the TITLE and CLOSING POOFF 3595 Grandview Pkwy, Birmingham, AL 35743

## 12/01/2003 15:41:00 FILED/CERTIFIED

## SUBORDINATION AGREEMENT

STATE OF ALABAMA COUNTY OF SHELBY

THAT, WHEREAS, JAMES RICK JACOB AND PAMELA MARIE JACOB, HUSBAND AND WIFE, has an outstanding lien in favor of SOUTHTRUST BANK, dated February 14, 2001, recorded on February 28, 2001, with the Instrument #2001-12078, in the Probate Office of SHELBY, Alabama, on certain real estate described herein to secure an indebtedness of \$18,290.00 and said lien is in full force and effect, and,

WHEREAS, JAMES RICK JACOB AND PAMELA MARIE JACOB, HUSBAND AND WIFE, have made an application to CASTLE MORTGAGE CORPORATION for a loan in the sum of \$148,000.00 and said to CASTLE MORTGAGE CORPORATION is willing to make said loan to the said JAMES RICK JACOB AND PAMELA MARIE JACOB, HUSBAND AND WIFE, provided he/she/they furnish it with a mortgage on the lands described in the aforesaid lien, and the said SOUTHTRUST BANK subordinate the above described lien and make the same second and subservient to the mortgage to CASTLE MORTGAGE CORPORATION, as recorded in INST.# and,

WHEREAS, the said SOUTHTRUST BANK is willing to subordinate its said lien and make the lien second and subservient to the mortgage of the said to CASTLE MORTGAGE CORPORATION as an inducement to it to make said loan.

IT IS FURTHER agreed that should default in the payments under the terms of the real estate mortgage to SOUTHTRUST BANK, the said Lender agrees to notify to CASTLE MORTGAGE CORPORATION of said default prior to taking legal action.

IN WITNESS WHEREOF, the said SOUTHUTRUST BANK has caused its name to be hereunto signed on the 25th day of November, 2003, XPUST &

STATE OF ALABAMA

**COUNTY OF JEFFERSON** 

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Stephen A. Pierce whose name as Asst. Vice President of SOUTHTRUST BANK, a corporation, is signed to the foregoing instrument, and who known to me, acknowledged before me on this day, that, being informed of the contents of the said instrument, she executed the same voluntarily for and as the act of said corporation.

Notary Public My Commission expires:

SOUTHTRUST BANK

ITS: Asst Vice President

MY COMMISSION EXPINES AND A

Prepared By: STEWART & ASSOCIATES, P.C. 3595 GRANDVIEW PKWY, #350

BIRMINGHAM, ALABAMA 35243