

STATE OF ALABAMA
COUNTY OF SHELBY

SUBORDINATION AGREEMENT

THIS SUBORDINATION AGREEMENT, made and entered into this the 4th day of **August, 1992**, by and between **APCo Employee's Credit Union**, (hereinafter "APCo"), and **SouthTrust Mortgage Corporation** (hereinafter "SouthTrust").

WITNESSETH THAT, WHEREAS, Stanley L. Wilke and wife, Roxanne G. Wilke, have an outstanding mortgage lien in favor of APCo on that certain real property described hereinafter to secure an indebtedness in the amount of \$10,000.00, and said lien is in full force and effect, said real property being more particularly described as follows:

Lot 5, Block 4, according to the Survey of Meadowlark as recorded in Map Book 7, Page 98, in the Probate Office of Shelby County, Alabama.

and,

WHEREAS, Stanley L. Wilke and wife, Roxanne G. Wilke (hereinafter "Borrower", whether on or more), has/have made an application to SouthTrust for a loan in the sum of \$ **66,000.00** and SouthTrust is willing to make said loan to Borrower provided he/she/they furnish it with a mortgage on the lands described in the aforesaid lien, and further provided that APCo subordinate the above described lien and make the same second and subservient to the mortgage of SouthTrust; and ,

WHEREAS, it is the desire and intention of the parties hereto to subordinate the lien, operation and effect of the above described mortgage in favor of APCo, for the full balance thereof, to the lien and operation of the aforesaid mortgage of SouthTrust, in order that last said lien and mortgage shall become a lien of first priority on the real property described hereinabove, and further, that the lien and mortgage in favor of APCo shall be, and the same are by these presents made, second, junior and subservient to that lien and mortgage of SouthTrust in every manner whatsoever.

NOW THEREFORE, in consideration of the premises and the sum of Ten and 00/100 (\$10.00), receipt of which is acknowledged, the undersigned as parties hereto, do hereby agree that the mortgage lien of Stanley L. Wilke and wife, Roxanne G. Wilke to APCo Employee's Credit Union, dated **April 13, 1989**, and recorded in Real 236, Page 719 in the Office of the Judge of Probate of SHELBY County, Alabama, shall be second and subservient to that certain first mortgage of **Stanley L. Wilke and wife, Roxanne G. Wilke to SouthTrust Mortgage Corporation**, dated **August 10, 1992**, and recorded in Real _____, Page _____, in the Office of the Judge of Probate of SHELBY, Alabama, to secure the sum of \$ **66,000.00**, plus interest thereon, said lien of APCo Employee's Credit Union being subordinated to the first mortgage of SouthTrust Mortgage Corporation.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on this the 4th day of **August, 1992**.

Attest:

APCo Employee's Credit Union

BY: Jan A. Pelt
Its: Loan Dept Mgr.

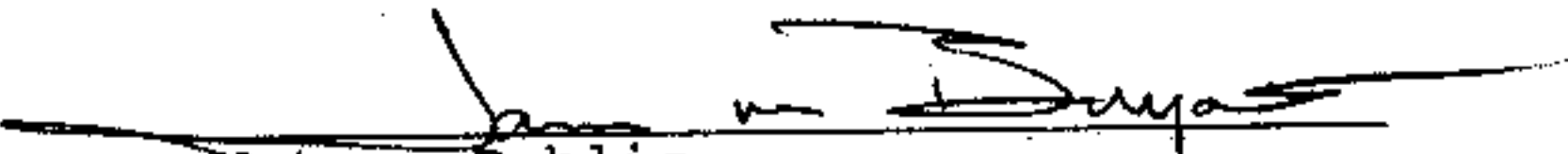
BY: APCo/V. Merrill Mann
Its: Vice President

Inst # 1992-18025

STATE OF ALABAMA
COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that V. MERRILL MANN whose name as Vice President of APCo Employee's Credit Union, a corporation, 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 this instrument, he/she, as such office and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this 4th day of August, 1992.


Notary Public
My Commission Expires: 3-14-96

THIS INSTRUMENT PREPARED BY:
W. RUSSELL BEALS, JR.
ATTORNEY AT LAW
BEALS & ASSOCIATES, P.C.
SECOND FLOOR EAST
MOUNTAIN BROOK CENTER
2700 HIGHWAY 280 SOUTH
BIRMINGHAM, ALABAMA 35223

Inst # 1992-18025

08/25/1992-18025
12:33 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 10.00