

STATE OF ALABAMA)

SHELBY COUNTY)



20100915000302670 1/3 \$18.00
Shelby Cnty Judge of Probate, AL
09/15/2010 02:48:02 PM FILED/CERT

SUBORDINATION AGREEMENT

This agreement made and entered into this 31 day of AUGUST, 2010, by and between Jonathan C. Merkle and Stacy E. Merkle, (hereinafter called "Mortgagors"), and Superior Bank, (hereinafter called "Mortgagee").

WITNESSETH

Whereas, the Mortgagors obtained a Mortgage from said Mortgagee in the original amount of \$34,750.00 being recorded in Instrument No. 20061212000601440 in the Office of the Judge of Probate, Shelby County, Alabama.

Whereas, the Mortgagors desire to refinance a mortgage on property located in Shelby County, Alabama for the amount of \$271,000.00 and to enter into and execute a mortgage in favor of BankTrust in the principal amount of \$271,000.00 to be dated SEPTEMBER 3, 2010. Said parcel of property being located in Shelby County, Alabama, being more particularly described as follows, to-wit:

Lot 7, Block 1, according to the Survey of Indian Forest Estates, as recorded in Map Book 5, Page 134, in the Probate Office of Shelby County, Alabama.

Whereas, it is the intent and desire of the Mortgagors and Mortgagee that the aforesaid Mortgage in favor of the Mortgagee be subordinated in all respects to the mortgage to be executed by the Mortgagors in favor of BankTrust in the principal amount of \$271,000.00 to be dated SEPTEMBER 3, 2010.

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

Superior Bank does hereby fully subordinate and does declare to be subordinate the aforesaid Mortgage in the original amount of \$34,750.00 recorded in Instrument No. 20061212000601440, in the Office of the Judge of Probate of Shelby County, Alabama, to the mortgage in favor of BankTrust dated SEPTEMBER 3, 2010 in the amount of \$271,000.00 to be recorded in the Office of the Judge of Probate of Shelby County, Alabama.

In Witness Whereof, the parties hereunto set their hands and seals as of the date and year stated above.

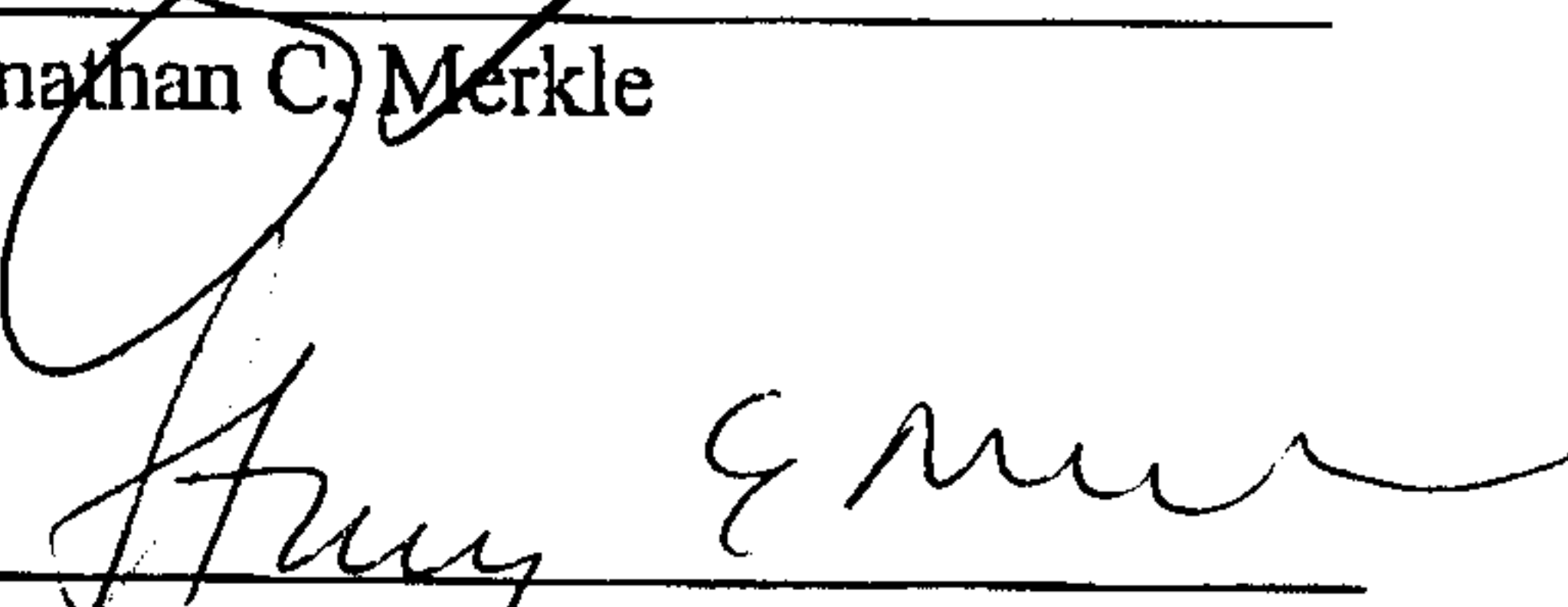
MORTGAGEE
Superior Bank

BY: 

