

UNITED STATES DEPARTMENT OF AGRICULTURE  
FARMERS HOME ADMINISTRATION

234474-A

SUBORDINATION AGREEMENT  
(Easements-Rights-of-way)

KNOW ALL MEN BY THESE PRESENTS, THAT, WHEREAS, the United States of America is the owner and holder of the following-described mortgage(s), made and executed by Charlie F. Smith and Gertrude W. Smith and by Otis and Essie M. Fancher and Joe D. and Nora C. Kinney, recorded in the Office of the Judge of Probate, Shelby County, Alabama, to-wit:

| <u>Mortgagee</u>         | <u>Date</u> | <u>Mortgage Book No.</u> | <u>Page No.</u> |
|--------------------------|-------------|--------------------------|-----------------|
| United States of America | 11-25-47    | 202                      | 144             |
| " " " "                  | 11-20-51    | 220                      | 410             |
| " " " "                  | 12-19-58    | 257                      | 359             |
| " " " "                  | 11-23-59    | 263                      | 533             |
| " " " "                  | 6-25-62     | 277                      | 952             |
| and " " " "              | 10-15-64    | 290                      | 380             |

WHEREAS, the present owners have executed, or desire to execute, and easement or right-of-way on, under, or across the lands described in the aforesaid mortgage(s), and the grantee therein desires a subordination of the lien of said mortgage(s) to the rights granted in said easement or right-of-way;

NOW, THEREFORE, the United States of America, for a valuable consideration, does hereby subordinate the lien of said mortgage(s) to the rights granted by said easement or right-of-way. The property covered by said easement or right-of-way is described as follows:

A strip of land situated in Shelby County, Alabama, in the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 35, Township 20 South, Range 1 East, more particularly described as follows:

Commence at the northwest corner of Section 35, Township 20 South, Range 1 East; thence run south along the west boundary line of such Section 35 a distance of 1608.4 feet to a point; thence turn an angle to the left of 73 degrees 38 minutes and run south 74 degrees 50 minutes east a distance of 2768 feet, more or less, to a point on the west boundary line of the grantor's property, such point being the point of beginning of the right of way herein described; therefrom, the strip lies 50 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs south 74 degrees 50 minutes east a distance of 1384 feet, more or less, to a point on the east boundary line of the grantor's property, such point being the point of ending of the right of way herein described. (THE TERM "GRANTOR'S" as used herein refers to C. F. Smith and Gertrude W. Smith.)

601  
PAGE 210

*FILE*

Only the above-described property is affected. This subordination agreement shall not affect or modify the obligations secured by the said mortgage(s), and the said obligations shall continue in force and effect until fully paid, satisfied, and discharged.

IN WITNESS WHEREOF, the United States of America has caused these presents to be signed the 18 day of October, 1965, pursuant to the authority contained in Title 6, Code of Federal Regulations, Part 300.

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS INSTRUMENT  
WAS FILED ON 10/21/65  
RECORDED & INDEXED  
PD.  
M. J. Faulstich  
CLERK OF PROBATE

UNITED STATES OF AMERICA

By Robert C. Bamberg  
Robert C. Bamberg  
State Director  
Farmers Home Administration  
United States Department of Agriculture

STATE OF ~~ALABAMA~~ X  
COUNTY OF MONTGOMERY X

ACKNOWLEDGMENT

I, Elizabeth R. Blackmon, a Notary Public in and for said County in said State, hereby certify that Robert C. Bamberg, whose name as State Director, Farmers Home Administration, 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, in his capacity as State Director of the Farmers Home Administration, and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 18 day of October, 1965.

(Seal)

Elizabeth R. Blackmon  
Notary Public  
State of Alabama at Large

My Commission Expires:  
December 3, 1967

BOOK 217 PAGE 602