



20030206000073990 Pg 1/1 11:00
Shelby Cnty Judge of Probate, AL
02/06/2003 11:05:00 FILED/CERTIFIED

SUBORDINATION AGREEMENT

ALAGASCO:

Alabama Gas Corporation
2101 Sixth Avenue North
Birmingham, Alabama 35203

CUSTOMER:

Name: Claude Marsh
Address: 205 Ashville Cr.
Montevallo, AL 35115
Account #: 8001305517001

MORTGAGE

Name: Homecomings Financial Network, Inc.
Address: and/or it's assignee
P.O. Box 26998
Santa Ana, CA 92799

**ALAGASCO
LIEN:**

UCC-1 Financing Statement #1998-45124 Shelby County, AL
Equipment: Armstrong Furnace and Coil

Customer plans to grant to Mortgage Company a **FIRST MORTGAGE** (Homecomings Financial Network) on real property upon which is located equipment subject to the Alagasco Lien and has requested that Alagasco agree to subordinate its lien to the new mortgage. Alagasco is willing to accommodate such request and hereby agrees that the Alagasco Lien shall be subject to and subordinate to the lien of the **FIRST MORTGAGE**; provided, that the **FIRST MORTGAGE** is granted and made by Customer within sixty days of the date hereof. This Agreement shall be binding upon and inure to the benefit of Alagasco and Mortgage Company and their respective successors and assigns.

In Witness Whereof, Alagasco has executed this Subordination Agreement this 23rd day of January of the year 2003.

ALABAMA GAS CORPORATION

BY: Lisa Hudson

ITS: Merchandise Accounts Representative

NOTARY:

**STATE OF ALABAMA
COUNTY OF JEFFERSON**

I, the undersigned, a Notary Public in and for the said County and State, certify that Lisa Hudson whose name as Lisa Hudson of Alabama Gas Corporation, and who is known to me, acknowledge before me on this day that, being informed of the contents of the foregoing subordination agreement he/she, executed the same voluntarily and with full authority for and as the act of said corporation.

Given under my hand and seal this the 23rd day of January of the year 2003.

SEAL:

Kelli M. Leslie
Notary Public

MY COMMISSION EXPIRES SEPTEMBER 28, 2006