



THIS INSTRUMENT PREPARED BY:

R. Shan Paden, Attorney at Law Five Riverchase Ridge, Suite 100 Birmingham, Alabama 35244-2893

SUBORDINATION AGREEMENT

STATE OF ALABAMA COUNTY OF SHELBY

This Subordination Agreement, made and entered into on this the <u>b</u> day of DECEMBER, 2005, by and between FIRST NATIONAL BANK OF SHELBY COUNTY, as Party of the First Part, and RENASANT BANK, ITS SUCCESSORS AND/OR ASSIGNS, as Party of the Second Part.

WITNESSETH

THAT, WHEREAS, VAN E. HOLCOMBE, has an outstanding loan in favor of FIRST NATIONAL BANK OF SHELBY COUNTY, as set forth in INSTRUMENT # 1995-12206, in the Office of the Judge of Probate of SHELBY County, Alabama on that certain real estate located on the real property located on Exhibit "A" attached hereto to secure an indebtedness of \$60,000.00 and said lien is in full force and effect; and,

WHEREAS, VAN E. HOLCOMBE, has made an application to the Party of the Second Part for a loan in the sum of \$720,000 and said Party of the Second Part is willing to make said loan to the said VAN E. HOLCOMBE, provided it furnish the party of the Second Part with a mortgage on the land described in the aforesaid lien, and the said FIRST NATIONAL BANK OF SHELBY COUNTY, subordinate the above described lien and make the same second and subservient to the mortgage of RENASANT BANK AND ITS SUCCESSORS AND/OR ASSIGNS; and,

WHEREAS, the said Party of the First Part is willing to subordinate its said lien and make it second and subservient to the mortgage of the said Part of the Second Part as an inducement to it to make said loan.

NOW, THEREFORE, in consideration of the premises, the said Party of the First Part does hereby agree that the lien of VAN E. HOLCOMBE, to FIRST NATIONAL BANK OF SHELBY COUNTY, recorded in the Probate Office of SHELBY County, Alabama in INSTRUMENT #1995-12206, shall be second and subservient to the mortgage of VAN E. HOLCOMBE AND BOBBY E. HOLCOMBE to RENASANT BANK, ITS SUCCESSORS AND/OR ASSIGNS, and recorded in the Probate Office of SHELBY County, Alabama, in INSTRUMENT #20051229000669820, to secure the sum set forth therein, on the land described therein, and the said lien of the said FIRST NATIONAL BANK OF SHELBY COUNTY, shall be subordinate to the mortgage of RENASANT BANK AND ITS SUCCESSORS AND/OR ASSIGNS.

20060119000030950 2/3 \$17.00 Shelby Cnty Judge of Probate, AL 01/19/2006 03:19:32PM FILED/CERT

IN WITNESS WHEREOF, Russell Rases, as Vice President of said FIRST NATIONAL BANK OF SHELBY COUNTY has caused her/his name to be hereunto signed on this the 6th day of January, 20066

FIRST NATIONAL BANK OF SHELBY COUNTY

BY: Mellon As Its: Vice President

STATE OF ALABAMA
COUNTY OF Shelly

I, the undersigned, a Notary Public in and for said State and County, hereby certify that Russell Race, whose name as Nice President of FIRST NATIONAL BANK OF SHELBY COUNTY, is signed to the foregoing subordination agreement, and who is known to me, acknowledged before me on this day, that, being informed of the contents of this subordination agreement and with full authority as such officer, executed the same voluntarily.

Given under my hand and seal this 6 day of January, 2008.

Cary Les Notary Public

My commission expires: May 4, 2000

20060119000030950 3/3 \$17.00 Shelby Cnty Judge of Probate, AL 01/19/2006 03:19:32PM FILED/CERT

EXHIBIT "A"

PARCELI

LOTS 9, 10, 11, 12, 13, 14, 27 AND 28 ACCORDING TO THE GIVHANFEETS SUBDIVISION OF A PORTION OF THE NE1/4 OF THE SE1/4 OF THE SE1/4, SECTION 4, TOWNSHIP 24 NORTH, RANGE 12 EAST, AS RECORDED IN MAP BOOK 3, PAGE 130 IN THE PROBATE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA.

PARCEL II

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 3, TOWNSHIP 24 NORTH, RANGE 12 EAST, SHELBY COUNTY, ALABAMA AND RUN THENCE NORTHERLY ALONG THE WEST LINE OF SAID SECTION 3 A DISTANCE OF 329.73 FEET TO A POINT; THENCE TURN 29 DEGREES 21 MINUTES 41 SECONDS LEFT AND RUN NORTHWESTERLY 205.28 FEET TO A POINT; THENCE TURN 37 DEGREES 31 MINUTES 36 SECONDS RIGHT AND RUN NORTHERLY 285,00 FEET TO THE POINT OF BEGINNING OF THE PROPERTY BEING DESCRIBED; THENCE TURN 19 DEGREES 00 MINUTES 41 SECONDS RIGHT AND RUN NORTHEASTERLY 617.93 FEET TO A POINT; THENCE TURN 90 DEGREES 26 MINUTES 18 SECONDS LEFT AND RUN NORTHWESTERLY 503.97 FEET TO A POINT; THENCE TURN 95 DEGREES 58 MINUTES 33 SECONDS LEFT AND RUNSOUTHWESTERLY 210.00 FEET TO A POINT; THENCE TURN 95 DEGREES 58 MINUTES 34 SECONDS RIGHT AND RUN NORTHWESTERLY 210.00 FEET TO A POINT ON AN EXISTING WIRE FENCE; THENCE TURN 95 DEGREES 58 MINUTES 34 SECONDS LEFT AND RUN SOUTHWESTERLY ALONG SAID FENCE 186.10 FEET TO A POINT; THENCE TURN 89 DEGREES 19 MINUTES 40 SECONDS LEFT AND RUN SOUTHEASTERLY ALONG SAID FENCE 32.42 FEET TO A POINT; THENCE TURN 89 DEGREES 59 MINUTES 43 SECONDS RIGHT AND RUN SOUTHWESTERLY ALONG SAID FENCE 513.94 FEET TO A POINT; THENCE TURN 110 DEGREES 32 MINUTES 00 SECONDS LEFT AND RUN EASTERLY ALONG AN EXISTING FENCE 653.57 FEET TO THE POINT OF BEGINNING.

ALL SITUATED IN SHELBY COUNTY, ALABAMA.