

CORRECTIVE MORTGAGE SUBORDINATION AGREEMENT

PURSUANT to the terms of the mortgage entered into by and between J. Scott Treadway and Barbara Treadway and National Bank of Commerce of Birmingham on the 12th day of July, 2000, and recorded as Instrument No. 2000-25377 in the Probate Office of Shelby County, Alabama, to be second and subordinate to the lien of the mortgage given by J. Scott Treadway and Barbara Treadway to National Bank of Commerce of Birmingham in the amount of Two Hundred Seventy-Five Thousand and No/100 (\$275,000.00) executed on the 26th day of September, 2001 and recorded as Instrument No. 2001-43885 in the Probate Office of Shelby County, Alabama.

Both aforesaid mortgages are encumbering certain real property described in the attached Exhibit "A" which is made a part hereof.


This instrument is re-recorded to correct the Subordination Agreement dated September 26, 2001 recorded as Instrument No. 2002-01894 in the Probate Office of Shelby County, Alabama.

IN WITNESS WHEREOF, National Bank of Commerce of Birmingham has caused this instrument by be signed by Carl W. Albright, III, its Assistant Vice President and attested by the undersigned corporate officer, all as this the 2nd day of July, 2002.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM

By: 
Carl W. Albright, III, Assistant Vice President

Attest:

By: 
June H. Langston, Vice President

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public, in and for said County in said State hereby certify that Carl W. Albright, III whose name as Assistant Vice President of National Bank of Commerce of Birmingham is signed to the foregoing instrument and who is known to me acknowledged before me that being informed of the contents of the above and foregoing instrument, he, in his capacity as such officer executed the same for and as the act of said corporation.

Given under my hand and seal this the 2nd day of July, 2002.


NOTARY PUBLIC

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: June 29, 2004
BONDED THRU NOTARY PUBLIC UNDERWRITERS

✓
N.B.C. P.O. Box 10686 B'ham 35282-9813

EXHIBIT "A"

Lot 911, according to the Amended Map of Highland Lakes, 9th Sector, Phase I, an Eddleman Community, as recorded in Map Book 24 page 1 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Together with nonexclusive easement to use the private roadways, common areas, all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a Residential Subdivision, recorded as Inst. #1994-07111 and amended in Inst. No. 1996-17543 in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a Residential Subdivision, 9th Sector, recorded as Inst. #1998-29634 in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereinafter collectively referred to as, the "Declaration").