

STATE OF ALABAMA

JEFFERSON COUNTY

Inst # 1993-06605
03/09/1993-06605
09:32 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 11.50

SUBORDINATION AGREEMENT

This agreement made and entered into this 2nd day of March, 1993, by and between Parks E. Gettys and wife, Faye W. Gettys, (hereinafter collectively called Mortgagor,) and Colonial Bank, (hereinafter called Mortgagee).

WITNESSETH

Whereas, the Mortgagor executed a mortgage to the Mortgagee, said mortgage being recorded in Instrument 1992-6796, in the Office of the Judge of Probate of Shelby County, Alabama, and conveyed the following described property:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

Whereas it is and was the intent and desire of the Mortgagor and Mortgagee that the aforesaid mortgage to the Mortgagee be subordinated in all respects to the mortgage executed in favor of SouthTrust Mortgage Corporation dated March 2, 1993, in the amount of \$162,500.00.

Now, therefore, in consideration of the premises and other good and valuable consideration, the sufficiency is hereby acknowledged, the parties agree as follows:

Colonial Bank does hereby fully subordinate and does declare to be subordinate the lien of the aforesaid mortgage recorded in Instrument 1992-6796, in the Office of the Judge of Probate of Shelby County, Alabama, to the mortgage being recorded in Instrument 1993-06604, in the Office of the Judge of Probate of Shelby County, Alabama.

In witness whereof, the parties hereunto set their hand and seals as of the date and year stated above.

MORTGAGEE:

Colonial Bank

By: Russ Brooks

Its: Branch Manager

MORTGAGOR:

Parks E. Gettys
Parks E. Gettys

Faye W. Gettys
Faye W. Gettys

Small

ACKNOWLEDGMENT

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Russ Brooks, whose name as Branch Manager, of Colonial Bank, is signed to the foregoing instrument, and is known to me acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said Colonial Bank.

Given under my hand and official seal this 2 day of March, 1993.


NOTARY PUBLIC

My Commission Expires: 10-21-95

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said County and State, hereby certify that Parks E. Gettys and wife, Faye W. Gettys, 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 the instrument, they executed same voluntarily on the day the same bears date.

Given under my hand and official seal this 2nd day of March, 1993.


NOTARY PUBLIC

My Commission Expires: 10-21-95

EXHIBIT "A"

DESCRIPTION OF PROPERTY

Commence at the Northwest corner of the NE 1/4 of the SE 1/4 of Section 15, Township 19 South, Range 1 West, Shelby County, Alabama; thence run in a Southeasterly direction along the Southwest diagonal line of the NE 1/4 of said NE 1/4 of the SE 1/4 for a distance of 421.86 feet to the point of beginning; thence continue along last described course for a distance of 316.44 feet; thence 71 degrees 26' 53" left and Northeasterly for a distance of 675.66 feet; thence 90 degrees left and Northwesterly for a distance of 300.0 feet; thence 90 degrees left and Southwesterly for a distance of 776.34 feet to the point of beginning.

Also a 20 foot road right of way more particularly described as follows: Commence at the Northwest corner of the NE 1/4 of the SE 1/4 of Section 15, Township 19 South, Range 1 West, Shelby County, Alabama; southeasterly along the Southwest diagonal line of the NE 1/4 of said NE 1/4 of SE 1/4 for a distance of 421.86 feet; thence 71 degrees 26' 53" left and Southeasterly for a distance of 335.07 feet to centerline of a 20 foot road easement, being point of beginning; thence 34 degrees 14' 49" left and Northeasterly along center line of said 20 foot road easement for a distance of 105.3 feet to the P.C. of a curve to the right having a central angle of 35 degrees 32' 43" a curve radius of 59.86 feet; thence run along the arc of said curve 37.14 feet; thence run along tangent Southeasterly for a distance of 159.5 feet to the P.C. of a curve to the left having a central angle of 88 degrees 32' 35" a curve radius of 58.0 feet; thence run along arc of said curve 89.63 feet; thence run along tangent Northerly for a distance of 100.98 feet to the P.C. of a curve to the right having a central angle of 70 degrees 17' 14" a curve radius of 62.80 feet; thence run along the arc of said curve 77.04 feet; thence turn along tangent Easterly for a distance of 92.81 feet to the P.C. of a curve to the right having a central angle of 13 degrees 40' 01" a curve radius of 209.65 feet; thence run along the arc of said curve 50.0 feet; thence run along tangent Easterly for a distance of 39.92 feet to the P.C. of a curve to the left having a central angle of 93 degrees 11' 32" a curve radius of 32.94 feet; thence run along the arc of said curve 53.58 feet; thence run along tangent Northerly for a distance of 36.66 feet to the P.C. of a curve to the left having a central angle of 0 degrees 56' 21" a curve radius of 1050.28 feet; thence run along the arc of said curve 50.0 feet; thence run along tangent northerly for a distance of 56.81 feet to P.C. of a curve to the left having a central angle of 29 degrees 11' 28" a curve radius of 89.96 feet; thence run along arc of said curve for a distance of 45.83 feet; thence run Northwesterly for a distance of 41.13 feet to the P.C. of a curve to the right having a central angle of 61 degrees 56' 46" a curve radius of 48.10 feet; thence run along arc of said curve 52.01 feet; thence run along tangent Northeasterly for a distance of 16.0 feet to P.C. of a curve to the left having a central angle of 29 degrees 53' 31" a curve radius of 71.40 feet; thence run along arc of said curve 37.25 feet; thence run along tangent Northerly for a distance of 264.39 feet to the centerline of Shelby County Highway #43, being the point of ending.

09:32 AM
SHELBY COUNTY JUDGE OF PROBATE
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11:50
DECEMBER 19 1993
FILED

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