

THIS INSTRUMENT WAS PREPARED BY:

R.W. Booker

Address: 600 North 18th Street

Birmingham, Alabama 35291-1135



20101102000366710 1/3 \$19.00
Shelby Cnty Judge of Probate, AL
11/02/2010 01:46:28 PM FILED/CERT

STATE OF ALABAMA
SHELBY COUNTY

55350084 853524

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SUBORDINATION OF RECORDED FINANCING STATEMENT

* August 25, 2009

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. 20090825000326130 showing Ashley H. & Jessica R. Hendrix 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 MERS 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 \$167,000.00 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.

** Not to exceed

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 1st day of October, 2010.

* 20101102000366700

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

ALABAMA POWER COMPANY

76727140/2
RECORD 2nd

By: R.W. Booker
Its: Accounting Service Manager

STATE OF ALABAMA)

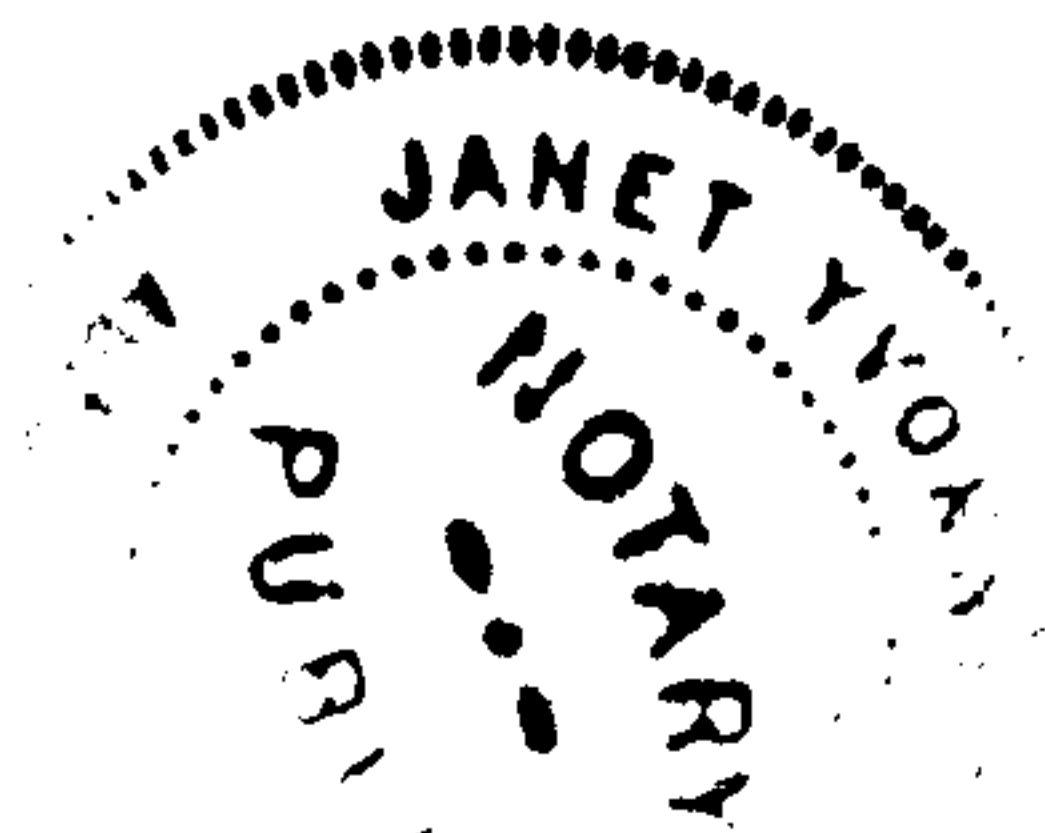
COUNTY OF SHELBY)

20101102000366710 2/3 \$19.00
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I, **Janet Y. 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 1st day of October, 2010.

(NOTARIAL SEAL)



Janet Y. Heron
Notary Public Janet Yvonne Heron

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

20101102000366710 3/3 \$19.00
Shelby Cnty Judge of Probate, AL
11/02/2010 01:46:28 PM FILED/CERT

EXHIBIT A - LEGAL DESCRIPTION

Tax Id Number(s): 136232001003078

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

LOT 32, ACCORDING TO THE RESURVEY OF THE DEARING DOWNS, 5TH SECTOR, AS RECORDED IN MAP BOOK 10, PAGE 71, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA, SITUATED IN SHELBY COUNTY, ALABAMA.

Commonly known as: 1403 Belmont Lane , Helena, AL 35080-4009



+U01597479+

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