

STATE OF ALABAMA)
COUNTY OF SHELBY)

20030605000350800 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
06/05/2003 13:52:00 FILED/CERTIFIED

DECLARATION OF SUBORDINATION

THIS INSTRUMENT SERVES TO DECLARE THAT CERTAIN MORTGAGE, FROM H. BROOKS MCELVEEN AND ELAINE H. MCELVEEN TO COLONIAL BANK, WITH A MAXIMUM AMOUNT OF \$30,000.00, HELD BY THE UNDERSIGNED, WHICH SAID MORTGAGE IS RECORDED IN INSTRUMENT NO. 2001-47619 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 H. BROOKS MCELVEEN AND ELAINE H. MCELVEEN TO SOUTHTRUST MORTGAGE CORPORATION IN THE AMOUNT OF ONE HUNDRED SIXTY THOUSAND 00/100 (\$160,000.00), WHICH SAID MORTGAGE IS RECORDED IN INSTRUMENT NO. 20030605000350790 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Lot 33-B, according to Resurvey No. 2 The Fairways at Riverchase as recorded in Map Book 20, Pge 53, in the office of the Judge of Probate of Shelby County.

IN WITNESS WHEREOF THIS INSTRUMENT HAS BEEN EXECUTED ON THIS THE 22 DAY OF MAY, 2003.

COLONIAL BANK

BY: Debbie Rockwell
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 Debbie Rockwell, WHOSE NAME AS Asst. V. P. OF COLONIAL 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 22 DAY OF MAY, 2003.

MY COMMISSION EXPIRES:
—MY COMMISSION EXPIRES JUNE 12, 2004

Alesia Carter
NOTARY PUBLIC

This instrument prepared by:
Clayton T. Sweeney, Attorney at Law
2700 Highway 280 East, Suite 160
Birmingham, AL 35223

CLAYTON T. SWEENEY, ATTORNEY AT LAW

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