

OFFICIAL RECORD

Requested By:  
ROWE & HALES LLP

APN: 1418-02-410-001

Douglas County - NV  
Karen Ellison - Recorder

WHEN RECORDED, MAIL TO:

Page: 1 Of 11 Fee: 49.00  
BK-1209 PG- 3504 RPTT: 0.00

Michael Smiley Rowe  
11638 Esmeralda Ave  
Minden, NV 89423



The undersigned hereby affirms that this document, including any exhibits, submitted for recording does not contain the social security number of any person or persons. (Per NRS 239B.030)

**SUBORDINATION AGREEMENT**

**NOTICE: THIS SUBORDINATION AGREEMENT RESULTS IN YOUR SECURITY INTEREST IN THE PROPERTY BECOMING SUBJECT TO AND OF LOWER PRIORITY THAN A LATER RECORDED EASEMENT AND MAINTENANCE AGREEMENT.**

THIS SUBORDINATION AGREEMENT ("Agreement") is made as of this 9<sup>TH</sup> day of December, 2009, by Patrick K. Willis as Trustee of the Patrick K. Willis Family Trust dated March 28, 2000 ("Owner"); and Chase Home Finance/JP Morgan Chase Bank, N.A. ("Beneficiary"), present owner and holder of the deed of trust and note hereinafter described.

**RECITALS:**

A. Owner executed a deed of trust (the "Deed of Trust") to California Reconveyance Company, a California corporation, as trustee, for the benefit of Beneficiary, encumbering all that certain real property (the "Property") situate in Douglas County, State of Nevada, described in Exhibit "A" attached hereto and by this reference incorporated herein (the "Property"), to secure a note (the "Note") in the original principal amount of FOUR MILLION NINE HUNDRED THOUSAND AND NO/100THS (\$4,900,000.00), in favor of Beneficiary, which Deed of Trust was recorded June 6, 2006, as Document No. 676707, Official Records of said county.

B. Subsequent to the recording of the Deed of Trust, Owner and Paul Flynn caused to be recorded, the easement grants described in Exhibit "B" hereto (collectively "Easement Grants") encumbering a portion of the Property. EASEMENT DESCRIBED IN EXHIBIT "C".

C. The parties hereto desire that the Deed of Trust be subordinated to the rights created by the Easement Grants and that the Easement Grants become, and at all times remain senior in priority to, the Deed of Trust.

D. It is the mutual benefit of all parties that the Easement Grants be unconditionally prior and superior to the lien or charge of the Deed of Trust:

NOW, THEREFORE, in consideration of the mutual benefits accruing to the parties hereto and other valuable consideration, the receipt and sufficiency of which consideration is hereby acknowledged, it is hereby declared, understood and agreed as follows:

- (1) That the Deed of Trust is hereby unconditionally subordinated to the Easement Grants and that the Easement Grants are by this Subordination Agreement, and shall remain at all times, an encumbrance on the Property prior and superior to the lien or charge of the Deed of Trust.
- (2) An endorsement has been placed upon the Note that the Deed of Trust has by this Subordination Agreement been subordinated to the Easement Grants.

This Subordination Agreement may be signed in any number of counterpart originals, all of which shall constitute one document.

[Signature page follows.]

IN WITNESS WHEREOF, this Subordination Agreement is made as of the date first above written.

Owner:

*PK Willis*  
Patrick K. Willis, as trustee of the  
Patrick K. Willis Family Trust  
dated March 28, 2000

Beneficiary:

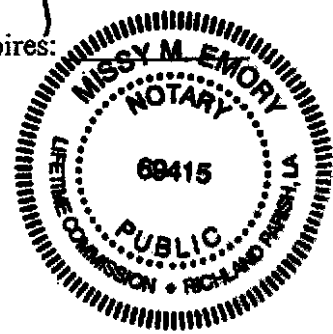
JPMORGAN CHASE BANK NATIONAL ASSOCIATION SUCCESSOR IN INTEREST FROM THE FEDERAL DEPOSIT OF INSURANCE CORPORATION, AS RECEIVER FOR WASHINGTON MUTUAL BANK FORMERLY WASHINGTON MUTUAL BANK, F

