

After Recording Return to:

TCT#: 1162144

RETURN TO:

TRANSCONTINENTAL TITLE CO.
RECORDING DIVISION
2605 ENTERPRISE ROAD STE#200
CLEARWATER, FL 33759-9973

D-551308-3^L

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SUBORDINATION AGREEMENT

(2-2)

Dated: *April 7*, 2009

tax# 232101001001074

ALABAMA TELCO CREDIT UNION with a business mailing address of 1849 Data Drive, Birmingham, Alabama 35236, GRANTOR, is the owner and holder of the following described real estate Mortgage (hereinafter, whether one or more, called "security instrument") covering certain real estate in the County of Shelby, State of Alabama and executed by BEN C. CASEY and GAIL W. CASEY, husband and wife, (hereinafter collectively called "the Borrowers")

DATE OF MORTGAGE

January 17, 2001

Recorded February 7, 2001

RECORDED AS DOCUMENT NO.

2001-04448

In the amount of: Twenty Five Thousand and 00/100 Dollars (\$25,000.00)

The Borrowers, residing at 113 Summer Crest, Alabaster, Alabama 35007, have executed a Mortgage dated *May 13, 2009* to COUNTRYWIDE BANK, FSB, in the amount of Eighty Nine Thousand Five Hundred and 00/100 DOLLARS (\$89,500.00) (Loan #203391897) (hereinafter called "GRANTEE") and has requested that the right, title, and interest of the Grantee acquired by virtue of the Mortgage be paramount and superior to the lien of the Grantor's; *Recorded Concurrently here with*

THEREFORE, in consideration of the payment of Ten Dollars (\$10.00) to the Grantor, the receipt of which is hereby acknowledged, the Grantor does hereby waive the priority of its security instrument, and agrees that the Grantee's shall be superior to its security instrument.

Nothing in this agreement operates in any way to release or affect the validity of said security instrument as a lien upon the real estate covered by the security instrument, or affects the priority of the Grantor's lien, except as provided in this agreement in or to the following described real estate, situated in Shelby County, Alabama, to-wit:

**LOT 36 ACCORDING TO THE MAP OF SUMMER BROOK SECTOR 5,
PHASE 6 AS RECORDED IN MAP BOOK 23, PAGE 48 IN THE
PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.**

The legal description was obtained from a previously recorded instrument.

THIS AGREEMENT shall be binding upon the heirs, successors, and assigns of all parties unless terminated by the Grantor and shall remain in full force and effect until the rights of the Grantor to the real estate described in the security instrument are released, or until the rights of the Grantee to the real estate are released, whichever occurs first. Upon the occurrence of either of these events, this agreement is terminated.

The Grantor has caused this instrument to be signed by its duly authorized officer, pursuant to authority given to him/her on this 7th day of April, 2009.

ALABAMA TELCO CREDIT UNION

BY: William R. Chandler

Title: SVP Lending & Collections

ACKNOWLEDGEMENT

On the 7th day of April in the year 2009, before me, Shannon L. Porter, a Notary Public in and for the said state, personally appeared, William R. Chandler, known to me to be the identical person who executed the within Subordination Agreement, and acknowledge to me that he/she executed the same for the purposes therein sated and acknowledged that its execution is a voluntary act and deed.

Shannon L. Porter
Notary Public
Commissioned in State at Large County

My Commission Expires: 06/22/2009

EXHIBIT "A"



20090522000194720 3/3 \$17.00
Shelby Cnty Judge of Probate, AL
05/22/2009 12:56:58 PM FILED/CERT

10-01162144

THE FOLLOWING DESCRIBED REAL ESTATE SITUATED, LYING AND BEING IN
THE COUNTY OF SHELBY, AND STATE OF ALABAMA, TO-WIT:

LOT 36 ACCORDING TO THE MAP OF SUMMER BROOK SECTOR 5, PHASE 6 AS
RECORDED IN MAP BOOK 23, PAGE 48 IN THE PROBATE OFFICE OF SHELBY
COUNTY, ALABAMA.

BEING THE SAME PROPERTY CONVEYED TO BEN C. CASEY AND GAIL W.
CASEY, HUSBAND AND WIFE BY DEED FROM DOYAL CONSTRUCTION COMPANY
INC. RECORDED 03/25/1999 IN DOCUMENT 199912569, IN THE PROBATE
JUDGE'S OFFICE FOR SHELBY COUNTY, ALABAMA.