

R 9807-2445

Inst # 1998-31726

SUBORDINATION AGREEMENT

PURSUANT TO THE TERMS OF THE MORTGAGE ENTERED INTO BY AND BETWEEN COMPASS BANK AND THOMAS E. DUTTON AND BETH B. DUTTON, HUSBAND AND WIFE, ON APRIL 29, 1996, RECORDED IN INSTRUMENT #1996-15423 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA, COMPASS BANK DOES HEREBY DECLARE SAID MORTGAGE FILED FOR RECORD IN INSTRUMENT #1996-15423 TO BE SECOND AND SUBORDINATE TO THE LIEN OF THE MORTGAGE GIVEN BY THOMAS E. DUTTON AND BETH B. DUTTON, HUSBAND AND WIFE TO COMPASS BANK, IT'S SUCCESSORS AND ASSIGNS IN THE AMOUNT OF SIX HUNDRED THOUSAND AND 00/100 DOLLARS (\$600,000.00) EXECUTED ON THE 5TH DAY OF AUGUST, 1998, AND RECORDED IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SAID MORTGAGE ENCUMBERING CERTAIN REAL PROPERTY DESCRIBED AS:

LOT 45, ACCORDING TO THE SURVEY OF GREYSTONE, 5TH SECTOR, PHASE 1, AS RECORDED IN MAP BOOK 17, PAGE 72 A, B & C, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA. MINERAL AND MINING RIGHTS EXCEPTED.

IN WITNESS WHEREOF, THIS SUBORDINATION AGREEMENT HAS BEEN EXECUTED ON THIS 5th DAY OF August, 1998.

COMPASS BANK

BY: Harry Bishop

ITS: Vice President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, THE UNDERSIGNED, A NOTARY PUBLIC, IN AND FOR SAID COUNTY IN SAID STATE HEREBY CERTIFY THAT Gary Bishop, WHOSE NAME AS Vice President FOR COMPASS BANK, A CORPORATION, IS SIGNED TO THE FOREGOING AGREEMENT AND WHO IS KNOWN TO ME, ACKNOWLEDGED BEFORE ME THAT BEING INFORMED OF THE CONTENTS OF THE ABOVE AND FOREGOING AGREEMENT HE/SHE, IN HIS/HER CAPACITY AS SUCH Vice President EXECUTED THE SAME FOR AND AS THE ACT OF SAID CORPORATION.

GIVEN UNDER MY HAND THIS 5 DAY OF Aug, 1998.

[Signature]
NOTARY PUBLIC

MY COMMISSION EXPIRES: 05/03/2002

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08/17/1998-31726
09:09 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MEL 8.50