

This Instrument Prepared by:  
Burt W. Newsome  
Newsome Law, L.L.C.  
P. O. Box 382753  
Birmingham, AL 35238  
(205) 747-1970

20151015000361530  
10/15/2015 12:38:50 PM  
SUBAGREM 1/5

STATE OF ALABAMA     §  
                                     §  
SHELBY COUNTY       §

### SUBORDINATION AGREEMENT

This Agreement entered into on this the 9th day of October, 2015, by and between USAmeriBank, ("Lender"), First Partners Bank ("Mortgage Holder"), Prickett Partners, LLLP ("Mortgagor") and C Prickett Properties, LLC, Margaret Crickett, LLC, John R. Prickett, Jr., and Cannon Prickett (collectively "Borrower").

#### W-I-T-N-E-S-S-E-T-H:

WHEREAS, heretofore Mortgagor has executed a Mortgage to First Partners Bank on the following described real property situated in Shelby County, Alabama, and more particularly described as follows:

Lot 14-A, according to the Final Plat Colonial Promenade Alabaster Lot 14 Subdivide, as recorded in Map Book 41, Page 5, in the Probate Office of Shelby County, Alabama.

Said Mortgage is of record in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument Number 20150610000194650 and secures a principal indebtedness of \$275,000.00; and

WHEREAS, USAmeriBank has agreed to extend credit to Mortgagor, provided Mortgagor give Lender a superior security position on the Property;

WHEREAS, First Partners Bank has agreed to subordinate its Mortgage to the Mortgage made to USAmeriBank in exchange for the payment of \$100,000.00 from Lender to Mortgagor.

NOW, THEREFORE, in consideration of the foregoing and in further consideration and as an inducement to Lender to extend credit to Mortgagor and in further consideration of \$100,000.00 in hand paid by USAmeriBank to First Partners Bank, First Partners Bank agrees as follows:

1. First Partners Bank agrees to and does hereby subordinate the Mortgage from Mortgagor to First Partners Bank as recorded in Instrument Number 20150610000194650, in the Office of the Judge of Probate of Shelby County, Alabama, to that certain Mortgage from Prickett Partners, LLLP to USAmeriBank in the principal amount of \$1,192,000.00, said Mortgage being recorded at Instrument Number 20151009000354720, in the Office of the Judge of Probate of Shelby County, Alabama.

2. All notices, requests, demands and other communications hereunder shall be in writing, shall be deemed to have been duly given and delivered upon personal delivery or if mailed, upon depositing such notice in the United States Mail first class postage prepaid to:

If to Mortgage Holder:

First Partners Bank  
2121 Highland Avenue South  
Birmingham, AL 35205

If to Lender:

USAmeriBank  
1100 Corporate Parkway  
Birmingham, AL 35238  
If to Mortgagor:

If to Mortgagor:

Prickett Partners, LLC  
P.O. Box 1599  
Eustis, FL 32727

Any party may change the address to which notices are to be delivered and such party, by notice given in accordance with this paragraph to the other party.

IN WITNESS WHEREOF, the parties have hereunto set their signatures by their duly authorized officers with full authority to be deemed effective on the day and year first above written.