By: *Lisa Ferrington*  
Name: LISA FERRINGTON  
Title: VICE PRESIDENT

STATE OF LA )  
County of OUACHITA PARISH )

This instrument was acknowledged before me on NOVEMBER 24, 2009, by Lisa Ferrington, as Vice President of JPMORGAN CHASE BANK, NATIONAL ASSOCIATION SUCCESSOR IN INTEREST FROM THE FEDERAL DEPOSIT OF INSURANCE CORPORATION, AS RECEIVER FOR WASHINGTON MUTUAL BANK FORMERLY WASHINGTON MUTUAL BANK, FA

*Missy M. Emory*  
Notary Public  
My Commission Expires:



STATE OF California )  
County of El Dorado )

This instrument was acknowledged before me on Dec. 8, 2009, by  
Patrick K. Willis as Trustee, of



Rachelle Randolph  
Notary Public  
My Commission Expires: 10/3/2010

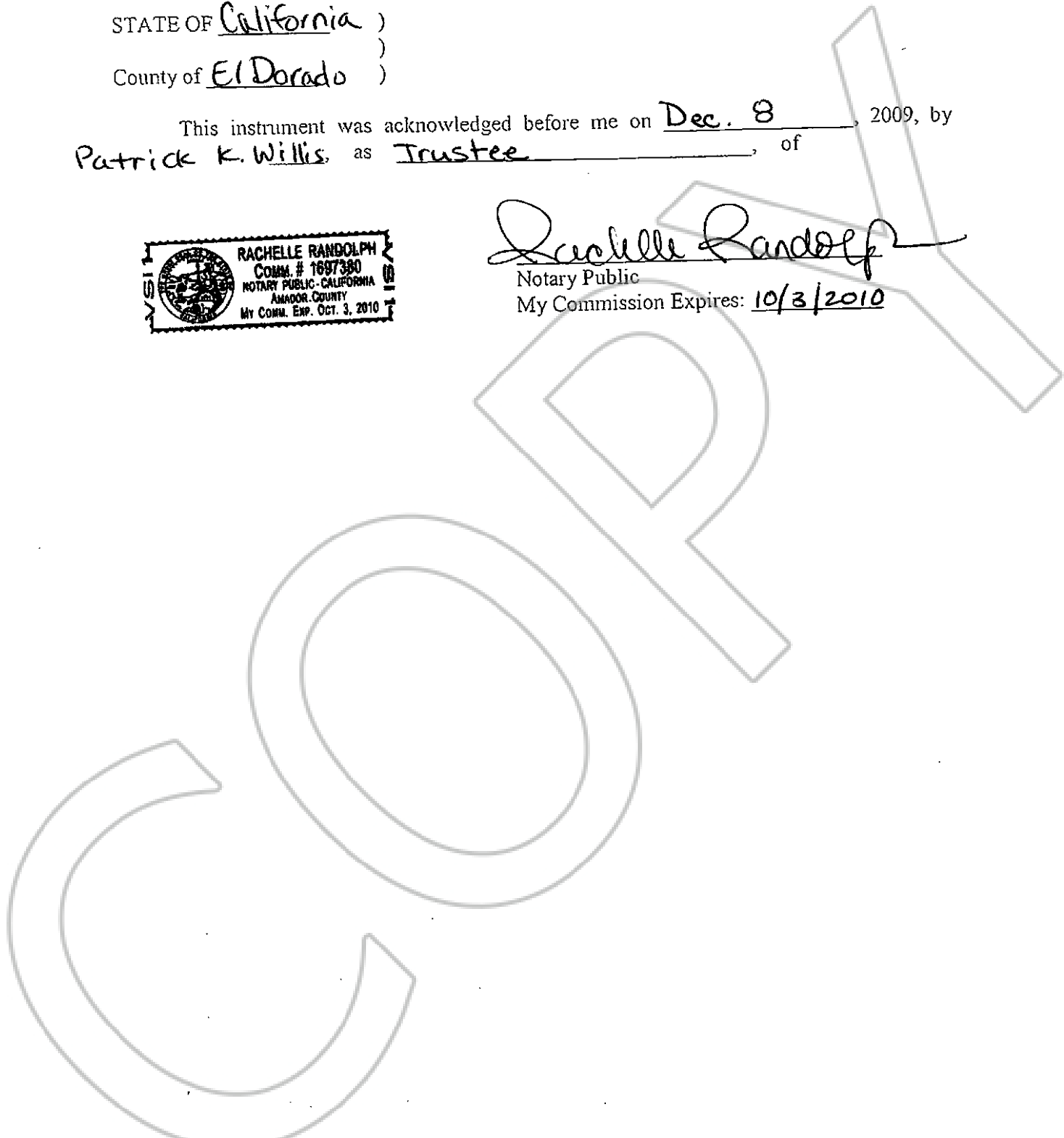




Exhibit "A"  
Legal Description

(See attached.)

COPY

- 2) S. 89°47'27" W., 391.25 feet;
- 3) S. 26°21'25" E., 173.39 feet;
- 4) N. 40°17'16" W., 100.92 feet;
- 5) N. 35°20'53" W., 50.90 feet;
- 6) N. 11°11'18" W., 121.08 feet;
- 7) N. 14°20'33" W., 99.56 feet;
- 8) N. 80°38'10" E., 465.80 feet;
- 9) N. 00°33'30" E., 34.54 feet;
- 10) N. 88°22'24" E., 166.88 feet;
- 11) N. 47°56'17" E., 177.11 feet;
- 12) S. 64°30'20" E., 87.74 feet;
- 13) S. 25°47'36" E., 134.29 feet;
- 14) S. 31°08'54" W., 108.51 feet;
- 15) S. 03°16'02" W., 151.90 feet;
- 16) N. 89°46'38" E., 787.22 feet;
- 17) S. 00°26'30" W., 261.00 feet;
- 18) S. 89°46'38" W., 1133.10 feet to the POINT OF BEGINNING;

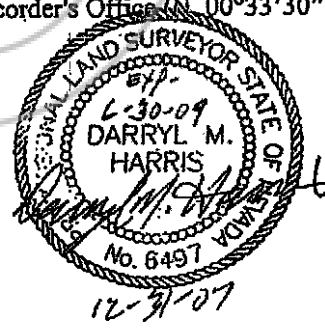
Containing 499,122 Square Feet (11.458 Acres) more or less.

