

SUBORDINATION AGREEMENT

ALAGASCO:

Alabama Gas Corporation
2101 Sixth Avenue North
Birmingham, Alabama 35203

CUSTOMER:

Name: Darrin Marlowe
Address: 5040 Indian Valley Road
Birmingham, AL 35244
Account #: 0001696970001

MORTGAGE

Name: HSBC Mortgage Corporation
Address: and/or it's assignee
2929 Walden Avenue
Depew, NY 14043

**ALAGASCO
LIEN:**

UCC-1 Financing Statement #20021021000517580
Equipment: 3-ton Coil & 75,000 BTU Furnace
s/n L023762213////s/n L022435365

Customer plans to grant to Mortgage Company a FIRST MORTGAGE (HSBC Mortgage Corp.) 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 12th day of Sept 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 12th day of September of the year 2003.

SEAL:

Kelli M. Leslie
Notary Public