

T-272 P 02/02 F-973
BK 1514 PG 0330

Prepared by and return to:
FirstBank
7525 Winchester Road
Memphis, Tennessee 38125
901-863-5724

STATE MS - DESOTO CO. pa

JUN 6 3 28 PM '02

WAIVER OF PRIORITY

This indenture made and entered into this 14th day of April, 2002.

WITNESSETH:

BK 1514 PG 330
W.F. DAVIS CH. CLK.

WHEREAS a second mortgage deed of deed hereinafter referred to as the first mentioned trust deed was executed on December 17, 2001 by Jones Carwash, LLC, a Tennessee limited liability company to Glenn D. Everton, of Shelby County, Tennessee, Trustee, securing a certain indebtedness therein described which trust deed is recorded Book 1439, Page 0691 in the Chancery Court Clerk's Office of Desoto County, Mississippi, and

WHEREAS a trust deed has now been executed by Jones Carwash, LLC, a Tennessee limited liability company, which is hereinafter referred to as the second mentioned trust deed, dated April 24, 2002 to Mark Harris of Shelby County Tennessee for the benefit of FirstBank, 7525 Winchester Road, Memphis, Tennessee 38125 to secure a principal indebtedness of Six Hundred Eighty Eight Thousand Thirty Nine and 50/100 (\$688,039.50) Dollars therein described and interest, which trust deed is secured by the property therein described; and

WHEREAS, it is intended by this instrument to waive the priority of the lien of the first mentioned trust deed in favor of that of the second mentioned trust deed

NOW, THEREFORE, in consideration of the premises and of the sum of One Dollar in hand paid to the owner(s) of the indebtedness secured by the first mentioned trust deed, the receipt of which is hereby acknowledged, they, said owner(s) mentioned, hereby waive the priority of the lien of that trust deed and agree that the same shall be subject and subordinate to the lien of the second mentioned trust deed

EXECUTED on the day and year first above mentioned.


Brad Spence

STATE OF TENNESSEE
COUNTY OF Shelby

Personally appeared before me, the undersigned, a Notary Public in and for said State and County, duly commissioned and qualified, Brad Spence who acknowledged that he is the the within named bargainer, and who acknowledged that he executed and delivered the foregoing instrument for the purposes therein contained

WITNESS my hand and Notarial Seal at office this 14 day of MAY 2002


Notary Public

My Commission Expires 12-30-02