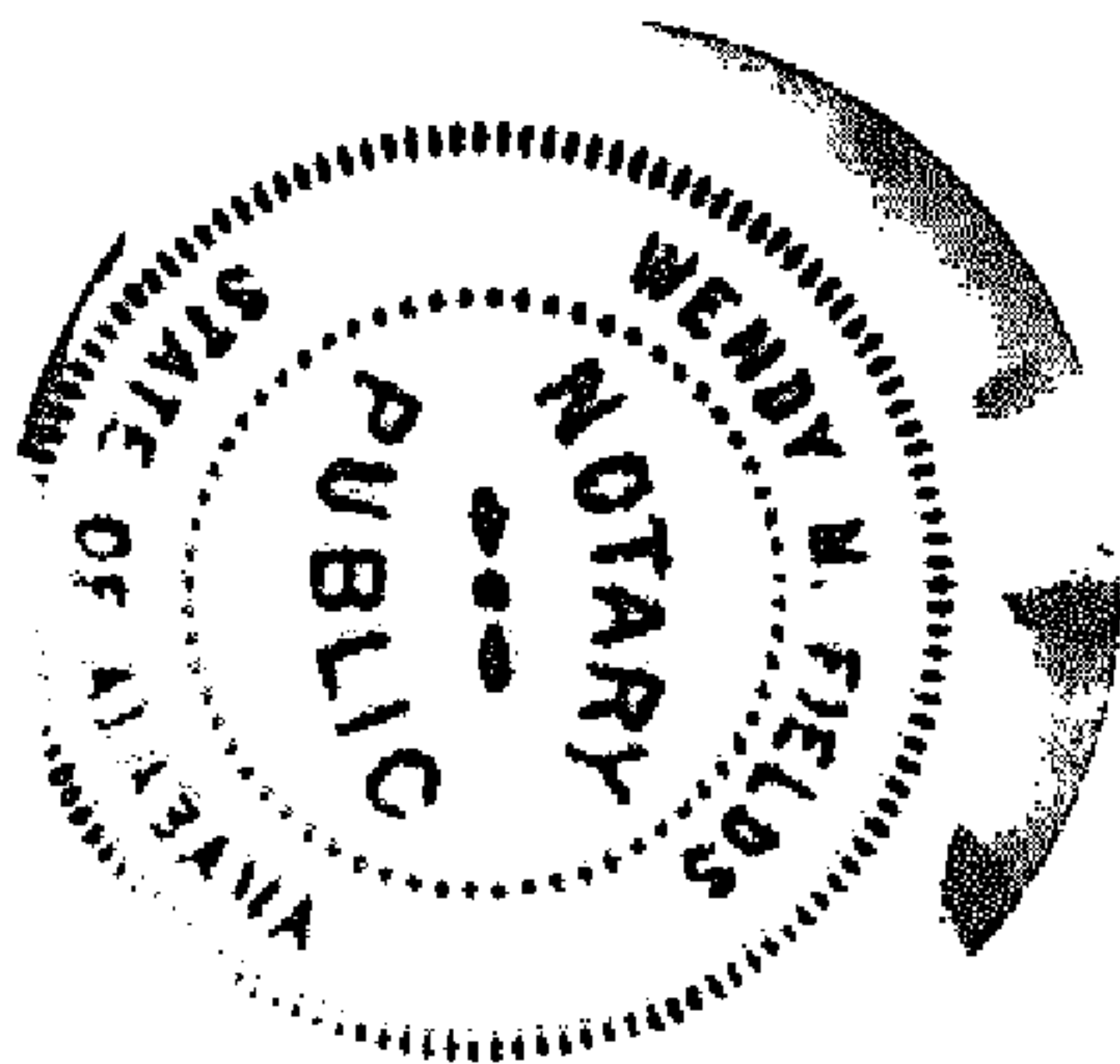
First Partners Bank

By: Jerrold Hines  
Its: VP Credit

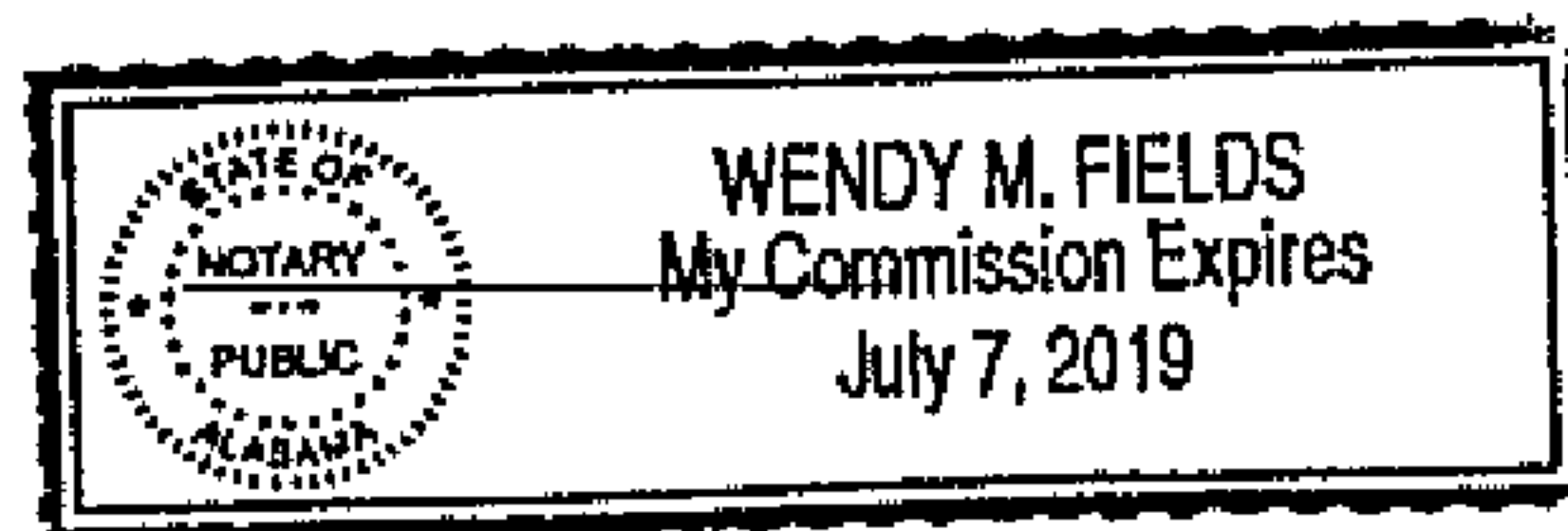
STATE OF ALABAMA §  
§  
Jefferson COUNTY § ss.

I, the undersigned authority, a notary public for the State of Alabama at large, hereby certify that Jerrold Hines, whose name as VP Credit of First Partners Bank 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 foregoing instrument, he/she executed the same voluntarily and with full authority, for and as the act of the said entity, as such Officer on the day the same bears date.

Given under my hand and official seal on this the 14<sup>th</sup> day of October, 2015.