Frank Pritchard
ITS: Executive Vice President

MORTGAGORS:


Jonathan C. Merkle


Stacy E. Merkle



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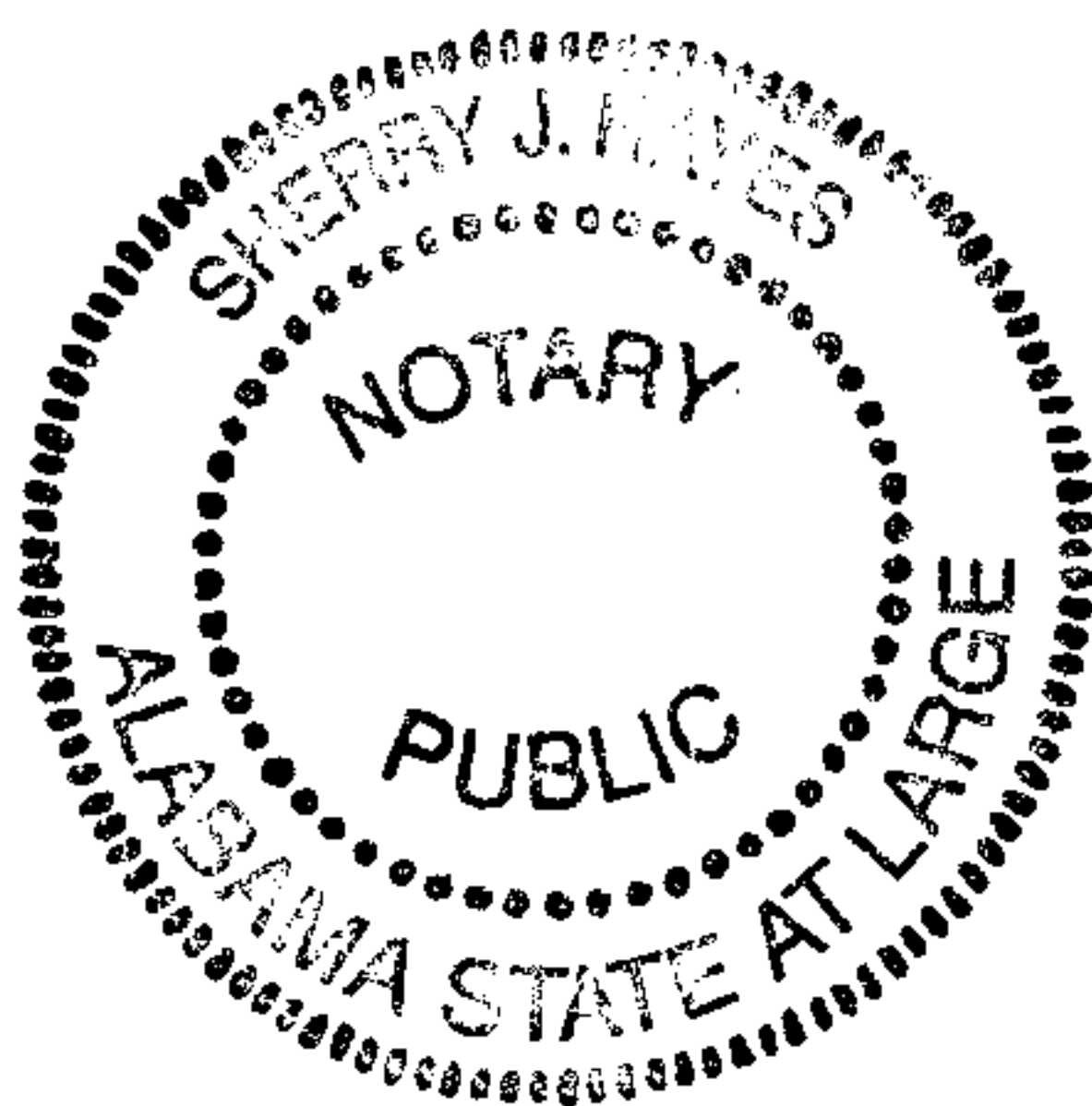
STATE OF ALABAMA)
Jefferson COUNTY)

20100915000302670 3/3 \$18.00
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ACKNOWLEDGMENT

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Frank Pritchard whose name as Executive Vice President for Superior 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/she, as such EXECUTIVE VICE PRESIDENT and with full authority, executed the same voluntarily for and as the act of said Superior Bank.

Given under my hand and official seal this 31 day of August,
20 10.



Sherry J. Hayes
Notary Public
My Commission Expires: May 11, 2014

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Jonathan C. Merkle and Stacy E. Merkle and whose name(s) is/are signed to the foregoing instrument and who is/are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he/she/they executed same voluntarily on the day the same bears date.

Given under my hand and official seal this 3 day of SEPTEMBER,
20 10.

Anthony D. Snable
Notary Public ANTHONY D. SNABLE

My Commission Expires: 11-2-11

