

STATE OF ALABAMA
SHELBY COUNTY

DECLARATION OF SUBORDINATION

COATS & CO., INC., as the said Owner and Holder of that certain mortgage from RUSS A. HALE AND SPOUSE, LINDA C. HALE, given on DECEMBER 23, 1998 and recorded on JANUARY 04, 1999 in Instrument 1999-00123 in the Probate Office of Shelby County, Alabama, does hereby declare the lien of mortgage to be second and subordinate to that certain mortgage in the face amount of \$225,000.00 executed on DECEMBER 18, 1998 in favor of COATS & CO., INC., recorded on JANUARY 04, 1999 in Instrument 1999-00253, and transferred and assigned to HIBERNIA NATIONAL BANK by Instrument 1999-00254, all in the Probate Office of Shelby County, Alabama.

In Witness Whereof COATS & CO., INC. has caused this Declaration of Subordination to be executed and delivered on this the 14th day of JANUARY, 1999.

COATS & CO., INC.

BY: RBC III

Its: President

STATE OF ALABAMA
JEFFERSON COUNTY

I, the undersigned Notary Public, in and for said County in said State hereby certify that R.B. Coats III, whose name as President of COATS & CO., INC., a corporation, is signed to this Declaration of Subordination, and who is known to me, acknowledged before me that, being informed of the contents of this instrument, 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 of office this 14th day of JANUARY, 1999.

Pamela M. Spooner
NOTARY PUBLIC

Name: Pamela M. Spooner

Commission Expires: July 23, 1999

MUST AFFIX SEAL

Prepared by:
Gene W. Gray, Jr.
2100 SouthBridge Parkway, Suite 638
Birmingham, Al 35209

01/27/1999-03600
10:14 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CRH 8.50

Inst # 1999-03600