Wendy M. Fields  
Notary Public for the  
State of Alabama at Large  
My Commission Expires:



USAmeriBank

By: [Signature]  
Its: Sr. Vice-President

STATE OF ALABAMA §  
§  
Shelby COUNTY § ss.

I, the undersigned authority, a notary public for the State of Alabama at large, hereby certify that Doug Williamson, whose name as Sr. Vice-President of USAmeriBank, 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 foregoing instrument, he/she executed the same voluntarily and with full authority, for and as the act of the said entity, as such Officer on the day the same bears date.

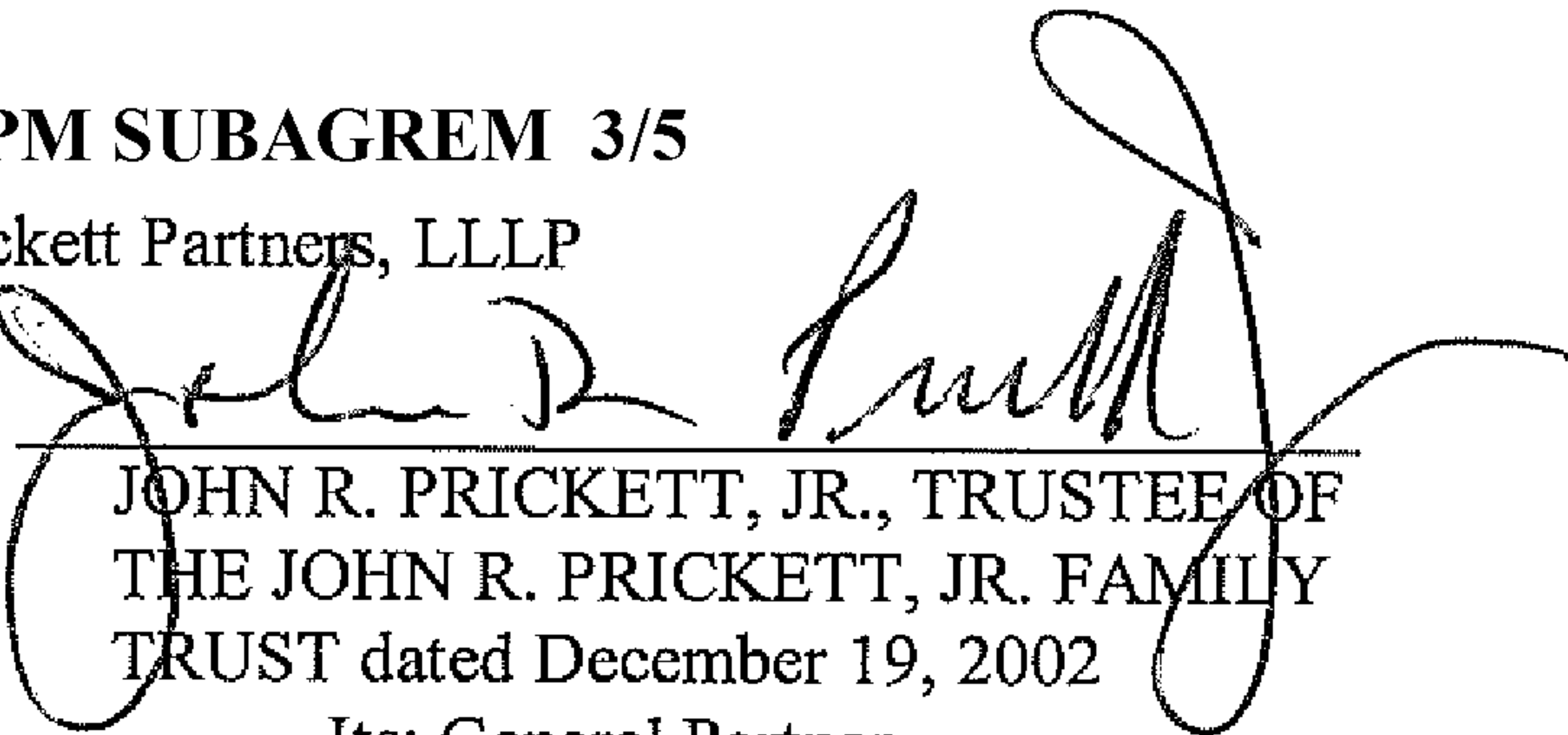
Given under my hand and official seal on this the 9<sup>th</sup> day of October, 2015.

[Signature]  
Notary Public for the  
State of Alabama at Large  
My Commission Expires:

Jennifer Choi  
Notary Public Alabama State at Large  
My Commission Expires October 4, 2016