Basis Of Bearing

The Westerly line of said Section 2 as shown on the Third Record of Survey for George W. Gillemot, Trustee for the George W. Gillemot Family Trust (Property Line Adjustment), Document No.265676 of the Douglas County Recorder's Office (N. 00°33'30" E.)

PREPARED BY:

Darryl M. Harris, P.L. S. #6497  
Resource Concepts, Inc.  
P.O. Box 11796  
Zephyr Cove, NV 89448  
(775) 588-7500



**Exhibit "B"**  
**Easement Grants**

The following described documents recorded in the official records of the County Recorder of Douglas County, Nevada, on August 20 2009:

Document Title	Document Number
Utilities Easement wherein Patrick K. Willis, as trustee of the Patrick K. Willis Family Trust dated March 28, 2000 is the Grantor and Paul P. Flynn is Grantee.	0749228
Reciprocal Grant of Non-Exclusive Easements by and among Paul F. Flynn, Nevada Business Investments, LLC, a Nevada limited liability company, and Patrick K. Willis, as trustee of the Patrick K. Willis Family Trust dated March 28, 2000.	0749236
Access and Utility Easement where Patrick K. Willis, as trustee of the Patrick K. Willis Family Trust dated March 28, 2000 is the Grantor and Paul P. Flynn is the Grantee.	0749235

Exhibit "C"  
Easement Area

A portion of land within the Southwest one-quarter of the Southwest one-quarter of Section 2, Township 14 North, Range 18 East, MDM, Douglas County, Nevada, for private utility easement purposes being more particularly described as follows:

EASEMENT #1:

