

THIS INSTRUMENT WAS PREPARED BY:

R.W. Booker

Address: 600 North 18th Street

Birmingham, Alabama 35291-1135



20100825000273950 1/3 \$20.00  
Shelby Cnty Judge of Probate, AL  
08/25/2010 02:02:31 PM FILED/CERT

STATE OF ALABAMA  
SHELBY COUNTY

*Rec. 2nd*

*55231555*  
*80546*

SUBORDINATION OF RECORDED FINANCING STATEMENT

Alabama Power Company, a corporation, for good and valuable consideration, does hereby acknowledge and agree that its lien and security interest evidenced and secured by that certain UCC-1 financing statement bearing file instrument no. 20070910000423200 showing Sandra Howse the "Debtor," whether one or more) recorded in the office of the Judge of Probate of Shelby County, Alabama (the "Financing Statement"), shall be and hereby is subordinate in right of priority to the lien of that certain mortgage from the Debtor to Mortgage Electronic Registration Systems Inc., as nominee for Quicken Loans Inc. (the "Mortgagee"), recorded in the office of the Judge of Probate of Shelby County, Alabama at 2010, Book \* Page        (the "Mortgage"); provided, however, that such subordination shall be effective only to the extent that \$275,461.00 (the "Loan"), together with interest on the Loan and any amounts specifically secured by the Mortgage which are expended by the Mortgagee to protect or enforce Mortgagee's rights under the Mortgage with respect to the Loan (the "Superior Indebtedness"). As used herein, the term "Superior Indebtedness" shall be deemed to include any extensions, renewals, modifications and replacements of the Superior Indebtedness and any substitutions therefore; provided, however, that the term "Superior Indebtedness" shall not include any increases in the principal amount of the Loan. Alabama Power Company's lien and security interest evidenced and secured by the Financing Statement shall be superior in right of priority to the lien of the Mortgage to the extent that the Mortgage secures any indebtedness of the Debtor to the Mortgagee other than the Superior Indebtedness.

*\* 20100825000273940*

Notwithstanding anything expressed or implied herein, Alabama Power Company does not in any way release, waive or subordinate the debt relating to or secured by the Financing Statement, or any portion thereof or payments thereon.

The provisions of this Subordination Agreement are solely for the benefit of Alabama Power Company and the Mortgagee, and shall not be deemed to modify any of the agreements executed or delivered in connection with the Financing Statement or the Mortgage or to waive any of the rights of Alabama Power Company or the Mortgagee, as the case may be, thereunder as against the Debtor, nor shall it constitute or give rise to any defense, right of offset or counterclaim by the Debtor.

IN WITNESS WHEREOF, Alabama Power Company, a corporation, has caused these presents to be executed this 28th day of July, 2010.

*16555404*

Recording Requested by &  
When Recorded Return To:  
Indecomm US Recordings  
2925 Country Drive  
St. Paul, MN 55117

ALABAMA POWER COMPANY

By: *[Signature]*  
Its: Accounting Service Manager

*RW Booker*

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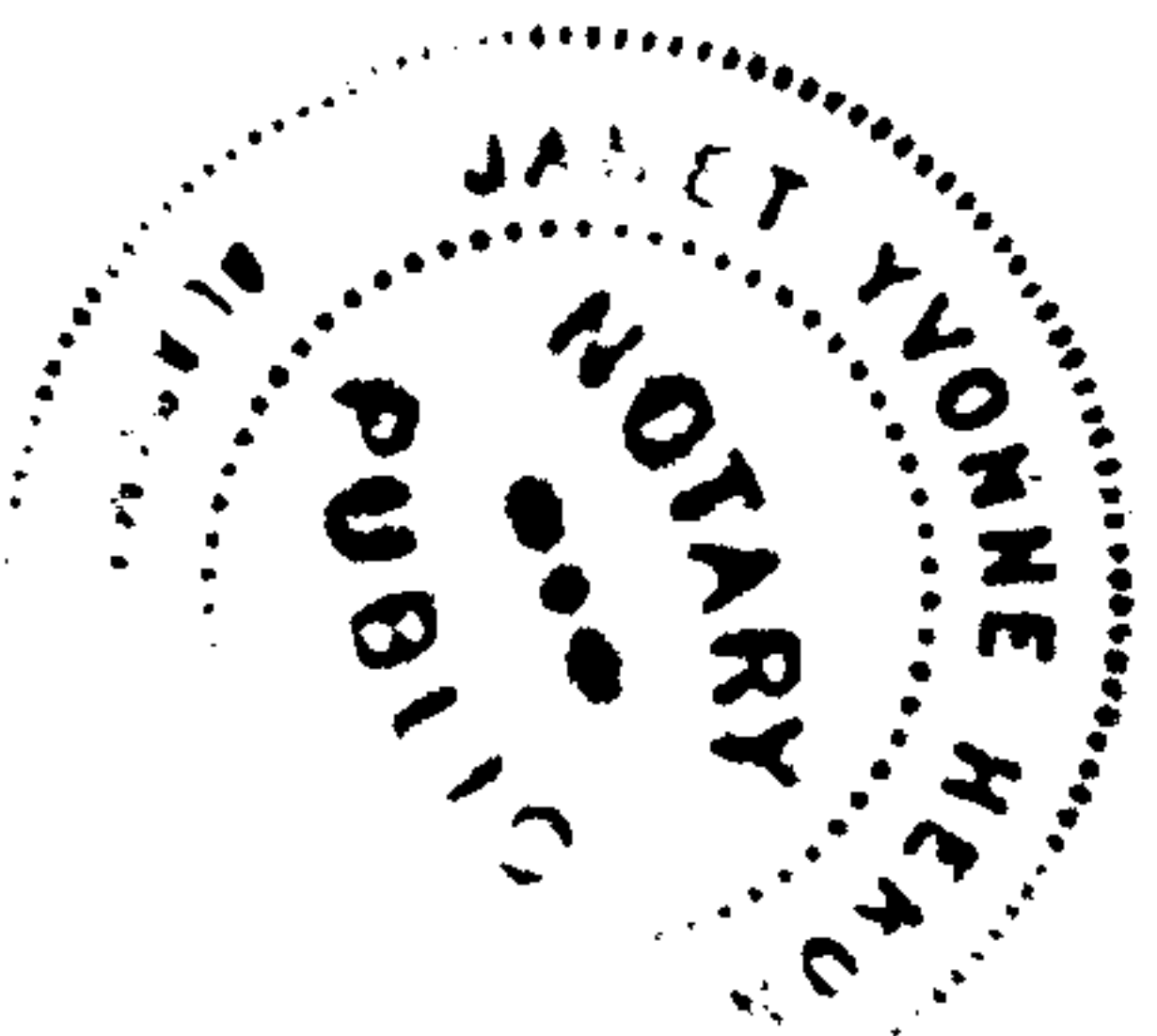
STATE OF ALABAMA )

