

STATE OF ALABAMA

SHELBY COUNTY

SUBORDINATION

WHEREAS, Sidney L. Clayton and wife, Renee L. Clayton, are presently indebted to First Alabama Bank as evidenced by that certain mortgage from Sidney L. Clayton and wife, Renee L. Clayton, dated April 16, 1992, as recorded as Instrument No. 1992-6810 in the Office of the Judge of Probate of Shelby County, Alabama, and

WHEREAS, the said Sidney L. Clayton and wife, Renee L. Clayton, are desirous of obtaining a loan to refinance the first mortgage on their home, with said loan being obtained from Colonial Bank in the amount of \$59,500.00; and

WHEREAS, in order to secure said loan, said lender requires the said Sidney L. Clayton and wife, Renee L. Clayton, to secure said loan with a first mortgage on the real estate upon which their home is located, described as follows:

Begin at the Southwest Corner of the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 12, T-22S, R-1E; thence run northerly along the west boundary of said  $\frac{1}{4}$ - $\frac{1}{4}$  for a distance of 400.00 feet; thence turn an angel of 89 degrees 35 minutes 17 seconds to the right and run 218.00 feet; thence turn an angle of 90 degrees 24 minutes 43 seconds to the right and run 400.00 feet to the point of intersection with the south boundary line of said  $\frac{1}{4}$ - $\frac{1}{4}$ ; thence turn an angle of 89 degrees 35 minutes 17 seconds to the right and run westerly along said south boundary of said  $\frac{1}{4}$ - $\frac{1}{4}$  for 218.00 feet to the point of beginning. Said parcel is lying in the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 12, T-22S, R-1E, and contains 2.00 acres.

WHEREAS, the said Colonial Bank is unwilling to take the aforescribed mortgage on said real estate unless the undersigned First Alabama Bank subordinates its aforescribed mortgage to the mortgage being taken by the said Colonial Bank,

Now, therefore, in consideration of the continued installments paid to First Alabama Bank on the aforescribed mortgage, and in order to induce Colonial Bank to refinance the first mortgage of the said Sidney L. Clayton

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and wife, Renee L. Clayton, the undersigned First Alabama Bank does hereby subordinate its mortgage dated April 16, 1992, as recorded as Instrument No. 1992-6810 in the Office of the Judge of Probate of Shelby County, to the mortgage to be executed by the said Sidney L. Clayton and wife, Renee L. Clayton, on the aforescribed property as security for the loan which they plan to obtain from Colonial Bank in the amount of \$59,500.00.

It is expressly understood that neither this subordination nor anything contained herein shall in anywise alter or affect the validity of the mortgage first mentioned or the lien on the real estate herein described.

It is also expressly understood that this subordination is to extend only to the loan amount of \$59,500.00 and to the purposes as expressly set forth hereinabove but will not be valid or extend to any future advancements made by said lender on the note evidencing the above described proposed loan, except for payment of taxes, interest, property insurance which the said lender may make to the said Sidney L. Clayton and wife, Renee L. Clayton, under the terms of the lender's mortgage.

IN WITNESS WHEREOF, the undersigned has caused this subordination to be executed on this the 12th day of October, 1993

FIRST ALABAMA BANK

BY: 

Senior Vice President

STATE OF ALABAMA

SHELBY COUNTY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Anthony F. Holmes, whose name as Sr. Vice President of First Alabama 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 corporation.

Given under my hand and official seal, this the 12th day of  
October, 1993.

  
Notary Public

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