


THIS INSTRUMENT WAS PREPARED BY:

R.W. Booker

Address: 600 North 18th Street

Birmingham, Alabama 35291-1135

  
20100914000299460 1/3 \$19.00  
Shelby Cnty Judge of Probate, AL  
09/14/2010 11:24:17 AM FILED/CERT

STATE OF ALABAMA

SHELBY COUNTY

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. 20080603000224290 showing William G. & Louiseza M. Moore 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 Profolio Home Mortgage Company 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 \$258,600.00 (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. \* 20100914000299440

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 13th day of August, 2010.

ALABAMA POWER COMPANY

By:

Its: Accounting Service Manager



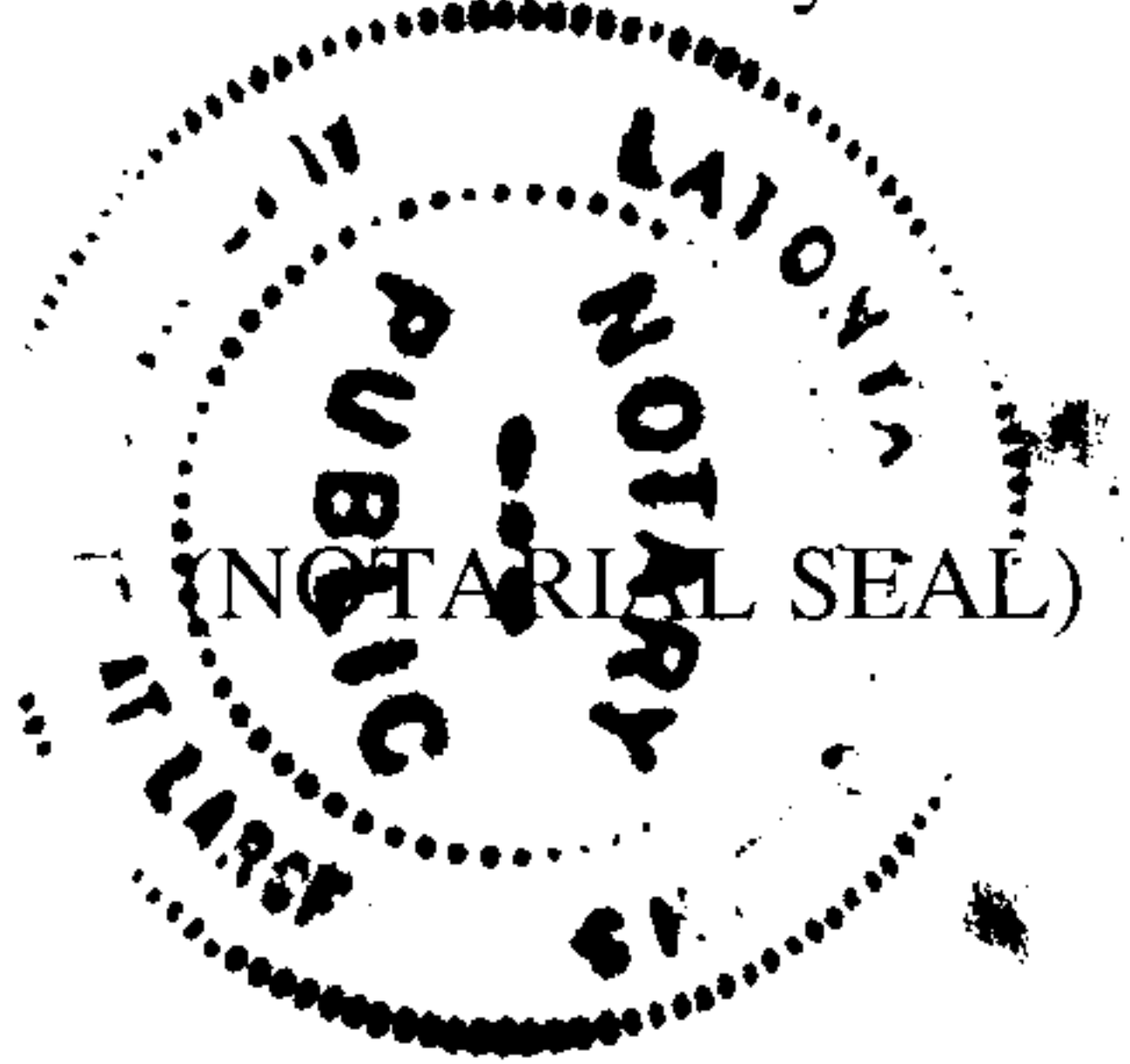
STATE OF ALABAMA )

COUNTY OF JEFFERSON )

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I, LaTonya Y. Hollins, 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 13th day of August 2010.



LaTonya Y. Hollins  
Notary Public



20100914000299460 3/3 \$19.00  
Shelby Cnty Judge of Probate, AL  
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**EXHIBIT "A"**

SITUATED IN THE COUNTY OF SHELBY, STATE OF ALABAMA AND BEING FURTHER  
DESCRIBED AS FOLLOWS, TO WIT:

LOT 40, ACCORDING TO THE SURVEY OF SOUTH POINTE, 9TH SECTOR, PHASE I, AS  
RECORDED IN MAP BOOK 16, PAGE 80 IN THE PROBATE OFFICE OF SHELBY COUNTY,  
ALABAMA.

SUBJECT TO ALL EASEMENTS, RESTRICTIONS AND RIGHTS OF WAY OF RECORD.

TAX ID NO: 13-3-05-0-001-001.040

BEING THE SAME PROPERTY CONVEYED BY DEED  
GRANTOR: BRYAN W. ANDERSON, HIS WIFE and CHRISTINA ANDERSON  
GRANTEE: WILLIAM G. MOORE and LOUISEZA M. MOORE, AS TENANTS IN  
COMMON  
DATED: 02/16/2004  
RECORDED: 03/19/2007  
DOC#/BOOK-PAGE: 200703190001

ADDRESS: 108 SOUTHVIEW DR, BIRMINGHAM, AL 35244

END OF SCHEDULE A

Return to:  
Advantage Title  
800 W. Belcher Rd, #100  
Clearwater, FL 33765