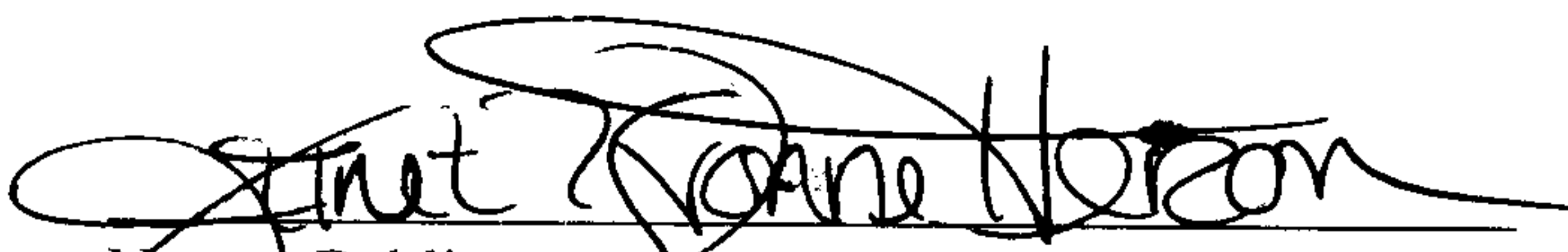
COUNTY OF SHELBY )


I, **Janet Yvonne Heron**, a Notary Public in and for said County in said State, hereby certify that **R.W. Booker** name as Accounting Service Manager Of Alabama Power Company, a corporation, 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 the instrument, (s) he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the **28th** day of **July 2010**.

(NOTARIAL SEAL)



  
Notary Public  
NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Dec 27, 2013  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

  
20100825000273950 3/3 \$20.00  
Shelby Cnty Judge of Probate, AL  
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## EXHIBIT A - LEGAL DESCRIPTION

Tax Id Number(s): 23-5-22-0-001-054.008

Land Situated in the County of Shelby in the State of AL

A PARCEL OF LAND SITUATED IN PAN IN THE NE 1/4 OF THE NW 1/4 AND PART IN THE NW 1/4 OF THE NE 1/4 OF SECTION 22, TOWNSHIP 21 SOUTH, RANGE 3 WEST, DESCRIBED AS FOLLOWS: COMMENCE AT THE NW CORNER OF THE NE 1/4 OF THE NW 1/4 OF SECTION 22 AND GO SOUTH 89 DEGREES 55 MINUTES 04 SECONDS EAST ALONG THE NORTH BOUNDARY OF SAID 1/4-1/4 SECTION FOR 1212.58 FEET; THENCE SOUTH 29 DEGREES 38 MINUTES 50 SECONDS WEST FOR 70.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG PREVIOUS COURSE FOR 220.60 FEET, THENCE SOUTH 47 DEGREES 58 MINUTES 00 SECONDS EAST FOR 591.40 FEET TO A POINT ON A CURVE ON THE NORTHERLY BOUNDARY OF HIGHWAY NO. 12, SAID CURVE HAVING A CENTRAL ANGLE OF 04 DEGREES 14 MINUTES 2 SECONDS AND A RADIUS OF 2912.00 FEET; THENCE NORTHEASTERLY ALONG SAID CURVE FOR 215.60 FEET; THENCE NORTH 47 DEGREES 56 MINUTES 30 SECONDS WEST FOR 651.39 FEET TO THE POINT OF BEGINNING; BEING SITUATED IN SHELBY COUNTY, ALABAMA.

Commonly known as: 1367 Butler Road , Alabaster, AL 35007

  
\*U01441100\*  
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