BEGINNING at a point on the Southerly line of Parcel 3-A, as shown on the Third Record of Survey for George W. Gillemot, Trustee for the George W. Gillemot Family Trust (Property Line Adjustment), Document No. 265676 of the Douglas County Recorder's Office, which bears N. 89°46'39" E., 115.88 feet from the Southwest corner of said Section 2;

thence N. 18°46'23" W., 39.33 feet;

thence N. 24°15'07" E., 27.14 feet to a point on the Southerly line of the Orchard House Parcel;

thence N. 86°57'14" E. along said Southerly line, 21.68 feet;

thence continuing along said Southerly line, 40.30 feet along the arc of a curve to the right, having a central angle of 10°29'44" and a radius of 220.00 feet, (chord bears S. 87°47'31" E., 40.24 feet);

thence S. 47°08'57" W., 37.61 feet;

thence S. 02°14'59" E., 35.90 feet to a point on the Southerly line of said Parcel 3-A;

thence S. 89°46'38" W. along said Southerly line, 34.19 feet to the POINT OF

BEGINNING.

Containing 2882 Square Feet, (0.066 Acres) more or less.



**EASEMENT #2:**

BEGINNING at a point on the Northwesterly boundary line of Parcel 3-A, as shown on the Third Record of Survey for George W. Gillemot, Trustee for the George W. Gillemot Family Trust (Property Line Adjustment), Document No.265676 of the Douglas County Recorder's Office, which bears N. 21°19'45" E., 225.93 feet from the Southwest corner of said Section 2;

thence N. 11°38'45" W., 9.50 feet;

thence N. 27°00'30" E., 4.00 feet;

thence N. 78°21'15" E., 2.50 feet;

thence S. 11°38'45" E., 11.01 feet to a point on said Northwesterly boundary line;

thence S. 60°26'05" W., 5.26 feet to the POINT OF BEGINNING.

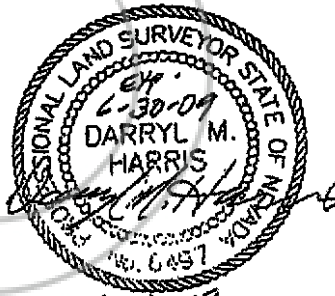
Containing 55 Square Feet, (0.001 Acres) more or less.

**Basis Of Bearing**

The Westerly line of said Section 2 as shown on the Third Record of Survey for George W. Gillemot, Trustee for the George W. Gillemot Family Trust (Property Line Adjustment), Document No.265676 of the Douglas County Recorder's Office (N. 00°33'30" E.)

**PREPARED BY:**

Darryl M. Harris, P.L. S. #6497  
Resource Concepts, Inc.  
P.O. Box 11796  
Zephyr Cove, NV 89448  
(775) 588-7500



A portion of land within portions of the Southwest one-quarter of the Southwest one-quarter of Section 2, and the Southeast one-quarter of the Southeast one-quarter of Section 3, Township 14 North, Range 18 East, MDM, Douglas County, Nevada, for lease purposes being more particularly described as follows:

BEGINNING at a point on the Southerly boundary line of Parcel 3-A, as shown on the Third Record of Survey for George W. Gillemot, Trustee for the George W. Gillemot Family Trust (Property Line Adjustment), Document No.265676 of the Douglas County Recorder's Office, which bears N. 89°46'38" E., 28.54 feet from the Southwest corner of said Section 2;

thence 16.43 feet along the arc of a non-tangent curve to the right, having a central angle of 11°28'50" and a radius of 82.00 feet, (chord bears N. 24°18'00" E., 16.40 feet);

thence N. 30°02'26" E., 12.42 feet;

thence 71.51 feet along the arc of a curve to the right, having a central angle of 56°54'07" and a radius of 72.00 feet, (chord bears N. 58°29'29" E., 68.60 feet);

thence N. 86°56'33" E., 35.99 feet;

thence 46.47 feet along the arc of a curve to the right, having a central angle of 12°06'08" and a radius of 220.00 feet, (chord bears S. 87°00'23" E., 46.38 feet);

thence S. 80°57'19" E., 40.20 feet;

thence N. 08°40'49" W., 90.93 feet;

