

STATE OF ALABAMA
COUNTY OF JEFFERSON


20040407000179350 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
04/07/2004 09:48:00 FILED/CERTIFIED

SUBORDINATION AGREEMENT

WHEREAS, Michael Wayne Lillie and Lisa Fortner Lillie (hereinafter referred to as "Borrowers"), have applied to AmPro Mortgage Corporation (hereinafter referred to as "Bank") for a loan of money in the amount of \$317,000.00 to be secured by a mortgage on the property hereinafter described; and

WHEREAS, the undersigned have a lien on said property which would in the absence of this Agreement be superior to the mortgage to be executed by the Borrowers to the Bank; and

WHEREAS, the Bank is unwilling to make the requested loan to the Borrowers unless the undersigned subordinate their lien on said property to the mortgage to be executed by the Borrowers to the Bank.

NOW THEREFORE, in consideration of the premises and other good and valuable consideration, and in order to induce the Bank to make the requested loan to the Borrowers, the undersigned hereby agree as follows:

The undersigned hereby subordinates to the mortgage to be executed by the Borrowers to the Bank all right, title and interest at law or equity of the undersigned in and to the following described property situated in Shelby County, Alabama, to-wit:

Lot 3, according to the Survey of Windy Oaks Phase 3, as recorded in Map Book 15, page 113, in the Probate Office of Shelby County, Alabama.

including without limitation, that certain mortgage recorded in Instrument #2004-10068 in the Probate Office of Shelby County, Alabama. Said mortgage is in the amount of \$40,000.00.

IN WITNESS WHEREOF, Bancorp South Bank has caused its Vice President to execute this Subordination Agreement with full authority for and on behalf of Bancorp South Bank on the 23rd day of March, 2004.

Bancorp South Bank

BY: A. Mitchell Honeysutt
Its: Vice President

STATE OF ALABAMA
COUNTY OF JEFFERSON

I, the undersigned authority, a Notary Public in and for said county in said State, certify that A. Michelle Honeycutt whose name as Vice President for Bancorp South Bank is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she as such officer, and with full authority, executed the same voluntarily for and as the act of Bancorp South Bank on the day the same bears date.

Given under my hand and official seal this the 23 day of March, 2004.

Craig M. Thurgis
Notary Public
My Commission Expires: _____

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Feb 11, 2008