Prickett Partners, LLLP


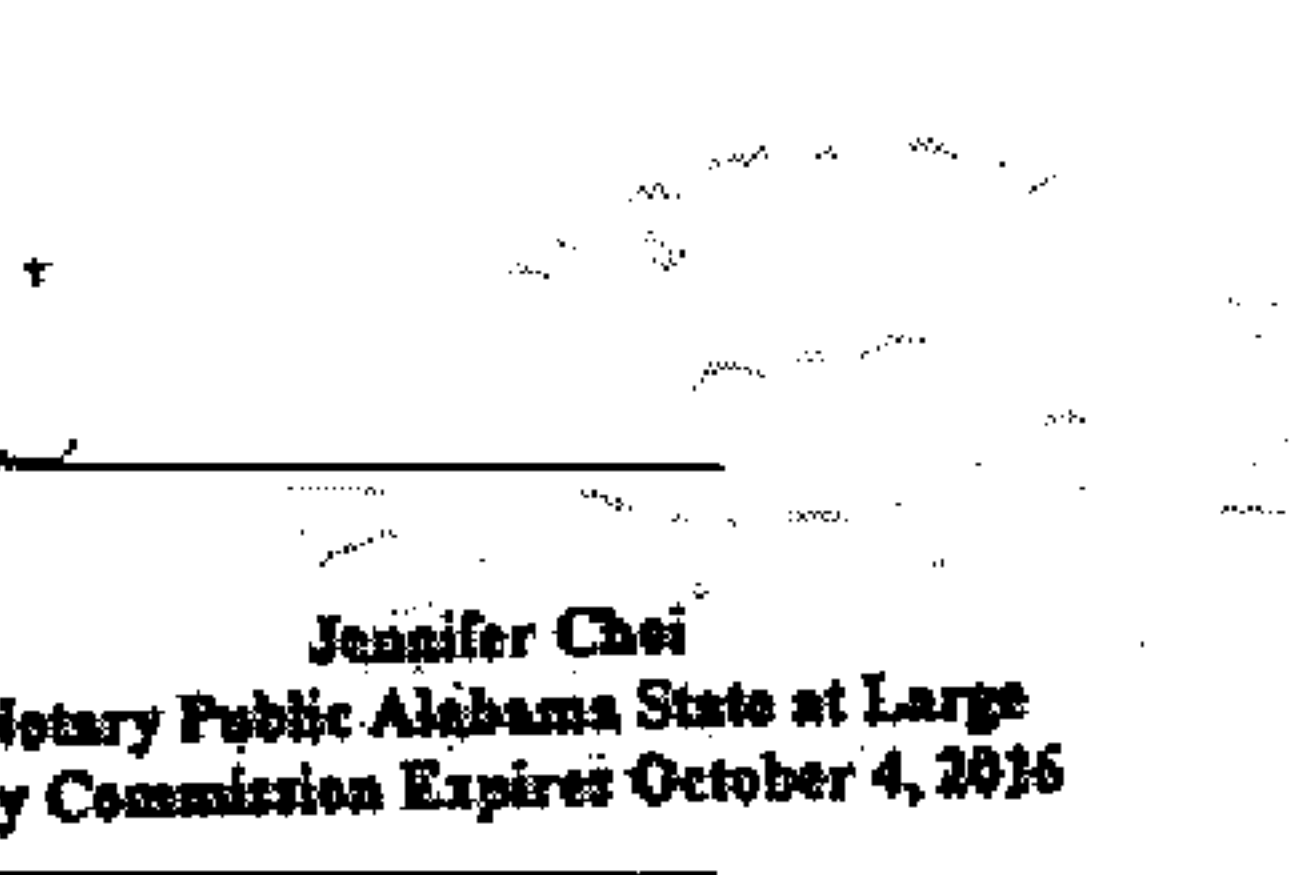
By:

  
JOHN R. PRICKETT, JR., TRUSTEE OF  
THE JOHN R. PRICKETT, JR. FAMILY  
TRUST dated December 19, 2002  
Its: General Partner

STATE OF ALABAMA §  
§  
Shelby COUNTY § ss.


I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that John R. Prickett, Jr., Trustee of the John R. Prickett, Jr. Family Trust dated December 19, 2002, whose name as General Partner of Prickett Partners, LLLP, a Florida limited liability limited partnership, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents od said instrument, he, as such officer, with full authority, executed the same voluntarily for and as the act of said limited liability limited partnership.

Given under my hand and official seal on this the 9<sup>th</sup> day of October, 2015.

  
Notary Public for the  
State of Alabama at Large  
My Commission Expires: October 4, 2016  
  
Jeniffer Choi  
Notary Public Alabama State at Large  
My Commission Expires October 4, 2016

