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Apr-1319-09-702-042

This instrument was prepared by:  
Bank of America  
26 Executive Park #200  
Irvine, CA 92614-6740

After recording return to:  
Bank of America  
275 S. Valencia Avenue  
Brea, CA 92823  
Account #: 68181001206299

**Real Estate Subordination Agreement  
(Bank of America to Bank of America)**

This Real Estate Subordination Agreement ("Agreement") is executed as of 10/25/2002, by Bank of America, N.A., having an address of 26 Executive Park #200, Irvine, CA 92614-6740

("Subordinator"), in favor of Bank of America, N.A., having an address for notice purposes of 275 S. Valencia Avenue, Brea, CA 92823

("Bank of America").

**Whereas**, Subordinator is the owner and holder of, or creditor under, the indebtedness described in and secured by a security instrument (deed of trust, deed to secure debt or mortgage) dated 06/08/2001, executed by Leslie J. Kynett and Joanne Kynett, married to each other

and which is recorded in Volume/Book **601**, Page **5150**, and if applicable, Document Number 516771, of the land records of Douglas County, NV, as same may have been or is to be modified prior hereto or contemporaneously herewith (the "Senior Lien"), encumbering the land described therein (said land and such improvements, appurtenances and other rights and interests regarding said land, if any, as are described in the Senior Lien being called herein collectively, the "Property"); and

**Whereas**, Bank of America has been requested to make a loan, line of credit or other financial accommodation to Leslie J. Kynett and Joanne Kynett, married to each other (jointly and severally, "Borrower"), to be secured by, without limitation, either a deed of trust, deed to secure debt or mortgage (the "Junior Lien"), covering without limitation, the Property and securing the

indebtedness described therein including the payment of a promissory note, line of credit agreement or other borrowing agreement made by Borrower and/or others payable to the order of Bank of America in the maximum principal face amount of \$ 191,000.00 (the "Principal Amount"), including provisions for acceleration and payment of collection costs (the "Obligation"); the Junior Lien and the Obligation to contain such other terms and provisions as Bank of America and Borrower shall determine; and

**Now, Therefore,** for valuable consideration, Subordinator hereby subordinates the Senior Lien to Bank of America's Junior lien, subject to the terms of this Agreement. The Subordinator's Senior Lien is subordinated to Bank of America's Junior Lien only to the extent of the principal Amount of the Obligation and any amounts advanced pursuant to the terms of the Obligation or the security instrument for the payment of insurance premiums, taxes, costs of collection, protection of the value of the property or Bank of America's rights in the Property or foreclosure. All other rights of Subordinator now or hereafter existing in or with respect to the Property (including but not limited to all rights and to proceeds of insurance and condemnation) are hereby subordinated, and are and shall remain completely and unconditionally subordinate, to the Junior Lien and the rights of Bank of America regardless of the frequency or manner of renewal, extension, consolidation or modification of the Junior Lien or the Obligation.

This Agreement shall inure to the benefit of the Subordinator and Bank of America and their respective successors and assigns, including any purchaser(s) (at foreclosure or otherwise) of the Property or any part thereof, and their respective successors and assigns.

**Bank of America, N.A.**

By: *Maria Jung* 10/25/2002  
Date  
Its: Vice President

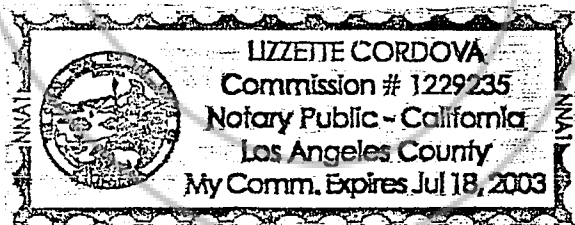
**Bank of America Acknowledgment:**

State/Commonwealth/District of California

County/City of Orange

On this the 25th day of October, 2002, before me, *Lizette Cordova, Notary Public*  
The undersigned officer, personally appeared Maria Jung,  
Who acknowledged him/herself to be the Vice President of Bank of America, N.A., and that (S)he, as such Maria Jung,  
Being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by him/herself as Vice President. In witness whereof I hereunto set my hand and official seal.

*Lizette Cordova*  
Signature of Person Taking Acknowledgment  
Commission Expiration Date: 7-18-03



DESCRIPTION

All that real property situated in the County of Douglas , State of Nevada, bounded and described as follows:

A Parcel of land located within a portion of the North one-half of the Southeast one-quarter of Section 9, Township 13 North, Range 19 East, MDM, Douglas County, Nevada, being more particularly described as follows:

BEGINNING at a 1/2" iron pipe and cap at the Northwesterly corner of the DeHart Parcel as shown on the Record of Survey for Sonia DeHart, Document No. 46263 of the Douglas County Recorder's Office and also being the Northwesterly corner of the Leslie J. and Joanne Kynett parcels recorded in Book 997 at Page 5120, Document No. 422516 of the Douglas County Records, said point bears N. 03°42'16" W., 694.04 feet from the Southeast one-sixteenth corner of Section 9, as shown on the record of Survey for the United States Forest Office, Document No. 2121937 of the Douglas County Recorder's Office, and being an aluminum cap stamped RLS 3209;

Thence N. 89°47'34" E., along the Northerly line of said DeHart Parcel, 214.18 feet to the Northeasterly corner thereof and being a 5/8" rebar and plastic cap tamped PLS 3090;

Thence S. 02°20'33" E., along the Easterly line of said DeHart Parcel, 100.08 feet to a 5/8" rebar and plastic cap stamped PLS3090;

Thence S. 89°49'53" W., 255.14 feet to a point on the Westerly line of said DeHart Parcel and being a 1/2" rebar;

Thence N. 20°14'51" E., along said Westerly Line, 106.56 feet to the POINT OF BEGINNING.

The above metes and bounds description appeared previously in that certain document recorded May 1, 2001 in Book 501, page 127 as Document No 513309 of Official Records.

\* \* \* \* \*

REQUESTED BY  
FIRST AMERICAN TITLE CO.

IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

2002 NOV -1 PM 3: 52

LINDA SLATER  
RECORDER

*SL* PAID *PL* DEPUTY

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