

1463 AGREEMENT

IN CONSIDERATION of a loan granted to the undersigned by AmSouth Bank N.A. dated April 23, 1984, the undersigned agree not to make any claim for any future advances under and pursuant to the terms of the Future Advance Clause of the first mortgage encumbering the real property owned by the undersigned and more formally described in EXHIBIT "A" attached hereto and made a part hereof, said mortgage being from Marshall N. Boone, Jr. and wife Carla Wallace Boone to City Federal Savings and Loan Association dated 1/30/78 and recorded 1/30/78 in Official Record Book 374 Page 101 of the Public Records of Shelby County, Alabama, and we, the undersigned, hereby specifically waive any right to secure funds pursuant to such future advance clause for so long a period of time as the AmSouth Bank N.A. of Jefferson County.

This agreement also provides that the acceptance of a future advance under the first mortgage will constitute a default under the second mortgage and that the second mortgage, on such default, is entitled to all of the rights and remedies available to him in the event of a default as set forth in said mortgage.

DATED this 23rd Day of April, 19 84.

WITNESSES

Marshall N. Boone, Jr.

Carla Wallace Boone

STATE OF Alabama  
COUNTY OF Jefferson

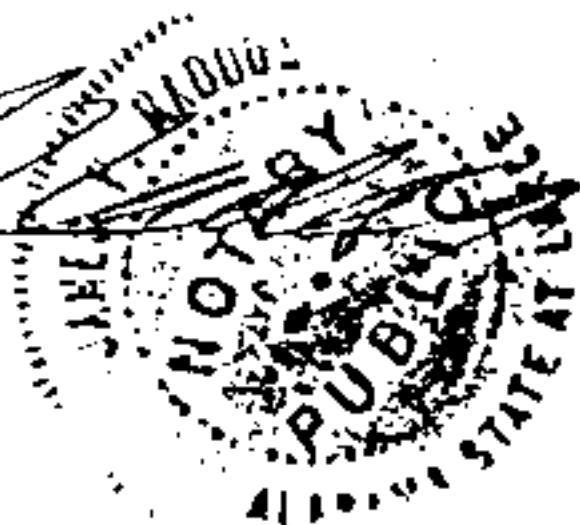
I HEREBY CERTIFY that on this day before me, a notary public duly authorized to take acknowledgements, personally appeared Marshall N. Boone, Jr. and wife Carla Wallace Boone, to me known to be the persons described herein and who executed the foregoing instrument and acknowledged before me that they executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 23rd day of April, 19 84.

My Commission Expires:

My Commission Expires December 12, 1984

NOTARY PUBLIC



AmSouth Bank

EXHIBIT "A"

**LEGAL DESCRIPTION:**

Lot 25, according to the Survey of Shadow Brook, as recorded in Map Book 6, Page 102, in the Office of the Judge of Probate of Shelby County, Alabama.

Mineral and mining rights excepted.

Subject to building lines, easements, restrictions, and transmission line permit to Alabama Power Company of record.

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BOOK

Marshall N. Boone, Jr.

Carla Wallace Boone

DATED: April 23, 1984

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED

1984 APR 30 AM 8:43

Thomas A. [Signature]  
JUDGE OF PROBATE

Rec 3.00  
Jud 1.00  
H. 00