

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

**SUBORDINATION AGREEMENT**

KNOW ALL MEN BY THESE PRESENTS THAT

**WHEREAS**, the undersigned APCO Employees Credit Union is holder of that mortgage given by Charles E. Binion, Jr. and wife, Laurie Orr Binion, which said mortgage is recorded in Book 343, Page 437, in the Probate Office of Shelby County, Alabama (the "Equity Line Mortgage"); and

**WHEREAS**, said Charles E. Binion, Jr. and wife, Laurie Orr Binion are, by transaction dated July 25, 1995, in the process of borrowing the sum of One Hundred Ten Thousand and no/100 (\$110,000.00) Dollars from Castle Mortgage Corporation (the "New Mortgage"); and

**WHEREAS**, APCO Employees Credit Union is willing to subordinate its Equity Line Mortgage to the New Mortgage.

NOW THEREFORE IN CONSIDERATION OF THE PREMISES and other good and valuable consideration to APCO Employees Credit Union, the receipt and sufficiency whereof is hereby acknowledged, APCO Employees Credit Union does herewith agree that its Equity Line Mortgage shall be and herewith is acknowledged to be second, junior and subordinate to its New Mortgage to be given by Charles E. Binion, Jr. and wife, Laurie Orr Binion to Castle Mortgage Corporation said New Mortgage being secured by the following described property situated in Shelby County, Alabama, to wit:

A parcel of land situated in the SW 1/4 of Section 22, Township 22 South, Range 3 West, described as follows:

Commence at the SW corner of Section 22 and go North 1 degree 29 minutes West along the West boundary of Section 22 for 512.85 feet to the point of

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beginning; thence continue along this line 790.00 feet; thence North 26 degrees 28 minutes east for 384.95 feet; thence South 61 degrees 07 minutes East for 275.00 feet; thence South 26 degrees 14 minutes East for 422.34 feet; thence South 42 degrees 54 minutes West for 850.00 feet to the point of beginning. Situated in Shelby County, Alabama.

Provided, however, that the limit amount that can be drawn under the line of credit shall be Twenty Five Thousand and no/100 Dollars (\$25,000.00).

IN WITNESS WHEREOF, APCO Employees Credit Union has caused these presents to be executed this the 31<sup>st</sup> day of July, 1995.

APCO Employees Credit Union

By: V. Merrill Mann  
Its Vice President

STATE OF ALABAMA                    )  
COUNTY OF JEFFERSON            )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that V. MERRILL MANN whose name as Vice President of APCO Employees Credit Union, 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 corporation.

Given under my hand and official seal, this the 31<sup>st</sup> day of July, 1995.

[Signature]  
Notary Public    3-14-96

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