20050413000173920 1/2 \$14.00 Shelby Cnty Judge of Probate, AL 04/13/2005 11:38:35AM FILED/CERT

# THE STATE OF ALABAMA) COUNTY OF JEFFERSON)

### SUBORDINATION AGREEMENT

### KNOW ALL MEN BY THESE PRESENT:

WHEREAS, the undersigned, Hanna Family Partnership, Ltd., acknowledges the debt secured by that certain Mortgage dated December 26, 2002 from Steve A. Hanna, a married man to Hanna Family Partnership, Ltd. on the following described real estate situated and being in Shelby County, Alabama, to wit:

## SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

IN WITNESS WHEREOF, Hanna Family Partnership, Ltd., through its authorized individual, hereunto has set its hand and seal this 8<sup>th</sup> day of April, 2005.

Hanna Family Partnership, Ltd.

Steve A. Hanna

Its: Managing General Partner

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Steve A. Hanna, whose name as Managing General Partner of Hanna Family Partnership, an Alabama limited partnership, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such managing general partner and with full authority, executed the same voluntarily for and as the act of said limited partnership.

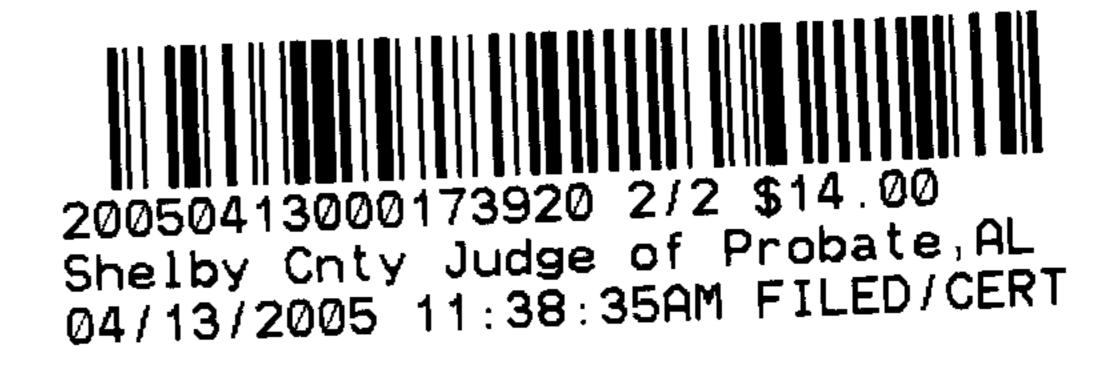
Given under my hand and official seal this 8th day of April, 2005.

Notary Public

My commission expires: 5/21/2008

THIS INSTRUMENT WAS PREPARED BY: Richard W. Theibert, Attorney NAJJAR DENABURG, P.C. 2125 Morris Avenue, Birmingham, Alabama 35203 (205) 250-8400

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## EXHIBIT "A"

## Legal Description of Property

A parcel of land situated in the Southwest ¼ of the Northeast ¼ of Section 5, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Southeast corner of the Southwest ¼ of the Northeast ¼ of Section 5, Township 19 South, Range 1 West, and run in a Westerly direction along the South line of said Southwest ¼ of the Northeast ¼ for a distance of 570.73 feet to a point; thence 90 degrees 02 minutes 14 seconds to the right in a Northerly direction a distance of 225.98 feet to a point; thence 90 degrees 00 minutes to the left in a Westerly direction a distance of 60.15 feet to a point; thence 83 degrees 32 minutes 25 seconds to the right in a Northerly direction a distance of 205.67 feet to the point of beginning; thence 83 degrees 14 minutes 45 seconds to the left in a Westerly direction a distance of 199.06 feet to a point on the Easterly right-of-way line of Highway 280; thence 83 degrees 34 minutes 53 seconds to the right in a Northerly direction and along the Easterly right-of-way line of Highway 280 a distance of 501.97 feet to a point; thence 95 degrees 53 minutes to the right in an Easterly direction a distance of 287.29 feet to the point of curve (P.C.) of a curve to the right having a radius of 189.87 feet and a central angle of 90 degrees 34 minutes 50 seconds; thence along the arc of said curve to the right and in a Southeasterly direction a distance of 300.16 feet to the point of tangent (P.T.) of said curve; thence in the tangent of said curve in a Southerly direction a distance of 311.50 feet to a point; thence 89 degrees 57 minutes 17 seconds to the right in a Westerly direction a distance of 223,49 feet to the point of beginning.

### LESS AND EXCEPT:

The South 100 feet of the following described parcel, facing Highway 280, extending of uniform width along the South boundary to the East line, being 100 feet by 423 situated in the Southwest ¼ of the Northeast ¼ of Section 5, Township 19 South, Range 1 West, Shelby County, Alabama, said parcel being more particularly described as follows:

Commence at the Southeast corner of the Southwest ¼ of the Northeast ¼ of Section 5, Township 19 South, Range 1 West, and run in a Westerly direction along the South line of said Southwest 1/2 of the Northeast 1/4 for a distance of 570.73 feet to a point; thence 90 degrees 02 minutes and 14 seconds to the right in a Northerly direction a distance of 225.98 feet to a point; thence 90 degrees 00 minutes to the left in a Westerly direction a distance of 60.15 feet to a point; thence 83 degrees 32 minutes 25 seconds to the right in a Northerly direction a distance of 205.67 feet to the point of beginning; thence 83 degrees 14 minutes 45 seconds to the left in a Westerly direction a distance of 199.06 feet to a point on the Easterly right-of-way line of Highway 280; thence 83 degrees 34 minutes 53 seconds to the right in a Northerly direction and along the Easterly right-of-way of Highway 280 a distance of 501.97 feet to a point; thence 95 degrees 53 minutes to the right in an Easterly direction a distance of 287.29 feet to a point of curve (P.C.) of a curve to the right having a radius of 189.87 feet and a central angle of 90 degrees 34 minutes 50 seconds; thence along the arc of said curve to the right and in a Southeasterly direction a distance of 300.16 feet to the point of tangent (P.T.) of said curve; thence in the tangent of said curve in a Southerly direction a distance of 311.50 feet to a point; thence 89 degrees 57 minutes 17 seconds to the right in a Westerly direction a distance of 223.49 feet to the point of beginning.

Situated in Shelby County, Alabama.