

Tax/Parcel Identification No.: 1318-09-811-002  
RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:  
Charles Schwab Bank, NA  
4001 Leadenhall Road  
Mt. Laurel, New Jersey 08054  
Mail Stop : DC  
Loan No: 0061885554/0026696252  
159-2009034585



**SUBORDINATION AGREEMENT**

WHEREAS, Charles Schwab Bank, NA, ("CSB"), whose address is 3000 Leadenhall Road, Mt. Laurel, NJ 08054, is the holder of record of the following described Deed of Trust/Security Deed ("Security Instrument"), covering that certain property in Douglas County, State of Nevada, described in Exhibit A attached hereto and made a part hereof (the "Premises"):

(1) Security Instrument executed by David W. Fairbank, husband and Darlene E. Fairbank, Wife, dated February 5, 2004 to secure a loan in the amount of \$66,300.00 in favor of CSB, which Security Instrument was recorded on February 23, 2004, as Document/Instrument No. 0605380, as Book 0204 Page 09619 in the public records of said County (the "First Security Instrument");

(2) Security Instrument executed or to be executed by David W. Fairbank, husband and Darlene E. Fairbank, Wife, to be recorded concurrently herewith in public records of said County, to secure a loan in the amount of \$303,500.00 in favor of CSB (the "Second Security Instrument"); and

WHEREAS, CSB desires to establish the priority of its two liens and desires to establish the Second Security Instrument as a first lien on the Premises and to subordinate the lien of the First Security Instrument to the lien of the Second Security Instrument.

NOW THEREFORE, CSB subordinates the lien of the First Security Instrument to the lien of the Second Security Instrument and declares that the Second Security Instrument shall be a first lien on the Premises and shall be entitled to the same rights and privileges, both in law and equity, as it would have had if the Second Security Instrument had been executed, delivered and recorded prior to the First Security Instrument.

Executed this 16th day of June, 2009.

IN THE PRESENCE OF

[Signature]  
Witness Signature

UGA B. HUNT  
Printed Name

[Signature]  
Witness Signature

Robin Stephens  
Print Name


CHARLES SCHWAB BANK, NA  
By: PHH Mortgage Corporation, Authorized Agent

By: [Signature]  
Name: WILLIAM BRIAN TRIGUE  
Title: Vice President



STATE OF FLORIDA  
COUNTY OF DUVAL

The foregoing instrument was acknowledged before me this 16th day of June, 2009, by William Brian Teague, Vice President, of PHH Mortgage Corporation, the duly authorized agent of Charles Schwab Bank, NA, on behalf of the corporation. He is personally known to me.

  
\_\_\_\_\_  
Name:  
Notary Public, State of Florida  
Commission No.:  
My Commission Expires:



*COPIES*



**EXHIBIT "A"**

**LEGAL DESCRIPTION**

**LOT 2, BLOCK 4, AS SHOWN ON THE MAP OF ZEPHYR HEIGHTS SUBDIVISION  
FILED FOR RECORD OCTOBER 6, 1946, IN THE OFFICE OF THE COUNTY RECORDER  
OF DOUGLAS COUNTY, STATE OF NEVADA, DOCUMENT NO. 5160.**

