

SUBORDINATION OF MORTGAGE

THIS AGREEMENT is made on this 22 day of June, 2010, by MERS, Inc. ("First Part") and Mathew M. Dicen and Kimberly K. Dicen, husband and wife, (hereinafter referred to as "party of the second part")

Recitals

Whereas, party of the first part is the holder of a mortgage encumbering lands in Shelby County, Alabama, being more fully described in Exhibit "A" which is attached by reference as though fully set forth herein; and

Whereas, the mortgage is currently subordinate and inferior to the lien of that certain mortgage executed by the parties to MERS, Inc. solely as nominee for HMSV-USB Lending LLC dba MortgageSouth, in the amount of \$74,300.00 dated January 12, 2007 and recorded January 18, 2007 in Official Records Instrument # 20070118000026660 of the public records aforesaid.

Whereas, the party of the second part has executed a new mortgage to MERS, Inc. solely as nominee for THE MORTGAGE OUTLET, INC., in the amount of \$296,000.00, recorded in Official Records Book * , Page of the public records aforesaid.

* Inst # 20100722000233940

Whereas, the party of the first part has been asked and has agreed to subordinate their mortgage recorded in Instrument #20070118000026660 in the office of the judge of probate to the mortgage to MERS, INC. solely as nominee for THE MORTGAGE OUTLET, INC. described above.

Now Therefore, in consideration thereof and for the mutual undertaking hereinafter stated the party of the first part does hereby subordinate the mortgage described above to the lien of the mortgage in favor of MERS, INC. solely as nominee for THE MORTGAGE OUTLET, INC. described above and that said mortgage shall be subject to and subordinate to the lien of the said mortgage in favor of MERS, INC. solely as nominee for THE MORTGAGE OUTLET, INC. not with standing the actual dates or priority of recording of same.

IN WITNESS WHEREOF, this Instrument is executed on the date set forth above.

Signed on this 22 day of June, 2010.



By: Annette Holman-Foreman

Its: Assistant Secretary

STATE OF Virginia

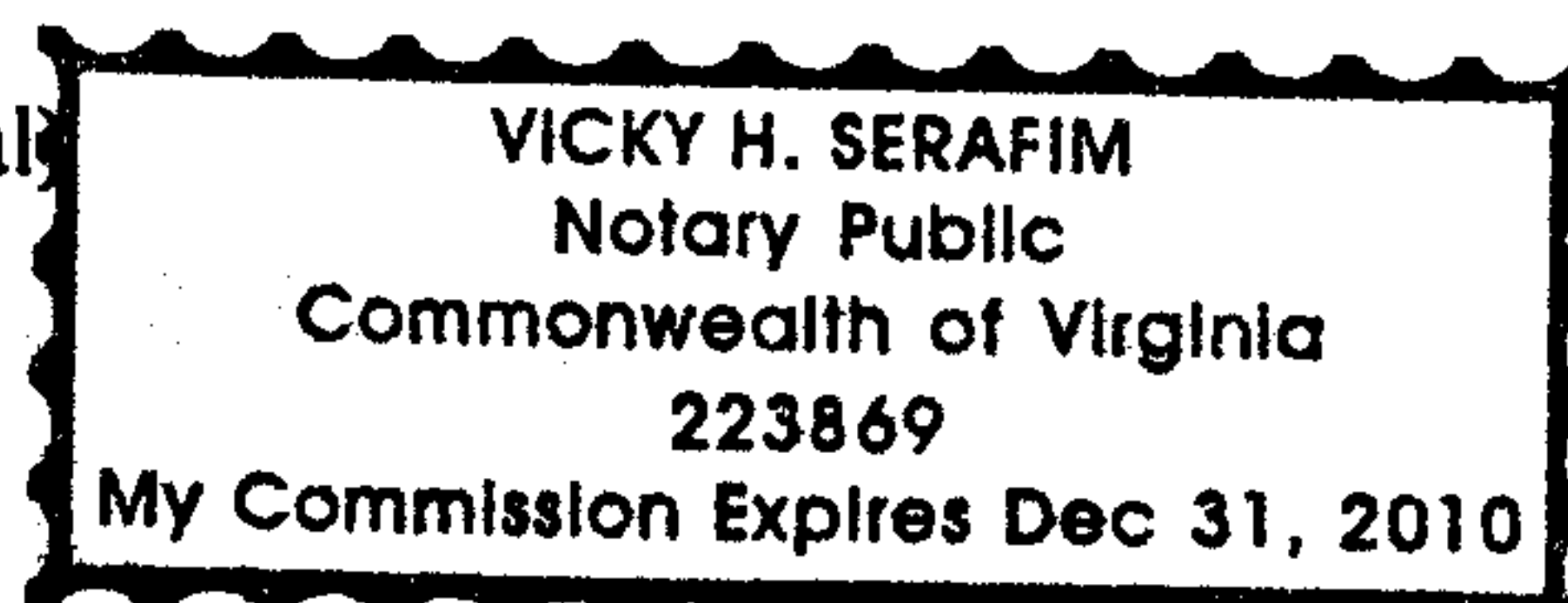
~~COUNTY OF~~ City of Richmond

The foregoing instrument was acknowledged before me this 22 day of June, 2010 by Annette Holman-Foreman, who is either () personally known to me, or () who provided as proof of identification.


Notary Public

My Commission expires: 12-31-2010

(Notary Seal)





20100722000233950 2/2 \$15.00
Shelby Cnty Judge of Probate, AL
07/22/2010 02:02:03 PM FILED/CERT

LEGAL DESCRIPTION
EXHIBIT "A"

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF SHELBY, STATE OF ALABAMA, AND IS DESCRIBED AS FOLLOWS:

Lot 13, Block 6, according to the amended map of Woodford, as recorded in Map Book 8, Page 51, A, B, C and D, in the Probate Office of Shelby County, Alabama.