Prickett Partners, LLLP


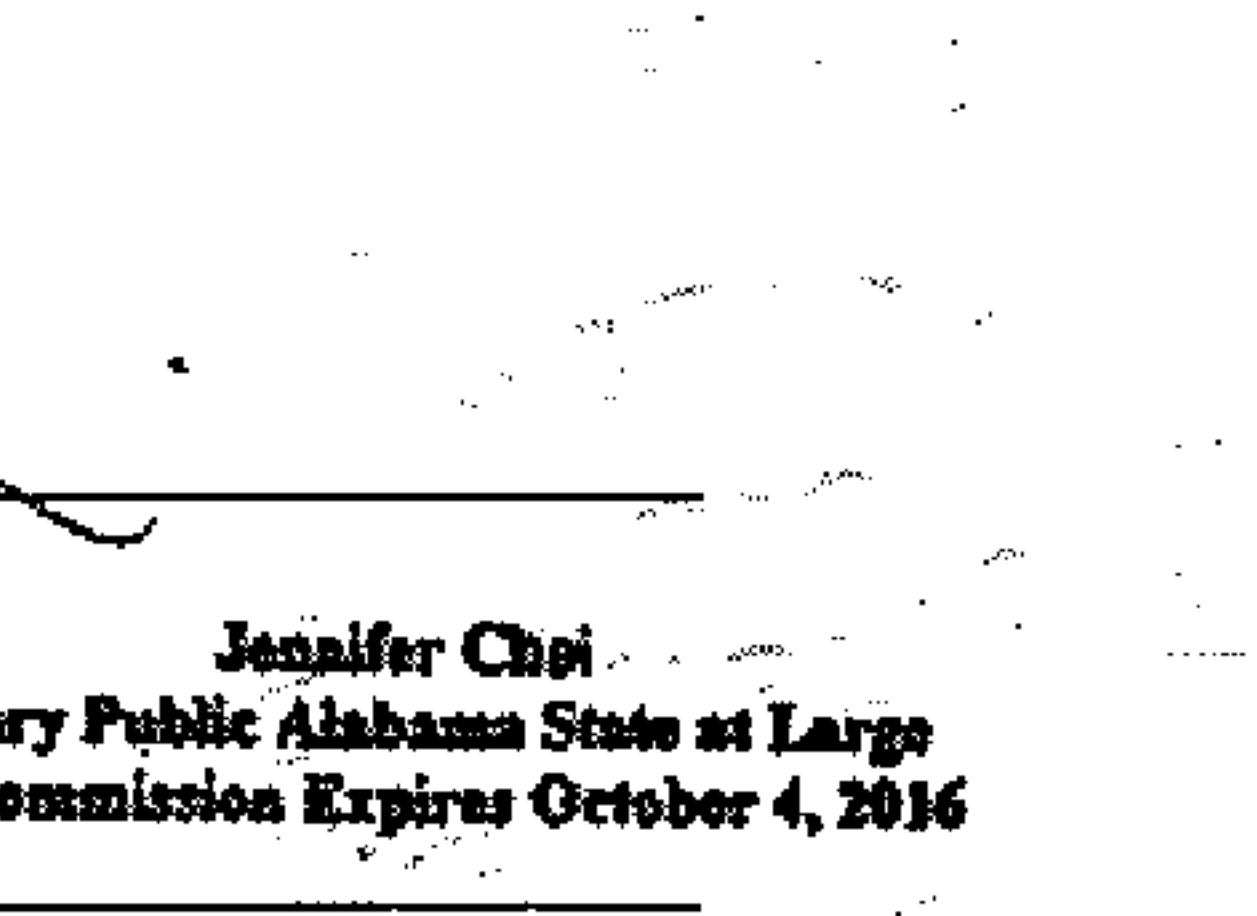
By:

  
CYNTHIA C. PRICKETT, TRUSTEE OF  
THE CYNTHIA C. PRICKETT FAMILY  
TRUST dated December 19, 2002  
Its: General Partner

STATE OF ALABAMA §  
§  
Shelby COUNTY § ss.

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Cynthia C. Prickett, Trustee of the Cynthia C. Prickett Family Trust dated December 19, 2002, whose name as General Partner of Prickett Partners, LLLP, a Florida limited liability limited partnership, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents od said instrument, she, as such officer, with full authority, executed the same voluntarily for and as the act of said limited liability limited partnership.

Given under my hand and official seal on this the 9<sup>th</sup> day of October, 2015.

  
Notary Public for the  
State of Alabama at Large  
My Commission Expires: October 4, 2016  
  
Jeniffer Choi  
Notary Public Alabama State at Large  
My Commission Expires October 4, 2016

