

20030821000552700 Pg 1/1 14.00
Shelby Cnty Judge of Probate, AL
08/21/2003 11:02:00 FILED/CERTIFIED

Subordination Agreement

This Subordination of Mortgage is executed this 15th day of July, 2003 by Heritage Bank.

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WHEREAS, **Heritage Bank** is the owner and holder of that certain mortgage in the amount of **Eighteen Thousand Two Hundred (\$18,200.00)** from **Drew Steven Deaton and Ami Teague Deaton**, dated November 27, 2001 and recorded November 28, 2001, in Book 2001, at Page 51578, in the amount of \$18,200.00:

Lot 221, according to the Map of Eagle Point, 2nd Sector, Phase I, as recorded in Map Book 18, Page 2, in the Probate Office of Shelby County, Alabama.

WHEREAS, **New South Federal Savings Bank** has made a mortgage loan in the amount of **One Hundred Forty Nine Thousand (\$149,000.00)** to **Drew Steven Deaton and Amy Teague Deaton** recorded on 9-21-03 in Instrument Number 20030821000552690 in the Probate Office of **Jefferson County, Alabama**, said loan secured by a mortgage which encumbers the above described real property.

WHEREAS, **New South Federal Savings Bank** as a condition for making a first mortgage loan requires **Heritage Bank** to subordinate the lien of its mortgage to the lien of **New South Federal Savings Bank** and **Heritage Bank** has agreed to do so.

NOW THEREFORE, for and in consideration of the premises hereof and of mutual advantages and benefits accruing to the parties hereto, **Heritage Bank** does hereby covenant, consent and agree to and with **New South Federal Savings Bank** that the lien of **Heritage Bank** shall be and the same is hereby made subordinate, inferior and subject in every respect to the lien of **New South Federal Savings Bank** which encumbers the above described property provided, however, that the subordination is limited to the amount of **Eighteen Thousand Two Hundred (\$18,200.00)**.

IN WITNESS WHEREOF, this agreement is executed the day and year first written above.

Signed, sealed and delivered in the presence of:

Heritage Bank

BY:

George C. Pelekis

George Pelekis

ITS:

~~Vice President~~

Senior Vice President

(STATE of ALABAMA)
(JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Ken Jones whose name as Vice President of **Heritage Bank**, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that being informed of the content of said instrument, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this 15th Day of July, 2003.

Notary Public:

My commission expires: 3/31/05