

STATE OF ALABAMA
COUNTY OF Shelby

SUBORDINATION AGREEMENT

THIS SUBORDINATION AGREEMENT, made and entered into this the 12th day of December, 1997, by and between **National Bank of Commerce of Birmingham**, a national banking association, (hereinafter "NBC"), and **National Bank of Commerce of Birmingham**, a national banking association (hereinafter "National Bank of Commerce").

WITNESSETH THAT, WHEREAS, Richard D. Williamson, an unmarried person, have an outstanding mortgage lien in favor of NBC on that certain real property described hereinafter to secure an indebtedness in the amount of \$25,000.00, and said lien is in full force and effect, said real property being more particularly described as follows:

Lot 3, according to a Resurvey of Valleybrook, Phase II, recorded in Map Book 12, Page 12, in the Probate Office of Shelby County, Alabama. lmi 1.0

and,

WHEREAS, Richard D. Williamson, an unmarried person (hereinafter "Borrower", whether on or more), has/have made an application to **National Bank of Commerce** for a loan in the sum of \$ 103000 and **National Bank of Commerce** is willing to make said loan to Borrower provided he/she/they furnish it with a mortgage on the lands described in the aforesaid lien, and further provided that NBC subordinate the hereinabove described lien and make the same second and subservient to the mortgage of **National Bank of Commerce**; and

WHEREAS, it is the desire and intention of NBC to subordinate the lien, operation and effect of the above described mortgage in favor of NBC, for the full balance thereof, to the lien and operation of the aforesaid mortgage of **National Bank of Commerce**, in order that last said lien and mortgage shall become a lien of first priority on the real property described hereinabove, and further, that the lien and mortgage in favor of NBC shall be, and the same are by these presents made, second, junior and subservient to that lien and mortgage of **National Bank of Commerce** in every manner whatsoever.

NOW THEREFORE, in consideration of the premises and the sum of Ten and 00/100 (\$10.00), receipt of which is acknowledged, the undersigned does hereby agree that the mortgage lien of **Richard D. Williamson**, ** to **National Bank of Commerce of Birmingham**, a national banking association, dated August 6, 1996, and recorded as Instrument No. 1996-27258 and modified by Inst.No.1997-11410 in the Office of the Judge of Probate of Shelby County, Alabama, shall be second and subservient to that certain first mortgage of **Richard D. Williamson**, an unmarried person to **National Bank of Commerce of Birmingham**, a national banking association, dated December 12th, 1997, and recorded as Instrument No. 1997-41118*, in the Office of the Judge of Probate of **Shelby**, Alabama, to secure the sum of \$103000, plus interest thereon, said lien of **National Bank of Commerce of Birmingham**, a national banking association being subordinated to the first mortgage of **National Bank of Commerce of Birmingham**, a national banking association.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on this the 12th day of December, 1997.

National Bank of Commerce of Birmingham

By: Greg Maercker
Greg Maercker
Its: Vice President

Williamson, husband and wife
** and Ellen C. Williamson, husband and wife

10/22/1998-41282
AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
11:00

12/18/1997-41119
AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
11:00

Inst # 1997-41119
Inst # 1998-41282

AND CORRECTED IN INSTRUMENT NO. 1198-31583

**STATE OF ALABAMA
COUNTY OF**

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that **Greg Maercker** whose name as Vice President of , a corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he/she, as such office and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this 12th day of December, 1997.

Judy L. Cox

Notary Public
My Commission Expires 06
NOTARY PUBLIC STATE OF ALABAMA
MY COMMISSION EXPIRES 06/30/98
BLENDED WITH NOTARY PUBLIC OF WRITERS.

THIS INSTRUMENT PREPARED BY:
W. RUSSELL BEALS, JR.
Attorney at Law
200 Cahaba Park South
Suite 104
BIRMINGHAM, ALABAMA 35242

10/22/1998-41282
08:32 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MEL 11.00

Inst # 1998-41282

Inst # 1997-41119

12/18/1997-41119
10:41 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 NCD 11.00