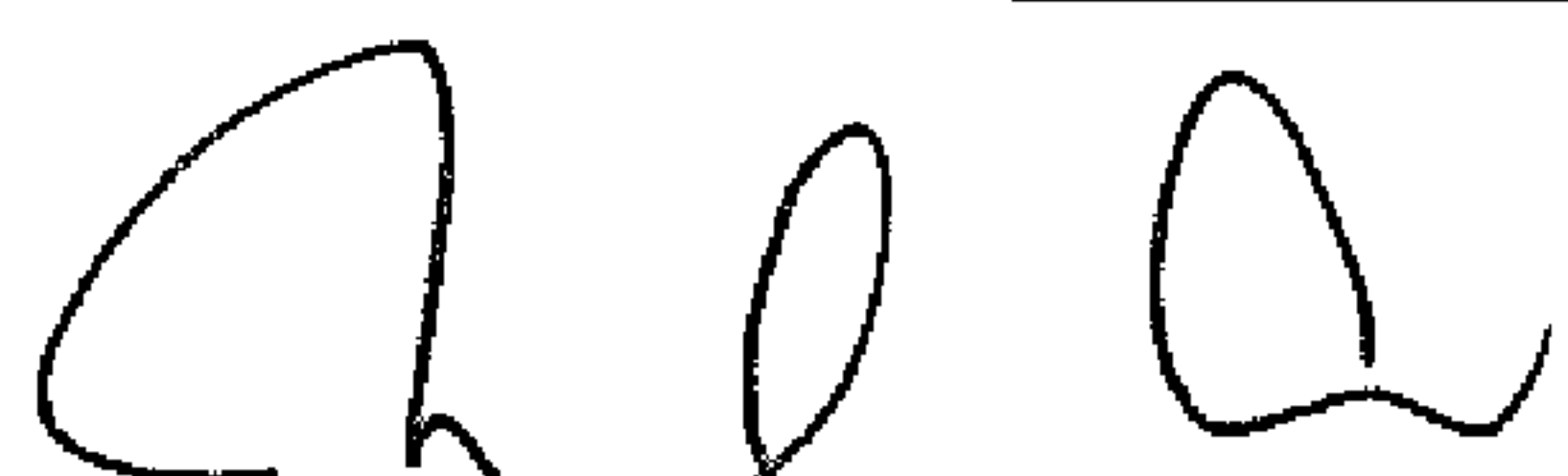
C Prickett Properties, LLC

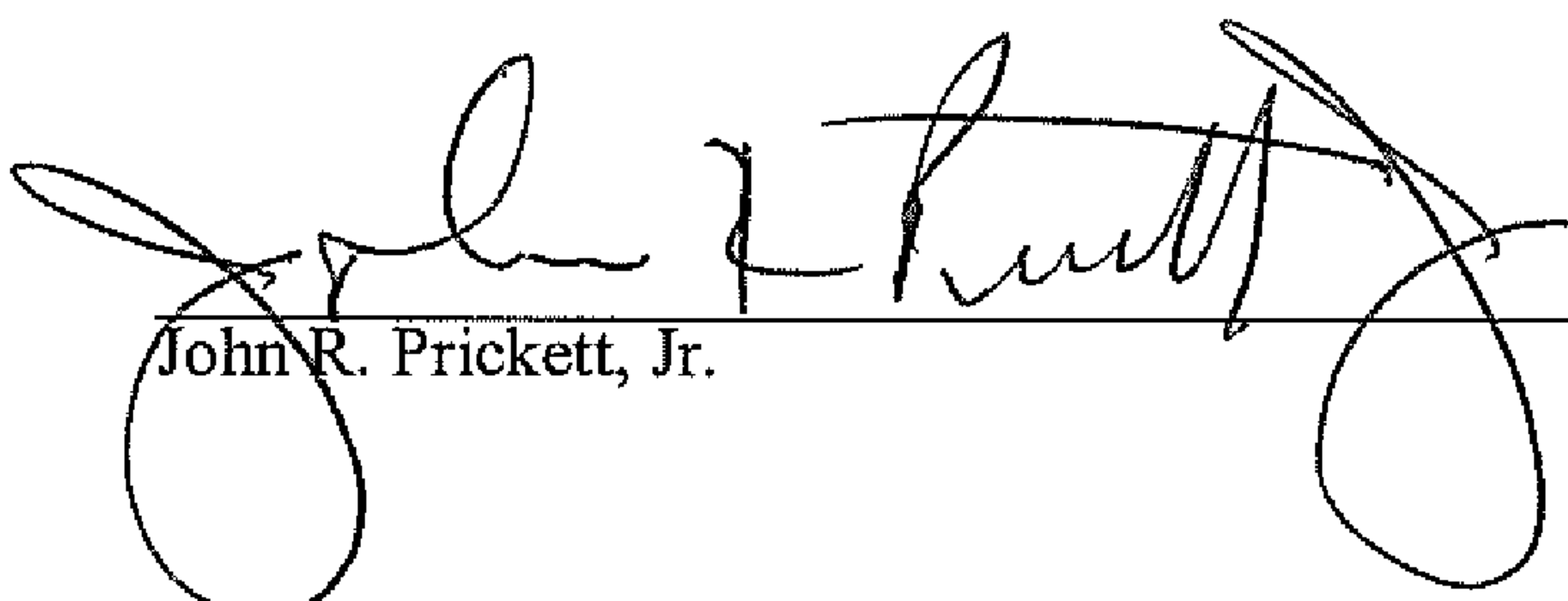
By:   
Its member

STATE OF ALABAMA §  
Shelby COUNTY § ss.

I, the undersigned authority, a notary public for the State of Alabama at large, hereby certify that Cannon Prickett, whose name as member of C Prickett Properties, LLC, 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 foregoing instrument, he/she executed the same voluntarily and with full authority, for and as the act of the said entity, as such Officer on the day the same bears date.

Given under my hand and official seal on this the 9th day of October, 2015.

