

R94-1464

References herein to AmSouth Bank N.A.
shall be deemed to refer to AmSouth Bank
of Alabama.

THIS INSTRUMENT PREPARED BY:
R. Shan Paden, Attorney at Law
100 Concourse Parkway, Suite 130
Birmingham, Alabama 35244

SUBORDINATION AGREEMENT

STATE OF ALABAMA
COUNTY OF JEFFERSON

This Subordination Agreement, made and entered into on this
the 13th day of DECEMBER, 1994, by and between AMSOUTH BANK,
N.A., as Party of the First Part, and REAL ESTATE FINANCING, INC.
and AMSOUTH BANK, N.A., as Party of the Second Part.

W I T N E S S E T H

THAT, WHEREAS, JOHN H. WILSON, JR. AND MARJORIE T. WILSON,
HUSBAND AND WIFE, has/have an outstanding loan in favor of AMSOUTH
BANK, N.A., as set forth in INSTRUMENT #1994-04931, in the Office
of the Judge of Probate of Shelby County, Alabama on certain real
estate located at 1126 Country Club Circle, Birmingham, Alabama
35244 and further described as follows, to-wit:

Lot 2735, according to the map and survey of Riverchase
Country Club, 27th Addition, as Recorded in Map Book 11,
Page 56 "A & B" in the Probate Office of Shelby County,
Alabama, situated in Shelby County, Alabama.

to secure an indebtedness of \$50,000.00 and said lien is in full
force and effect; and,

WHEREAS, the Party of the Second Part has made a loan to the
said JOHN H. WILSON, JR. AND MARJORIE T. WILSON, provided they
furnish it with a first mortgage on the lands described in the
aforesaid lien, and the said AMSOUTH BANK, N.A., subordinates the
above described lien and makes the same subservient to the mortgage
of REAL ESTATE FINANCING, INC.; and,

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

NOW, THEREFORE, in consideration of the premises, the Party of
the First Part does hereby agree that the lien of JOHN H. WILSON,
JR. AND MARJORIE T. WILSON to AMSOUTH BANK, N.A., recorded in the
Probate Office of SHELBY County, Alabama in INSTRUMENT #1994-04931,
shall be subservient to the mortgage of JOHN H. WILSON, JR. AND

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SHELBY COUNTY JUDGE OF PROBATE
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MARJORIE T. WILSON to REAL ESTATE FINANCING, INC. and recorded in the Probate Office of SHELBY County, Alabama, in Instrument No. 1994-19921, to secure the sum of \$241,400.00, plus interest, on the land described therein, and the said lien of the said AMSOUTH BANK, N.A., shall be subordinate to the mortgage of REAL ESTATE FINANCING, INC.

IT IS FURTHER agreed that should JOHN H. WILSON, JR. AND MARJORIE T. WILSON default in his/her/their payments under the terms of the real estate mortgage to REAL ESTATE FINANCING, INC., the said REAL ESTATE FINANCING, INC. agrees to notify AMSOUTH BANK, N.A. of said default prior to taking legal action.

IN WITNESS WHEREOF, SANDY RAY, as BANK OFFICER of said AMSOUTH BANK, N.A. has caused her/his name to be hereunto signed on this the 13th day of DECEMBER, 1994.

AMSOUTH BANK, N.A.

BY: Sandy Ray

Asits: _____

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said State and County, hereby certify that SANDY RAY, whose name as BANK OFFICER of AMSOUTH BANK, N.A., s signed to the foregoing subordination agreement, and who is known to me, acknowledged before me on this day, that, being informed of the contents of this subordination agreement and with full authority as such officer, executed the same voluntarily.

Given under my hand and seal this 13th day of December, 1994.

Marshella W. Jackson
Notary Public

My commission expires: 6-9-98

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