

STATE OF ALABAMA)
COUNTY OF SHELBY)

260
copy
This Instrument Prepared By:
John Somerset, Esq.
Sudderth & Somerset
5385 North First Avenue
Birmingham, Alabama 35212

SUBORDINATION AGREEMENT

This Subordination Agreement is executed by the undersigned in favor of Goldome Credit Corporation ("GCC").

WHEREAS, the undersigned executed an Irrevocable Right of Ingress and Egress recorded in the Shelby County Judge of Probate office at Real Property Book 192; Page 743, a copy of which is attached hereto as Exhibit "A", (the "Easement Agreement") and the terms of which are incorporated herein by reference; and

WHEREAS, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, the parties desire to subordinate the Easement Agreement to Goldome Credit Corporation and its successors and assigns;

NOW, THEREFORE, the parties hereto agree as follows:

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The undersigned hereby expressly subordinates all rights and responsibilities pursuant to the Easement Agreement to Goldome Credit Corporation and its successors and assigns and any rights that Goldome Credit Corporation or its successors and assigns have pursuant to that certain Real Estate Mortgage and Assignment of Rents and Leases executed by Brookline, Ltd., a Tennessee limited partnership in favor of Goldome Credit Corporation and any other documents given to Goldome Credit Corporation as security for indebtedness of Brookline, Ltd. to Goldome Credit Corporation.

The parties acknowledge that the Easement Agreement will not be modified in any manner without the express written consent of Goldome Credit Corporation or its successors or assigns.

This Agreement may be executed in counterparts and will remain valid and binding.

IN WITNESS WHEREOF, the parties hereto have executed this Subordination Agreement and this Subordination Agreement shall run with the land.

IT WITNESS WHEREOF, the parties hereto have set their hands and seals as of this 28th day of July, 1989.

Kirby O. Foster
Kirby O. Foster

Phillip G. Hayden
Phillip G. Hayden

Brooks D. Collier
Brooks D. Collier

Caraha Tittle

Betty Shirley

Gilda R. Shirley
Gilda R. Shirley

STATE OF ALABAMA)
COUNTY OF _____)

I the undersigned, a notary public in and for said County, in said State, hereby certify that Kirby O. Foster, Phillip G. Hayden, Brooks D. Collier and Betty Shirley, whose names 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this _____ day of _____, 1989.

Notary Public

My Commission Expires: _____

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~~STATE OF ALABAMA~~)
District of Columbia
COUNTY OF _____)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Gilda R. Shirley, 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 28th day of July, 1989.

Spencer S. Shank
Notary Public

My Commission Expires: 5/14/90



Betty R. Shirley
Betty Shirley

Gilda R. Shirley

STATE OF ALABAMA)

COUNTY OF Jefferson

I the undersigned, a notary public in and for said County, in said State, hereby certify that Kirby O. Foster, Phillip G. Hayden, Brooks D. Collier and ~~Betty Shirley~~, whose names 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal ^{as of} this 28th day of July, 1989.

Carla M. Harada
Notary Public

MY COMMISSION EXPIRES MAY 26, 1992

My Commission Expires: _____

STATE OF ALABAMA)

COUNTY OF Jefferson

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Gilda R. Shirley, 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 ___ day of _____, 1989.

Notary Public

My Commission Expires: _____

28:18

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

89 AUG 17 AM 8:05

Thomas A. Shivers, Jr.
JUDGE OF PROBATE

RECORDING FEES

Recording Fee	\$ 7.50
<u>cut</u>	<u>1.00</u>
Index Fee	5.00
TOTAL	13.50

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