

THIS INSTRUMENT PREPARED BY:

William H. Halbrooks
704 Independence Plaza
Birmingham, Alabama 35209

STATE OF ALABAMA
COUNTY OF Jefferson

SUBORDINATION AGREEMENT

WHEREAS, Patrick R. Chitwood & wife, Judith T. Chitwood did heretofore execute a certain mortgage to AmSouth Bank, N.A. which said mortgage is recorded in Real Volume 263, Page 69, in the Probate Office of Shelby County, Alabama, which encumber the real property described as follows:

See attached Exhibit "A".

WHEREAS, Patrick R. Chitwood & wife, Judith T. Chitwood desire to obtain certain refinancing from Marbury Mortgage, Inc. by obtaining a new first mortgage loan in the amount of \$180,000.00 and

WHEREAS, the said Marbury Mortgage, Inc. has agreed to make a mortgage loan to Patrick R. Chitwood & wife, Judith T. Chitwood on said real property in the amount of \$180,000.00 provided the said mortgage to AmSouth Bank, N.A. recorded in Real Volume 263, Page 69, in said Probate Office is expressly subordinated and made junior and inferior to the mortgage executed by Patrick R. Chitwood & wife, Judith T. Chitwood in the amount of \$180,000.00 to Marbury Mortgage, Inc.

NOW THEREFORE, in consideration of the premises and the sum of One Dollar in hand paid to AmSouth Bank, N.A., the receipt and sufficiency whereof is hereby acknowledged, the said AmSouth Bank, N.A. does hereby expressly subordinate, make junior and inferior to their said mortgage recorded in Real Volume 263, Page 69, in said Probate Office to the mortgage in the amount of \$180,000.00 executed by said Patrick R. Chitwood & wife, Judith T. Chitwood to Marbury Mortgage, Inc.

IN WITNESS WHEREOF, the undersigned have caused these presents to be executed by its duly authorized officers on this the 10th day of June, 19 92.

AMSOUTH BANK, N.A.

By: Barbara F. Rhodes
Vice Pres.
Barbara F. Rhodes

STATE OF Alabama
COUNTY OF Jefferson

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Barbara F. Rhodes whose name as Vice President of AmSouth Bank, N.A. a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 10th day of June, 19 92.

Shirley A. Laas
Notary Public

My commission expires:

My Commission Expires August 31, 1993

Inst # 1992-11702

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EXHIBIT "A"

A parcel of land located in the SE 1/4 of the NE 1/4 of Section 21, Township 19 South, Range 2 West, Shelby County, Alabama, more particularly described as follows: Commence at the SE corner of said 1/4-1/4 section; thence West along the South line thereof, a distance of 456 feet to the point of beginning; thence continue along last described course, a distance of 250 feet; thence 90 degrees right, in a Northerly direction, a distance of 648.88 feet; thence 100 degrees 26 minutes right, in a Southeasterly direction, a distance of 152.41 feet; thence 27 degrees 41 minutes left, in a Northeasterly direction, a distance of 106.80 feet; thence 99 degrees 15 minutes right, in a Southerly direction, a distance of 617.83 feet to the point of beginning.
Less & except any part lying in Road R.O.W.

Inst # 1992-11702

06/19/1992-11702
09:37 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 NCD 9.00