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St. Paul, MN 55117



20091120000433430 1/3 \$18.00  
Shelby Cnty Judge of Probate, AL  
11/20/2009 03:22:26 PM FILED/CERT

Loan No: 0063207732/HELOC 0035526631

Trsg 2109016382

SUBORDINATION AGREEMENT

Read and CSLLC0910576

WHEREAS, Charles Schwab Bank, NA, ("CSB"), whose address is 3000 Leadenhall Road, Mt. Laurel, NJ 08054, is the holder of record of the following described Mortgage ("Mortgage"), covering that certain property in Shelby County, State of Alabama, described in Exhibit A attached hereto and made a part hereof (the "Premises"):

(1) Mortgage executed by WILTON H. McDAVID, III, a married person and RHONDA R. McDAVID, a married person, dated April 24, 2006, to secure a loan in the amount of \$39,000.00 in favor of CSB, which Mortgage was recorded on May 16, 2006, under Document/Instrument No. 20060516000229380, in the public records of said County (the "First Mortgage");

(2) Mortgage executed or to be executed by WILTON H. McDAVID, III a married person and, RHONDA R. McDAVID, a married person, to be recorded concurrently herewith in public records of said County, to secure a loan in the amount of \$307,450.28 in favor of CSB (the "Second Mortgage"); and 20091120000433420

WHEREAS, CSB desires to establish the priority of its two liens and desires to establish the Second Mortgage as a first lien on the Premises and to subordinate the lien of the First Mortgage to the lien of the Second Mortgage.

NOW THEREFORE, CSB subordinates the lien of the First Mortgage to the lien of the Second Mortgage and declares that the Second Mortgage shall be a first lien on the Premises and shall be entitled to the same rights and privileges, both in law and equity, as it would have had if the Second Mortgage had been executed, delivered and recorded prior to the First Mortgage.

Executed this 2nd day of November, 2009.

IN THE PRESENCE OF

Robin Stephens  
Witness Signature

Robin Stephens  
Printed Name

Susan Roseberry  
Witness Signature

Susan Roseberry  
Print Name

CHARLES SCHWAB BANK, NA

By: PHH Mortgage Corporation, Authorized Agent

By: William Brian Teague  
Name: WILLIAM BRIAN TEAGUE  
Title: Vice President

STATE OF FLORIDA  
COUNTY OF DUVAL

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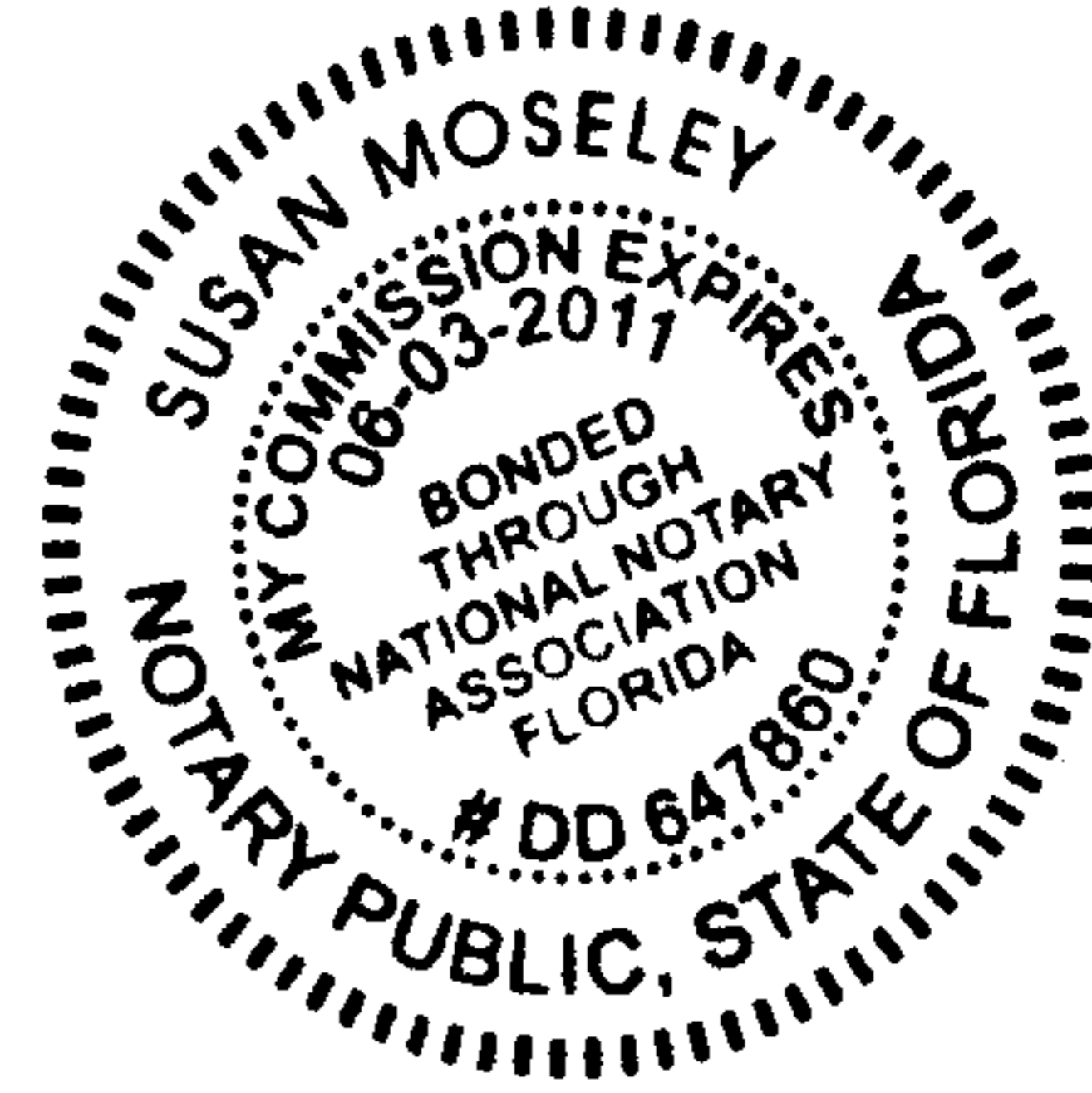
The foregoing instrument was acknowledged before me this 2nd day of November, 2009, by William Brian Teague, Vice President, of PHH Mortgage Corporation, the duly authorized agent of Charles Schwab Bank, NA, on behalf of the corporation. He is personally known to me.

Name:

Notary Public, State of Florida

Commission No.:

My Commission Expires:



**"Exhibit A"**



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THE FOLLOWING DESCRIBED REAL ESTATE, LYING AND BEING IN THE COUNTY OF  
SHELBY, STATE OF ALABAMA, TO-WIT:

LOT 48, ACCORDING TO THE SURVEY OF HEATHERWOOD, FOURTH SECTOR, FIRST  
ADDITION, AS RECORDED IN MAP BOOK 11, PAGE 32, IN THE PROBATE OFFICE OF SHELBY  
COUNTY, ALABAMA.

SUBJECT TO RESTRICTIONS, RESERVATIONS, EASEMENTS, COVENANTS, OIL, GAS OR  
MINERAL RIGHTS OF RECORD, IF ANY.



\*U01005286\*

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