

THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON, ATTORNEY AT LAW  
P.O. BOX 822  
COLUMBIANA, ALABAMA 35051

STATE OF ALABAMA  
SHELBY COUNTY

GENERAL SUBORDINATION AGREEMENT

WHEREAS, HIGGINBOTHAM OIL COMPANY, INC., (hereinafter referred to as the "Borrower, whether one or more) has made a third mortgage to Central State Bank, in the amount of \$225,000.00, secured by a mortgage recorded as Instrument #20040430000228050, in the Probate Office of Shelby County, Alabama, covering the property described as follows:

Unit 1, in the Valley Station Condominium, a condominium located in Shelby County, Alabama, as established by Declaration of Condominium and By-Laws thereto, as recorded in Real Volume 30, Page 194, in the Office of the Judge of Probate of Shelby County, Alabama, together with an undivided interest in the common elements of Valley Station Condominium, as set out in the said Declaration of Condominium, said Unit being more particularly described in the floor plans and architectural drawings of Valley Station Concominium as recorded in Map Book 9, Page 79 and 80, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

WHEREAS, simultaneously with the recording of said third mortgage, Central State Bank also recorded a second mortgage in the amount of \$376,000.00, said mortgage being recorded as Instrument #20040430000228060, on said property, which would in the absence of this agreement be inferior to the above recited third mortgage; and

WHEREAS, Central State Bank desires to correct the fact the third mortgage was recorded prior to the second mortgage.

NOW THEREFORE, in consideration of the premises and other good and valuable considerations, and in order to correct the recording error, said Central State Bank, hereby agrees as follows:

Central State Bank hereby subordinates the mortgage recorded as Instrument #20040430000228050, to that certain mortgage recorded as Instrument 320040430000228060, both recorded in the Probate Office of Shelby County, Alabama, including, without limitation, any lien which the undersigned has on said property.

IN WITNESS WHEREOF, the undersigned has hereunto set its hand and seal, this 9<sup>th</sup> day of August, 2004.

Central State Bank

  
by: Carlene R. Hadaway, its Vice-President

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Carlene R. Hadaway, whose name as Vice-President of Central State 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, she, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 9<sup>th</sup> day of August, 2004.

  
Notary Public

My commission expires:

MY COMMISSION EXPIRES MARCH 12, 2007

✓  
CENTRAL STATE BANK  
P.O. BOX 180  
CALERA, ALABAMA 35040