

SUBORDINATION AGREEMENT

This agreement made this 16TH day of JANUARY, 2003, by and between WACHOVIA BANK OF DE. N.A., party of the first part, and WACHOVIA BANK OF DE. N.A, party of the second part.

Whereas, the said party of the first part holds a Mortgage against KIMBERLEE A TARTER AND JOHN N TARTER, dated 10/07/02 in the original amount of \$75,000.00, recorded 10/17/02 as DOCUMENT #555112, in the public records of DOUGLAS County, and which is a lien upon said premises located at 1019 NOBLES COURT, MINDEN, NV 89423.

Whereas, the said party of the second part is making a loan in the principal amount not to exceed \$327,000.00 to KIMBERLEE A TARTER AND JOHN N. TARTER, intended to be recorded upon the said premises as noted above. (Loan # 8881625850)

Whereas, the said party of the second part desires to secure a lien upon the said premises prior to the lien of the Mortgage now held by the party of the first part.

Now, therefore, the said party of the first part hereby agrees that the lien of the above referenced Mortgage be and the same is hereby referenced, and further the said party of the second part, for itself, its successors and assigns, shall have a lien on the said mortgage premises prior to the mortgage lien of the said party of the first part, with the same effect as if the said mortgage of WACHOVIA BANK OF DE. N.A., in a principal sum not to exceed \$327,000.00, has been executed, delivered and recorded before the mortgage of WACHOVIA BANK OF DE. N.A.

WACHOVIA BANK OF DE.N.A.

Witness: [Signature]

By: [Signature]

Witness: \_\_\_\_\_

As: [Signature]

State of:

County of:

On this 16th day of January, 2003, before me personally appeared Jan Capone, who acknowledged himself/herself to be the Officer of Wachovia mtg, a corporation of the state of North Carolina, and that as such officer, being authorized to do so, executed the foregoing instrument for the purpose therein contained.

REQUESTED BY Old Republic Natl Title  
IN OFFICIAL RECORDS OF  
DOUGLAS CO NEVADA

[Signature]  
Notary Public

2003 FEB -4 PM 1: 00

My Commission Expires: 7-5-2005

WERNER CHRISTEN  
RECORDER

SEAL

\$ 14.00 PAID K2 DEPUTY

0566204

BK0203PG00947