

SUBORDINATION AGREEMENT

THIS SUBORDINATION OF MORTGAGE executed this 14th day of August, 1992, by First Alabama Bank) hereinafter referred to as the "Mortgagee").

WITNESSETH:

WHEREAS, Mortgagee is the owner and holder of that certain second mortgage (with a maximum line of \$26,875.00 available to draw) from Michael W. Rose and wife, Rebecca A. Rose, recorded in Real 352, Page 404, in the Office of the Judge of Probate of Shelby County, Alabama, being more particularly described as follows:

SEE EXHIBIT A ATTACHED FOR LEGAL DESCRIPTION

AND WHEREAS, Collateral Mortgage, Ltd., is making a mortgage loan to Michael W. Rose and wife, Rebecca A. Rose (to refinance the original first mortgage loan to Secor Bank, Federal Savings Bank, dated September 1, 1989, and recorded in Real 258, Page 553, in the Probate Office of Shelby County, Alabama) in the amount of \$185,000.00, said loan secured by a mortgage which encumbers the above described real property;

WHEREAS, Collateral Mortgage, Inc., as a condition for making said new mortgage loan, requires Mortgagee to subordinate the lien of its mortgage to the lien of the new Collateral Mortgage, Inc., mortgage and Mortgagee has agreed to do so.

NOW, THEREFORE, for and in consideration of the premises hereof and of the mutual advantages and benefits accruing to the parties hereto, and in further consideration of the sum of TEN DOLLARS in hand paid by Collateral Mortgage, Ltd., to Mortgagee, the receipt and sufficiency of which is hereby acknowledged, Mortgagee does hereby covenant, consent and agree to and with Collateral Mortgage, Ltd., that the lien of First Alabama Bank, shall be and the same is hereby made subordinate, inferior and subject in every respect to the lien of the Collateral Mortgage, Ltd., mortgage, which was granted by Michael W. Rose and Rebecca A. Rose to Collateral Mortgage, Ltd., to refinance the original mortgage recorded in Real 258, Page 553, in the Probate Office of Shelby County, Alabama, which encumbers the above described property; provided, however, that this subordination is limited to the amount of \$185,000.00.

IN WITNESS WHEREOF, this agreement is executed the day and year first above written.

Signed, sealed and delivered
in the presence of:

Michael W. Rose
Rebecca A. Rose

FIRST ALABAMA BANK

By:

Martha M. Chaffin
Martha M. Chaffin
Branch Manager/
Carraway Office

J. M. Joiner

10/22/1992-24350
03:41 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 11.50

Inst # 1992-24350

STATE OF ALABAMA

COUNTY OF JEFFERSON

The foregoing instrument was acknowledged before me this 14th day of August, 1992, by Martha M. Chaffin, as Branch Manager/Carraway Office of FIRST ALABAMA BANK, on behalf of the Bank.

Pauline C. Sullivan

Notary Public

My Commission Expires: _____ MY COMMISSION EXPIRES MARCH 3, 1996

EXHIBIT A

Commence at the Southeast corner of Section 22, Township 20, South, Range 3 West; run thence North 23 deg. 32 min. West for 310.6 feet to the West Right of Way of County Road Number 95 and run thence in a Northwesterly direction along said Right of Way and a curve to the left having a radius of 2,824.79 feet for an arc length of 143.60 feet; run thence North 25 deg. 34 min. 21 sec. West along said Right of Way for 49.78 feet; run thence in a Northwesterly direction along said Right of Way and a curve to the left having a radius of 2,824.79 feet for an arc length of 150.0 feet; run thence North 06 deg. 51 min. 11 sec. West along said Right of Way for 51.50 feet; run thence in a Northwesterly direction along said Right of Way and a curve to the left having a radius of 2,824.79 feet for an arc length of 44.35 feet to the point of beginning; continue along said curve in a Northeasterly direction for an arc length of 77.45 feet; run thence North 21 deg. 01 min. 54 sec. West along said Right of Way for 80.27 feet; run thence North 88 deg. 32 min. 26 sec. West for 511.44 feet; run thence South 01 deg. 26 min. 35 sec. West for 260.67 feet; run thence North 89 deg. 57 min. 34 sec. East for 316.50 feet; run thence in a Northeasterly direction along a curve to the left having a radius of 430.57 feet for an arc length of 184.12 feet; run thence North 65 deg. 27 min. 34 sec. East for 71.71 feet; run thence North 22 deg. 59 min. 57 sec. East for 33.75 feet to the West Right of Way of County Road Number 95 and the point of beginning.

Said land being in the Southwest 1/4 of the Southwest 1/4 of Section 22, Township 20 South, Range 3 West of the Huntsville Principle Meridian, Shelby County, Alabama.

Mortgage from Michael W. Rose and Rebecca A. Rose to Sacor Bank, Federal Savings Bank dated September 1, 1989 in the amount of \$190,300.00, and recorded in Real 258 page 553 to be paid and properly satisfied.

Inst # 1992-24350

10/22/1992-24350
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SHELBY COUNTY JUDGE OF PROBATE
003 MCD 11.50