

#22.50
10/01/2235

STATE OF ALABAMA)

SHELBY COUNTY)

731
SUBORDINATION AGREEMENT

THIS AGREEMENT made and entered into the
24th day of September, 1986, by and between Margaret
N. Montgomery (hereinafter called Mortgagee) and J & H
Enterprises, a Partnership (hereinafter called Mortga-
gor).

WITNESSETH:

WHEREAS, on May 22, 1985, the Mortgagor
executed a mortgage to the Mortgagee to secure an
indebtedness in the amount of \$ 59,400.00, said
mortgage being recorded in Real Record 28, Page 269, in
the Office of the Judge of Probate of Shelby County,
Alabama and conveying the following described property.

A part of the NE 1/4 of the NE 1/4 of
Section 2, Township 21 South, Range 3
West described as follows: Begin at the
NE corner of said Section 2, and run
Westerly along North boundary line of
865.28 feet, more or less, to the point
of intersection of said line with East
right of way line of the L & N Railroad;
thence turn an angle of 83 degrees 04
minutes to the left and run Southerly
along to the East right of way line of
the L & N Railroad for 423.59 feet to
the point of beginning of tract herein
described; thence turn an angle of 89
degrees 26 minutes 45 seconds to the
left and run Easterly to and along the
North wall of a building owned by T. R.

Southtrust Bank
P.O. Box 2232
Shelby, AL 35282

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Nash and occupied by the Alabama Power Company for 97.08 feet more or less, to West right of way line of U. S. Highway 31 South Right of way; thence turn an angle of 90 degrees 00 minutes to right and run Southerly along the West right of way line of U.S. Highway for 49.50 feet to SE corner of a building owned by T. R. Nash; thence turn an angle of 90 degrees to the right and run Westerly along South wall of Drug Store Building and along an extension from said wall for 96.8 feet, more or less, to East right of way line of the L & N Railroad; thence turn an angle of 89 degrees 28 minutes 45 seconds to right and run Northerly along East right of way of the L & N Railroad for 49.50 feet to point of beginning.

Situated in Shelby County, Alabama.

WHEREAS, Mortgagor on July 28, 1986 executed a mortgage in favor of SouthTrust Bank of Alabama, N.A. in the amount of \$82,172.80 which mortgage was recorded in Real Book 087, Page 160, in the Office of the Judge of Probate of Shelby County, Alabama; and

WHEREAS, it is the intent and desire of the Mortgagor and Mortgagee that the aforesaid mortgage to Mortgagee be subordinate in all respects to the mortgage executed in favor of SouthTrust Bank of Alabama, N.A.

NOW, THEREFORE, in consideration of the premises and of the sum of Ten and no/100 (\$10.00) Dollars, each to the other in hand paid, receipt of

which is hereby acknowledged, and for other good and valuable consideration, the parties agree as follows:

Mortgagee does hereby fully subordinate and does hereby declare to be subordinate the lien of the aforesaid Mortgage recorded at Real Record 28, Page 269, in the Office of the Judge of Probate of Shelby County, Alabama, to the lien of the aforesaid mortgage in favor of SouthTrust Bank of Alabama, N.A. in the amount of \$82,172.80, said mortgage being recorded in the Office of the Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals as of the date and year stated above.

MORTGAGEE:

Margaret N. Montgomery
Margaret N. Montgomery

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MORTGAGOR:

J & H ENTERPRISES, a
Partnership

By Harry C. Harrison
Harry C. Harrison
Its Partner

By James I. Harrison III
James I. Harrison, III
Its Partner

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STATE OF ALABAMA)

SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County in said State hereby certify that Margaret N. Montgomery whose name 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 said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 24th day of September, 1986.

Jon Ellen Nix
Notary Public

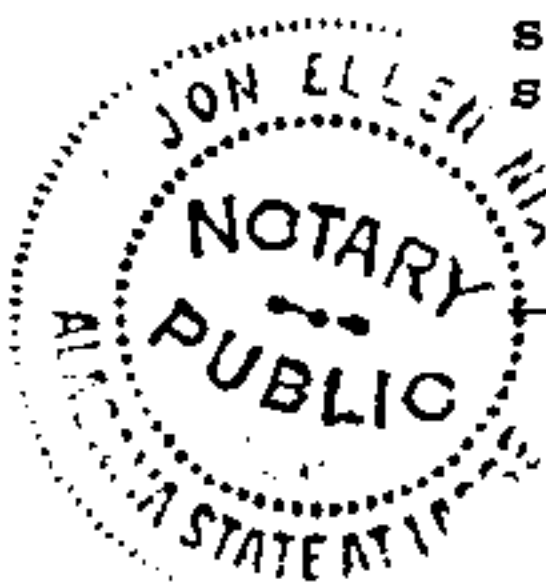
My Commission Expires Nov. 15, 1988.

STATE OF ALABAMA)

Shelby COUNTY)

I, the undersigned, a Notary Public in and for said County in said State hereby certify that Harry C. Harrison and James I. Harrison, III, whose names as partners of J & H Enterprises, a Partnership, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that being informed of the contents of said instrument, they as such partners and with full authority, executed the same voluntarily for and as the act of said Partnership.

Given under my hand and official seal this 24th day of September, 1986.



Jon Ellen Nix
Notary Public

My Commission Expires Nov. 15, 1988.

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

1986 OCT -8 AM 10:53

Thomas A. Scudder, Jr.
JUDGE OF PROBATE

1. Deed Tax	\$ _____
2. Mtg. Tax	_____
3. Recording Fee	<u>12.50</u>
4. Indexing Fee	<u>1.00</u>
TOTAL	<u>13.50</u>