

This instrument was prepared by:
DAVID F. OVSON, Attorney at Law
728 Shades Creek Parkway, Suite 120
Birmingham, Alabama 35209

STATE OF ALABAMA

JEFFERSON COUNTY

SUBORDINATION OF MORTGAGE

THIS SUBORDINATION OF MORTGAGE executed this 26th day of April, 1994, by NORWEST FINANCIAL ALABAMA, INC. ("Norwest Financial").

W I T N E S S E T H:

WHEREAS, Robert F. Andress and Judy C. Andress ("Andress") are the owners of the real estate particularly described as follows:

Lot 45, according to the Survey of Jameswood Second Sector, as recorded in Map Book 11, page 108, in the Probate Office of Shelby County, Alabama.

WHEREAS, Andress heretofore executed a mortgage in favor of Norwest Financial Alabama, Inc., recorded in Instrument No. 1993-25221, in the Probate Office of Shelby County, Alabama; and

WHEREAS, Andress now desire to obtain a mortgage loan from NORWEST MORTGAGE, INC., ("Norwest Mortgage") in the principal amount of \$124,500.00 and

WHEREAS, Norwest Mortgage is desirous of extending credit to Andress provided that Norwest Financial subordinates the lien of the Norwest Financial mortgage; and

WHEREAS, in order to induce Norwest Mortgage to make the loan to Andress, Norwest Financial is willing and desirous to subordinate the lien of the Norwest Financial mortgage to the lien of the mortgage of Norwest Mortgage dated 22nd day of April, 1994, executed by Andress, filed for record in the Probate Office of Shelby County, Alabama, in Instrument No. 1994-15025.

NOW, THEREFORE, for and in consideration of the premises and of Ten and No/100 Dollars (\$10.00) and of other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned does hereby covenant, stipulate, warrant and agree as follows:

1. Norwest Financial hereby subordinates all its rights, title and interest in and to the lien created by the Norwest Financial mortgage to the lien created by the Norwest Mortgage mortgage and other loan documents as defined in the mortgage in favor of Norwest Mortgage, its successors and assigns.

2. Norwest Financial hereby warrants and represents that it is the owner of the Norwest Financial mortgage and that the Norwest Financial note which secures the Norwest Financial mortgage has not been prior pledged, encumbered or mortgaged by Norwest Financial.

Inst # 1994-15026

05/06/1994-15026
01:34 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
11:00
REC 202

IN WITNESS WHEREOF, Norwest Financial Alabama, Inc. has hereunto caused this Subordination of Mortgage to be executed effective this 26th day of April, 1994.

NORWEST FINANCIAL ALABAMA, INC.

BY, Philip B. Lee

Its Branch Manager

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said county and state, hereby certify that Daryl Varden, whose name as Branch Manager, of NORWEST FINANCIAL ALABAMA, INC., a corporation, is signed to the foregoing Subordination, and who is known to me, acknowledged before me this day that, being informed of the contents of said instrument, he as such officer, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 26th day of April, 1994.

Daryl Varden
NOTARY PUBLIC

My commission expires: 4/16/97

Affix Notarial Seal

Inst # 1994-15026

05/06/1994-15026
01:34 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
DDR MCD 11.00