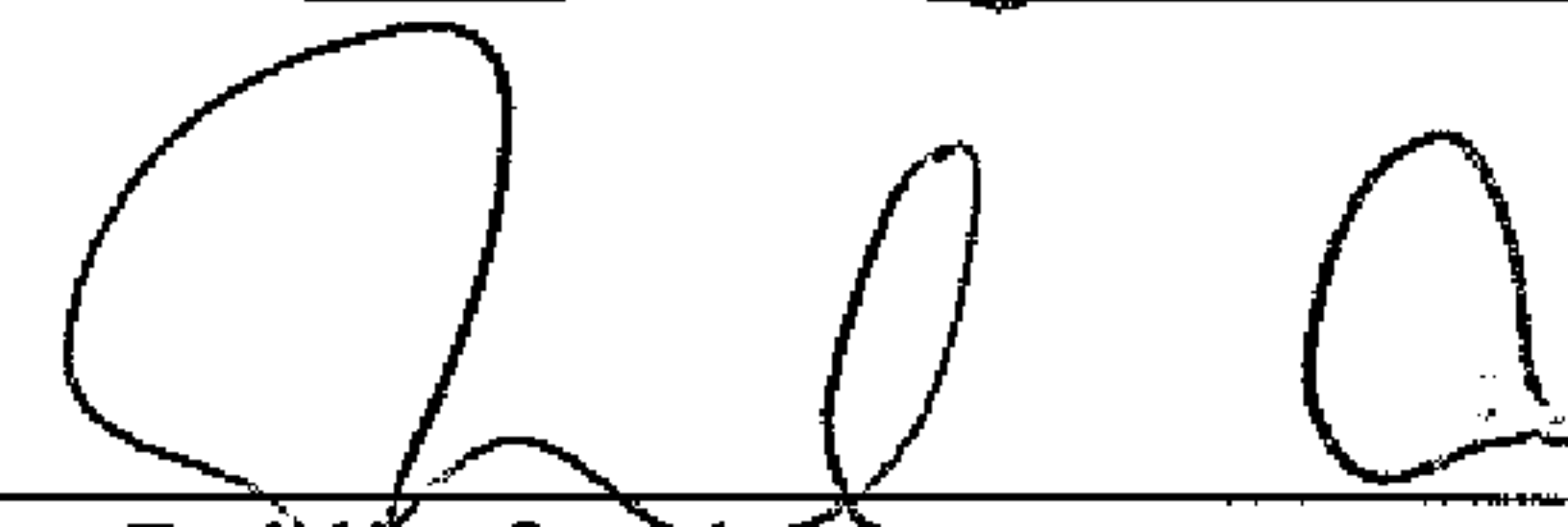
  
Notary Public for the  
State of Alabama at Large  
My Commission Expires: October 4, 2016

  
John R. Prickett, Jr.

STATE OF ALABAMA §  
Shelby COUNTY § ss.

I, the undersigned authority, a notary public for the State of Alabama at large, hereby certify that John R. Prickett, Jr., 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 foregoing instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 9th day of October, 2015.

  
Notary Public for the  
State of Alabama at Large  
My Commission Expires: October 4, 2016

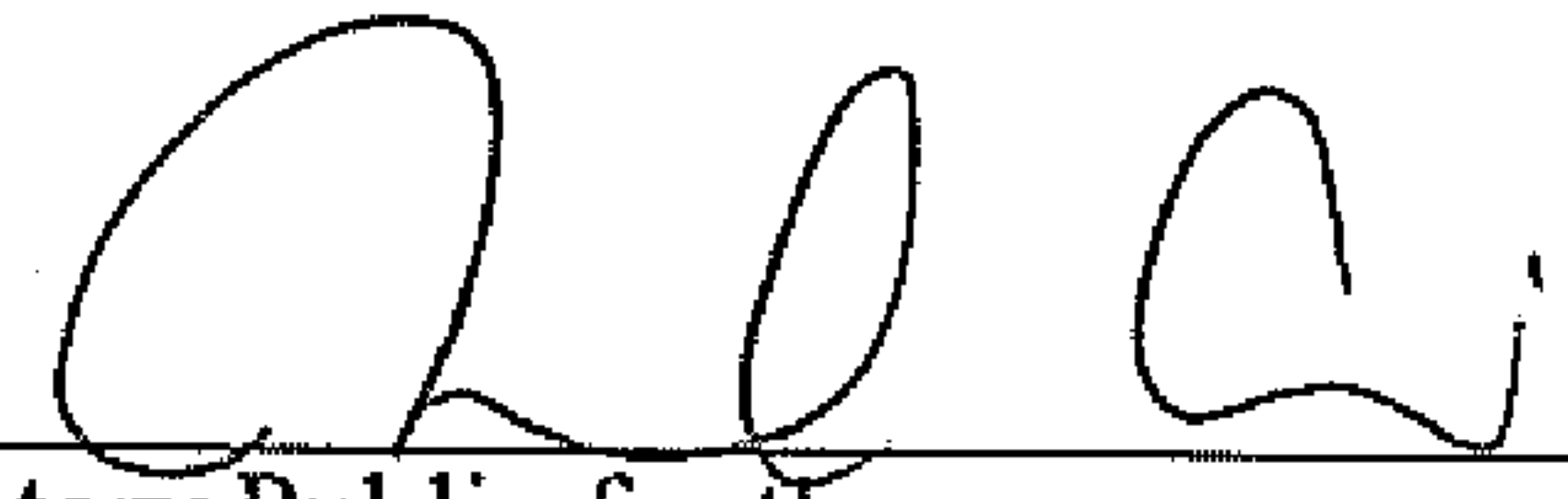


  
Cannon Prickett


STATE OF ALABAMA §  
§  
Shelby COUNTY § ss.

