

STATE OF ALABAMA)
COUNTY OF SHELBY)

DECLARATION OF SUBORDINATION

THIS INSTRUMENT SERVES TO DECLARE THAT CERTAIN MORTGAGE, FROM KENNETH PORTER AND WIFE, DONNA PORTER TO SOUTHTRUST BANK, WITH A MAXIMUM AMOUNT OF \$76,500.00, HELD BY THE UNDERSIGNED, WHICH SAID MORTGAGE IS RECORDED IN INSTRUMENT NO. 20020723000343160 IN THE PROBATE OFFICE AND ASSIGNMENT IS RECORDED IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA, SHALL BE AND IS DECLARED TO BE SECOND AND SUBORDINATE TO THE FOLLOWING DESCRIBED FIRST MORTGAGE:

THAT CERTAIN MORTGAGE FROM FROM KENNETH PORTER AND WIFE, DONNA PORTER TO SOUTHTRUST MORTGAGE CORPORATION IN THE AMOUNT OF THREE HUNDRED SEVEN THOUSAND AND 00/100 (\$307,000.00), WHICH SAID MORTGAGE IS RECORDED IN INSTRUMENT NO. 20030512000291570 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Lot #1125, according to the Map of Highland, 11th Sector, an Eddleman Community, as recorded in Map Book 27, Page 84 A,B,C & D, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Together with nonexclusive easement to use the private roadways, common area all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a residential subdivision, as recorded in Inst. #1994-07111 and amended in Inst. #1996-17543 and amended in Inst. #1999-31095 in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a residential subdivision, 11th Sector, recorded in Inst. #2000-41315 in the Probate Office of Shelby County, Alabama.

IN WITNESS WHEREOF THIS INSTRUMENT HAS BEEN EXECUTED ON THIS THE 24 DAY OF APRIL, 2003.

SOUTHTRUST BANK

BY Stephen A. Pierce
STEPHEN A. PIERCE
ITS: ASSISTANT VICE-PRESIDENT

STATE OF ALABAMA)
Jefferson COUNTY)

I, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, HEREBY CERTIFY THAT STEPHEN A. PIERCE, WHOSE NAME AS ASSISTANT VICE PRESIDENT OF SOUTHTRUST BANK, 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 THE INSTRUMENT, HE, AS SUCH OFFICER AND WITH FULL AUTHORITY, EXECUTED THE SAME VOLUNTARILY FOR AND AS THE ACT OF SAID BANK

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS THE 24 DAY OF APRIL, 2003.

CLAYTON T. SWEENEY, ATTORNEY AT LAW

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