

THE STATE OF ALABAMA)
COUNTY OF JEFFERSON)

SUBORDINATION AGREEMENT

KNOW ALL MEN BY THESE PRESENT:

WHEREAS, the undersigned, Central Bank of the South and Stephen E. Merrick and spouse, Cathy F. Merrick acknowledge that debt secured by that certain Mortgage dated May 10, 1989 from Stephen E. Merrick and spouse, Cathy F. Merrick to Central Bank of the South on the following described real estate situated and being in Shelby County, Alabama, to wit:

Lot 26, according to the resurvey of Valleybrook, Phase II, as recorded in Map Book 12, Page 12, in the Office of the Judge of Probate of Shelby County, Alabama. All being situated in Shelby County, Alabama.

WHEREAS, the undersigned, understand and agree that the debt secured by that certain Mortgage dated May 10, 1989 from Stephen E. Merrick and spouse, Cathy F. Merrick to Central Bank of the South recorded in Real Volume 239, Page 782, in the Office of the Judge of Probate of Shelby County, Alabama, in the principal amount of \$10,000.00 shall be second, subordinate and inferior to that certain Mortgage dated January 8, 1993, executed by Stephen E. Merrick and spouse, Cathy F. Merrick to Central Bank of the South recorded in ~~Real Volume 239, Page 782~~ Instrument #1993-01589, ~~Page 782~~ in the Office of the Judge of Probate of Shelby County, Alabama, in the principal amount of \$134,000.00.

ANY DEFAULT under the terms of that certain Mortgage recorded in ~~Real Volume 239, Page 782~~ Instrument #1993-01589, ~~Page 782~~ in the Office of the Judge of Probate of Shelby County, Alabama (first mortgage) or the obligation secured thereby, shall constitute a default of that Mortgage recorded in Real Volume 239, Page 782 in the Office of the Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, Central Bank of the South, through its authorized individual, and Stephen E. Merrick and spouse, Cathy F. Merrick hereunto have set their hands and seals this 8th day of January, 1993.

Central Bank of the South

By: Susan F. DuBose (SEAL)

Its: Loan Officer

Stephen E. Merrick (SEAL)
Stephen E. Merrick

Cathy F. Merrick (SEAL)
Cathy F. Merrick

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THE STATE OF ALABAMA)
COUNTY OF JEFFERSON)

BEFORE ME, the undersigned authority, duly authorized to administer oaths and take acknowledgments, personally appeared Susan F. DuBose, and acknowledged the foregoing in his/her capacity as same for the purposes herein described this the 8th day of January, 1993.

Raven Sue Underwood
NOTARY PUBLIC
My commission expires: 6/23/93

THE STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Stephen E. Merrick and spouse, Cathy F. Merrick, whose names are signed to the foregoing, 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.

Given under my hand and seal of office, this 8th day of January, 1993.

Raven Sue Underwood
NOTARY PUBLIC
My commission expires: 6/23/93

THIS INSTRUMENT WAS PREPARED BY: Ben L. Zarzaur, Attorney
NAJJAR DENABURG, P.C.
2125 Morris Avenue, Birmingham, Alabama 35203
(205) 250-8400

Inst # 1993-04190

02/12/1993-04190
11:01 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 9.00