

STATE OF ALABAMA )

SHELBY COUNTY )

### SUBORDINATION AGREEMENT

This Subordination Agreement is executed this 28 day of June, 2002, by **LEIGH C. THOMPSON** (the "Prior Lender") in favor of **GMAC MORTGAGE CORPORATION** (the "Subsequent Lender").

#### RECITALS

A. By instrument dated April 30, 1996, James C. Thompson and Jan S. Thompson (the "Mortgagor") granted to the Prior Lender that certain Mortgage, recorded in the Office of the Judge of Probate of Shelby County, Alabama, as Instruments 1996-14875 and 1996-26775 (as amended, the "First Mortgage").

B. Under the terms of the First Mortgage, the Prior Lender is granted a security interest in the real estate described on Exhibit A attached hereto and made a part hereof (the "Real Estate").

C. By instrument of even date herewith, the Mortgagor granted to the Subsequent Lender that certain Mortgage, covering the Real Estate, to be recorded in said Probate Office (the "Second Mortgage").

D. The Prior Lender desires to subordinate the lien of the First Mortgage on the Real Estate to the lien of the Second Mortgage. As recorded in instrument no. \_\_\_\_\_

#### AGREEMENT

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NOW THEREFORE, in consideration of the above Recitals and other good and valuable consideration, the Prior Lender hereby subordinates its interest in the Real Estate to the interest of the Subsequent Lender, and does hereby amend the First Mortgage so as to cause the same to be subordinate and inferior to the Second Mortgage, with the same effect as if the Second Mortgage had been executed and recorded prior to the First Mortgage.

IN WITNESS WHEREOF, the Prior Lender has caused this Subordination Agreement to be executed by its duly authorized officer as of the date first set forth above.

  
Leigh C. Thompson

STATE OF FLORIDA )

CITRUS COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Leigh C. Thompson, signed the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said Subordination Agreement, he executed the same voluntarily.

Given under my hand and official seal this the 28 day of june, 2002.

  
Notary Public

AFFIX SEAL

My commission expires: \_\_\_\_\_



This instrument prepared by:

Shannon L. Barnhill, Esq.  
Walston, Wells, Anderson & Bains, LLP  
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205-251-9600

**EXHIBIT A**

[Legal Description]

Lot 49, according to the Survey of the Magnolia at Brook Highland, and Eddleman Community, as recorded in Map Book 13, Page 102, in the Office of the Judge of Probate of Shelby County, Alabama.