recording Requested by &
When Recorded Return To:
US Recordings, Inc.
2925 Country Drive Ste 201
St. Paul, MN 55117
6012612-02



Embossed Hereon is My Commonwealth of VA
Notary Public Seal - County of Roanoke
My commission expires 10/31/2009
Lynn Michelle Johnson ID #357587

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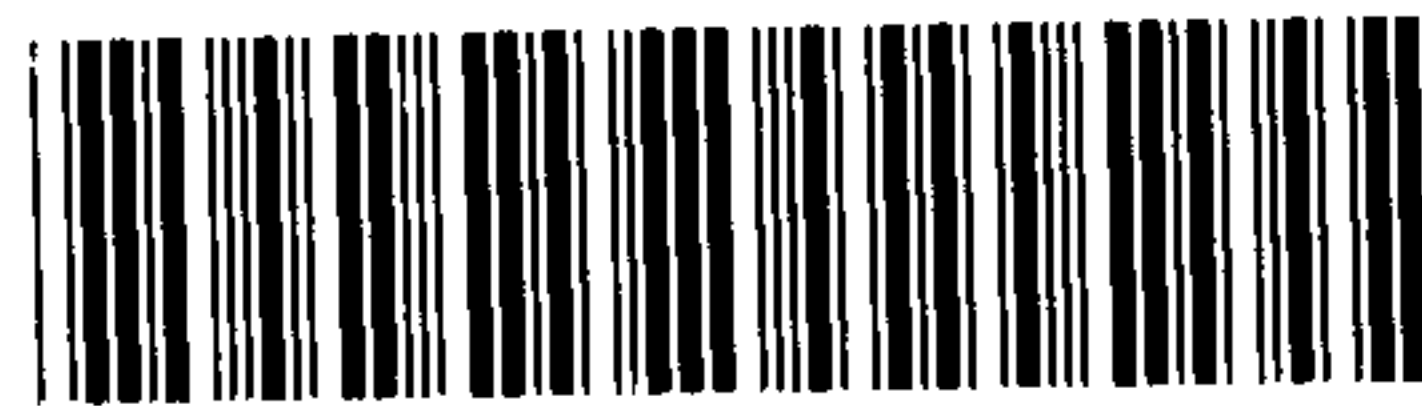
EXHIBIT A

The land referred to in this policy is situated in the **STATE OF ALABAMA, COUNTY OF SHELBY, CITY OF BIRMINGHAM**, and described as follows:

LOT 247, ACCORDING TO THE SURVEY OF HIGHLAND LAKES, 2ND SECTOR, AN EDDLEMAN COMMUNITY, AS RECORDED IN MAP BOOK 20, PAGE 150, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA; BEING SITUATED IN SHELBY COUNTY, ALABAMA.

Being all of that certain property conveyed to ROBERT E. WHITE AND CAROLYN L. WHITE from CRYSTAL HOMES, INC., by deed dated 12/23/97 and recorded 12/31/97 as Deed Instrument No. 1997-42550 of official records.

APN:092040003012000



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