



Prepared By: Gina Ponder

THE STATE OF ALABAMA)
 :
COUNTY OF SHELBY)

SUBORDINATION AGREEMENT

KNOW ALL MEN BY THESE PRESENT:

1. The undersigned ServisFirst Bank ("Bank") agrees that the mortgage lien and security interest granted to Bank on the real estate described on the attached Exhibit "A" and certain other property pursuant to that certain Mortgage dated February 6, 2009 from William M. and Patricia B. Foshee recorded in Instrument #20090218000057320, in the Office of the Judge of Probate of Shelby County, Alabama (the "Second Mortgage"), shall be second, subordinate and inferior to the mortgage lien and security interest granted to Bank pursuant to that certain Mortgage dated March 15, 2013, executed by William M. and Patricia B. Foshee to ServisFirst Bank, recorded in 20130408000144050, in the Office of the Judge of Probate of Shelby County, Alabama (the "First Mortgage"); provided however, such subordination shall extend only to the extent of the indebtedness secured by the First Mortgage as of the date hereof, and any extensions or renewals thereof.
2. Subject only to the subordination set forth in the immediately preceding paragraph, Bank shall have the right at all times to enforce the provisions of the Second Mortgage and all other documents and instruments executed in connection with the Second Mortgage in accordance with their respective terms.
3. This Subordination Agreement shall inure to the benefit of, and shall be binding upon, the respective successors and assigns of Bank and any assignees of the First Mortgage and the Second Mortgage.

IN WITNESS WHEREOF, Bank has caused this instrument to be executed by its duly authorized officer as set forth by its signature and seal on this 15th day of March, 2013.

SERVISFIRST BANK

Crystal Lee, Vice President [SEAL]
By: Crystal Lee, VP Retail Banking

THE STATE OF ALABAMA)
:
COUNTY OF Jefferson)

I, the undersigned authority, a Notary Public in and for said county and in said state, hereby certify that Crystal Lee, whose name as VP Retail Banking of ServisFirst Bank, an Alabama banking 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 said instrument, he/she as such officer, and with full authority, executed the same voluntarily for and in the act of said corporation.

Given under my hand and official seal this 15th day of March, 2013.

Debra Faye Woods

NOTARY PUBLIC

My Commission Expires: _____

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Dec 24, 2016
BONDED THRU NOTARY PUBLIC UNDERWRITERS



20130408000144050 2/2 \$15.00
Shelby Cnty Judge of Probate, AL
04/08/2013 12:29:42 PM FILED/CERT