

SUBORDINATION AGREEMENT

STATE OF ALABAMA
COUNTY OF JEFFERSON

This Subordination Agreement, made and entered into on this the day of July, 1993, by and between FIRST ALABAMA BANK, as the Party of the First Part, and SOUTHTRUST MORTGAGE CORPORATION, as Party of the Second Part.

W I T N E S S E T H

That, whereas, Jeff K. Johnson and wife, April H. Johnson, have an outstanding lien in favor of FIRST ALABAMA BANK, dated 5-29-92 and recorded in the Probate Office of SHELBY County, Alabama in Official Instrument No. 1992-10114 on certain real estate described therein to secure an indebtedness of \$ 10,000.00, and said lien is in full force and effect; and,

Whereas, Jeffrey Kent Johnson and April Hammond Johnson have made an application to the Party of the Second Part for a loan in the sum of \$ 56,250.00 and said Party of the Second Part is willing to make said loan to the said Jeffrey Kent Johnson and April Hammond Johnson provided they furnish it with a mortgage on the lands described in the aforesaid lien, and the said FIRST ALABAMA BANK subordinate the above described lien and make the same second and subservient to the mortgage of SOUTHTRUST MORTGAGE CORPORATION; and

Whereas, the said Party of the First Part is willing to subordinate its said lien and make the second and subservient to the mortgage of the said Part of the Second Part as an inducement to it to make said loan.

Now therefore, in consideration of the premises and further consideration of the sum \$ -0-, cash in hand paid, the Party of the First Part by the Party of the Second Part, the receipt of which is hereby acknowledged, the said Party of the First Part does hereby agree that the lien of Jeffrey Kent Johnson and April Hammond Johnson to FIRST ALABAMA BANK, dated 5-29-92 and recorded in the Probate Office of Shelby County, Alabama in Official Instrument No. 1992-10114, shall be second and subservient to the mortgage of Jeffrey Kent Johnson and April Hammond Johnson to SOUTHTRUST MORTGAGE CORPORATION, dated July 23, 1993 and recorded in the Probate Office of Shelby County, Alabama in Official Instrument No. , to secure the sum of \$ 56,250.00 plus interest, on the land described therein, and the said lien of the said FIRST ALABAMA BANK shall be subordinate to the mortgage of SOUTHTRUST MORTGAGE CORPORATION.

JEFF K. JOHNSON AND JEFFREY KENT JOHNSON ARE ONE AND THE SAME PERSON; APRIL H. JOHNSON AND APRIL HAMMOND JOHNSON ARE ONE AND THE SAME PERSON.

It is further agreed that should Jeffrey Kent Johnson and April Hammond Johnson default in their payments under the terms of the real estate mortgage to SOUTHTRUST MORTGAGE CORPORATION, the said SOUTHTRUST MORTGAGE CORPORATION agrees to notify FIRST ALABAMA BANK of said default prior to taking legal action.

IN WITNESS WHEREOF, the said Gregg Maercker, whose name as Vice President of FIRST ALABAMA BANK has signed his name to the foregoing instrument on this 26th day of July, 1993.

FIRST ALABAMA BANK

BY:

As its:

Vice President

Inst # 1993-24047

08/13/1993-24047
09:51 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00

Inst # 1993-24047

STATE OF ALABAMA
COUNTY OF Jefferson

I, the undersigned, a Notary Public in and for said State and in said County, hereby certify that Gregg Maercker, whose name as Vice President of FIRST ALABAMA BANK, a bank _____, 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 banking institution.

Given under my hand and seal this 26th day of July, 1993.

Notary Public
My commission expires: MY COMMISSION EXPIRES

This instrument prepared by:
S. Kent Stewart, Attorney at Law
3800 Colonnade Parkway, Suite 650
Birmingham, Alabama 35243

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SHELBY COUNTY JUDGE OF PROBATE
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