

SUBORDINATION

STATE OF ALABAMA
COUNTY OF SHELBY

This Subordination agreement, made and entered into this 24th Day of January, 2008,
by and between Wachovia Bank, as Party of the First Part, and AmTrust Bank, it's successors
and/or assigns, as Party of the Second Part.

Witnesseth

THAT WHEREAS, Nathaniel T. Ellis and Patti W. Ellis, husband and wife, has/have an
outstanding lien in favor of Wachovia Bank, dated 11/06/06 and recorded in the Probate Office
of Shelby County, Alabama, in Instrument No. 20061129000580180 on certain real estate
described therein to secure an indebtedness of \$120,000.00 and said lien is in full force and
effect; and,

WHEREAS, Nathaniel T. Ellis & Patti W. Ellis, husband and wife, has/have made an
an application to the party of the Second Part for a loan in the sum of \$122,000.00 and said Party
of the Second Part is willing to make said loan to the said Nathaniel T. Ellis & Patti W. Ellis,
husband and wife, provided he/she/they furnish it with a mortgage on the lands described in the
aforesaid lien, and said Wachovia Bank, Subordinate the above described lien and make the same
second and subservient to the mortgage of AmTrust Bank, its successors and/or assigns; and

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

NOW THEREFORE, in consideration of the premises and the further consideration of the
sum of \$11.97, cash in hand paid, the Part of the First Part by the Part of the Second Part, the
receipt of which is hereby acknowledged, the said Part of the First Part does hereby agree that the
lien of Nathaniel T. Ellis and Patti W. Ellis, husband and wife to Wachovia Bank, dated 11/06/06
and recorded in the Probate Office of Shelby County, Alabama in Instrument No.
20061129000580180 shall be second and subservient to the mortgage of AmTrust Bank, its
successors and/or assigns to Nathaniel T. Ellis and Patti W. Ellis, husband and wife, dated
January 25, 2008 recorded in the Probate Office of Shelby County, Alabama in Instrument No. *
to secure the sum of, plus interest on the land described therein, and the said lien
of the said Wachovia Bank, shall be subordinate to the mortgage of AmTrust Bank, its successors
and/or assigns.

* Inst # 20080208000052540



20080208000052550 2/2 \$14.00
Shelby Cnty Judge of Probate, AL
02/08/2008 08:40:44AM FILED/CERT

It is further agreed that should Nathaniel T. Ellis and Patti W. Ellis, husband and wife default in his/her/their payments under the terms of the real estate mortgage to AmTrust Bank, its successors and/or assigns, the said _____, its successors and/or assigns agrees to notify Wachovia Bank, of said default prior to taking legal action.

IN WITNESS WHEREOF, the said Wachovia Bank, by Kira Gurevich
has caused his/her name to be hereunto signed on this day the 1 day of February,
2008.

Wachovia Bank

By: Kira Gurevich

As its: Kira Gurevich
Asst. Vice President

State of VA
County of Roanoke

I, the undersigned, a Notary Public in and for said State and County, hereby certify that Kira Gurevich
Whose name as Asst. Vice President of Wachovia Bank, is signed to the
foregoing conveyance, and is known to me, acknowledged before me on this day, that, being
informed of the contents of this conveyance, and with full authority as such officer, executed the
same voluntarily for and as the act of said Corporation.

Given under my hand and seal of office this 1 Day of February, 2008.



Embroidered Notary Seal of the Commonwealth of VA
Notary Public, State of Virginia
My commission expires 7/31/2009
Jula Hill ID #367526

Notary Public: Jula Hill

My commission expires: 7-31-09