

SUBORDINATION OF MORTGAGE

STATE OF ALABAMA)
SHELBY COUNTY)

Before me, the undersigned Notary Public, did appear Stephen A. Pierce who did say as follows:

SOUTHTRUST BANK is the owner of that Mortgage executed by BARRY W. MARTIN and JANE C. MARTIN in the amount of \$ 40,000 dated November 9, 1992 and recorded November 24, 1992 in Instrument 1992/28143, and modified in Instrument 1993/40877 and further modified in Instrument 1994/22912 in the Probate Office of Shelby County, Alabama. This mortgage is on the property legally described as:

See attached Exhibit "A"

SOUTHTRUST BANK hereby subordinates its mortgage referred to above to a certain new mortgage given to SOUTHTRUST MORTGAGE CORPORATION by BARRY W. MARTIN and JANE C. MARTIN in the principal amount of \$285,000.00 and recorded at 20030916000621630 in the Probate Office of Shelby County, Alabama. The mortgage of SOUTHTRUST BANK shall hereinafter be inferior to that mortgage of SOUTHTRUST MORTGAGE CORPORATION.

Stephen A. Pierce
Stephen A. Pierce AVP SouthTrust Bank



STATE OF Alabama)
Jefferson COUNTY)

I, Linda F. Myers, a Notary Public in and for said county and state do hereby certify that Stephen A. Pierce, whose name is signed to the foregoing instrument on behalf of SOUTHTRUST BANK as its AVP, and who with full authority, and who is known to me, acknowledged before me on this day that being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 5 day of September, 2003.

Linda F. Myers
NOTARY PUBLIC:

My Commission Expires: MY COMMISSION EXPIRES MAY 30, 2005.

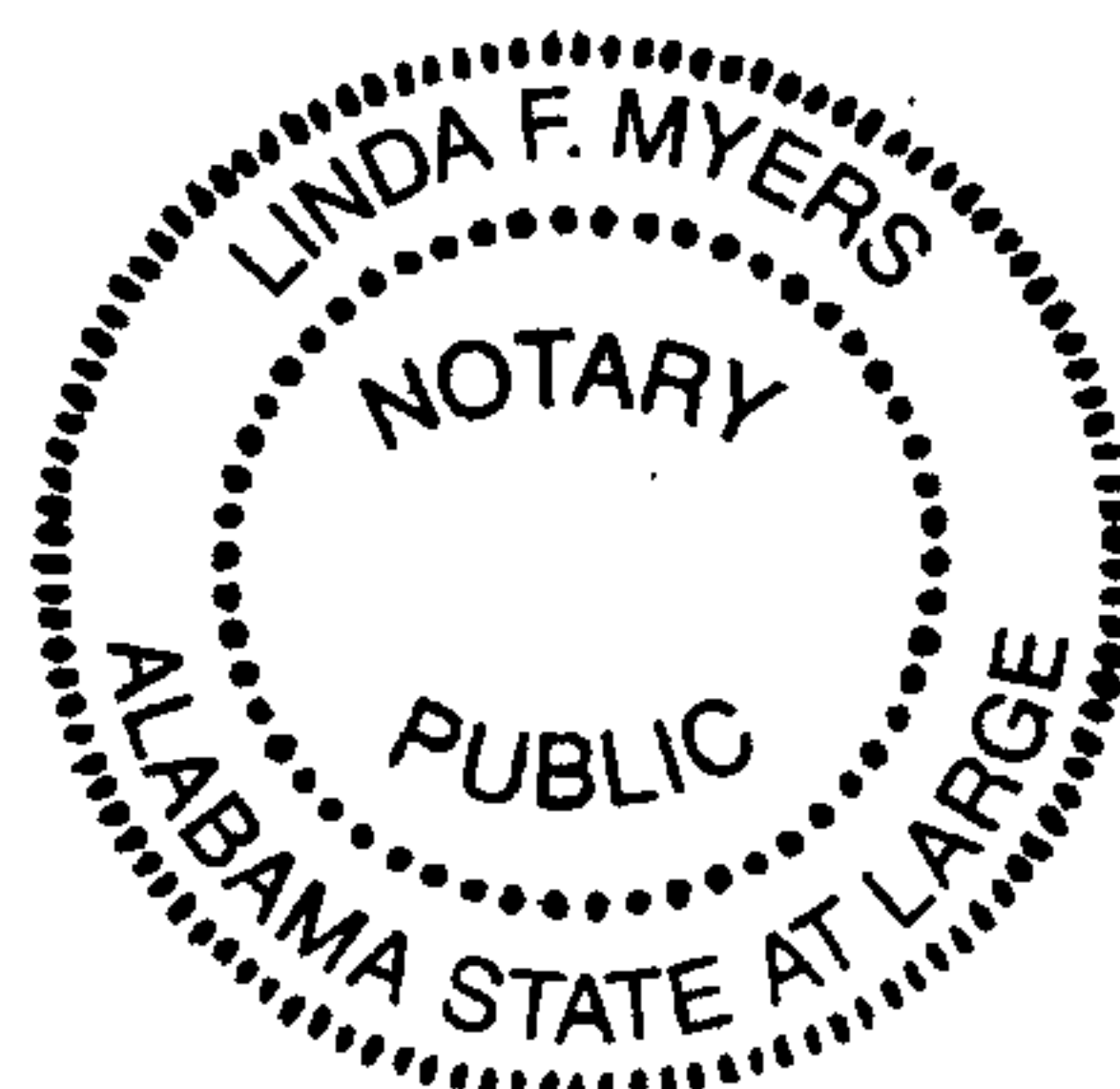


EXHIBIT "A"

Lot 2, according to the Survey of Colburn Subdivision, as recorded in Map Book 9, page 24, in the Probate Office of Shelby County, Alabama; said Lot also being a part of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21, Township 19 South, Range 2 West being more particularly described as follows:

Commence at the Southwest corner of said $\frac{1}{4}$ $\frac{1}{4}$ Section; thence North along the West line thereof a distance of 300.0 feet to the point of beginning; thence continue along said Westerly line 247.0 feet; thence right 49°00' and run Northeasterly 294.84 feet to the South right of way line of Miller Circle; thence an angle right of 114°57'30" to the tangent of a curve to the left, said having a radius of 248.24 feet and subtending a central angle of 45°53'15"; thence along the arc of said curve a distance of 198.81 feet; thence 80°35' and run South 365.31 feet; thence 90° right and run West 317.20 feet to the point of beginning.