I, the undersigned authority, a notary public for the State of Alabama at large, hereby certify that Cannon Prickett, 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 foregoing instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 9<sup>th</sup> day of October, 2015.

  
Notary Public for the  
State of Alabama at Large  
My Commission Expires: October 4, 2016  
Jennifer Choi  
Notary Public Alabama State at Large  
My Commission Expires October 4, 2016

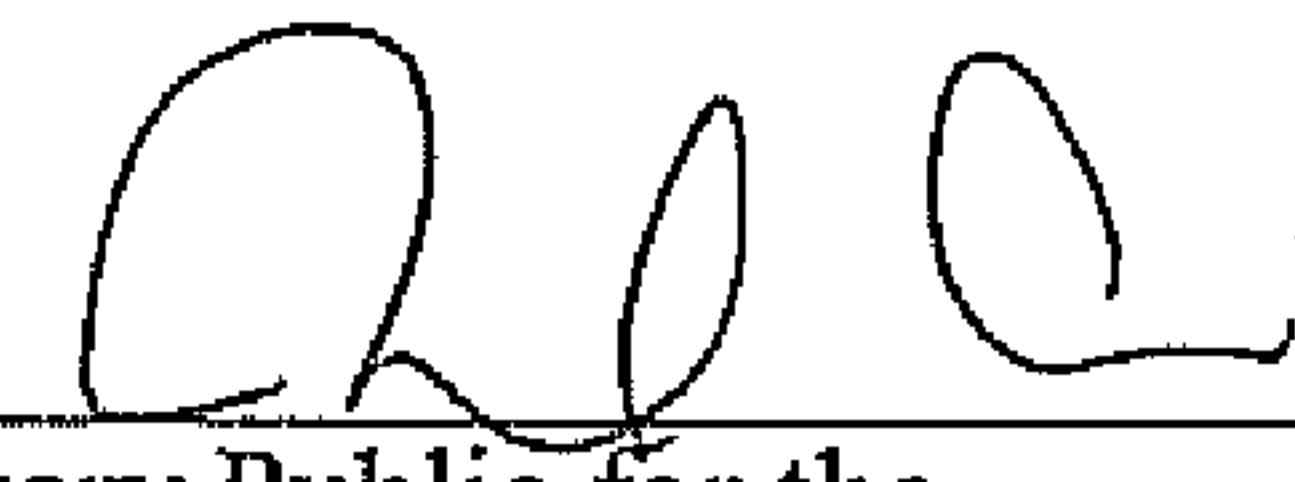
Margaret Crickett, LLC

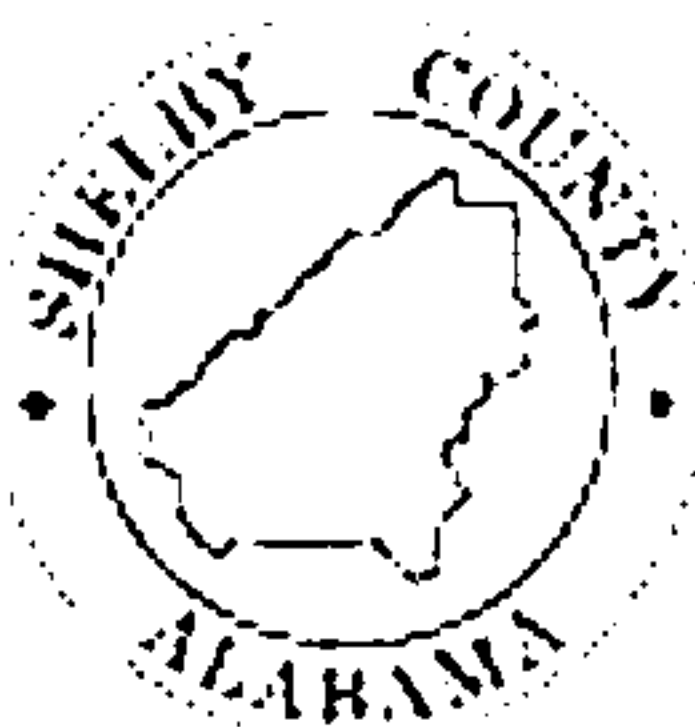
By:   
Its member

STATE OF ALABAMA §  
§  
Shelby COUNTY § ss.

I, the undersigned authority, a notary public for the State of Alabama at large, hereby certify that Cannon Prickett, whose name as member of Margaret Crickett, LLC, 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 foregoing instrument, he/she executed the same voluntarily and with full authority, for and as the act of the said entity, as such Officer on the day the same bears date.

Given under my hand and official seal on this the 9<sup>th</sup> day of October, 2015.

  
Notary Public for the  
State of Alabama at Large  
My Commission Expires: October 4, 2016  
Jennifer Choi  
Notary Public Alabama State at Large  
My Commission Expires October 4, 2016



Filed and Recorded  
Official Public Records  
Judge James W. Fuhrmeister, Probate Judge,  
County Clerk  
Shelby County, AL  
10/15/2015 12:38:50 PM  
\$26.00 CHERRY  
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