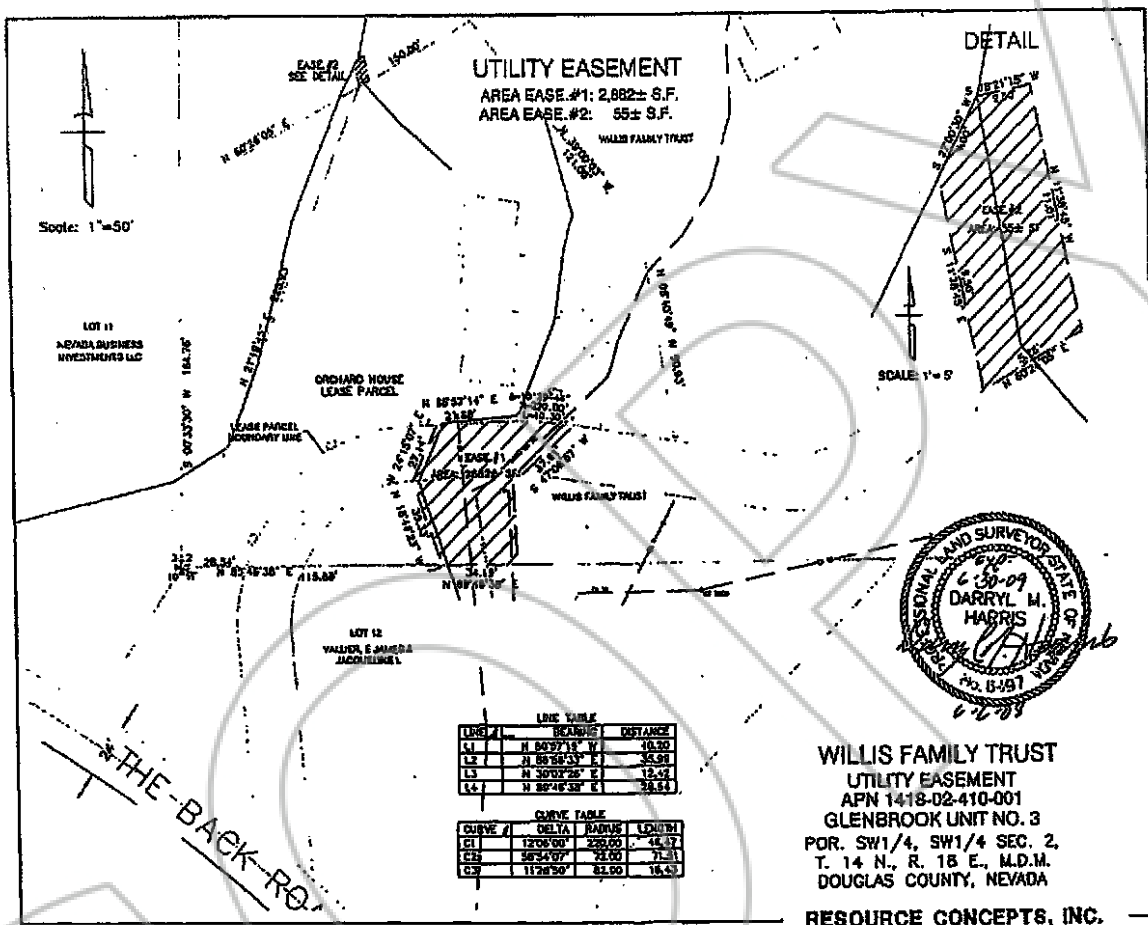
thence N. 39°00'03" W., 121.00 feet;

thence S. 60°26'06" W., 150.00 feet to a point on the Southerly boundary line of said Parcel 3-A;

thence along the Southerly, Westerly and Northerly boundary lines of said Parcel, the Northerly and Easterly boundary lines of Parcel 3-D of said Record of Survey for George W. Gillemot, and the Southerly boundary lines of said parcels 3-D and 3-A, the following eighteen courses;

- 1) N. 00°33'30" E., 90.24 feet;

Exhibit "D"  
 Depicted Easement Area



LINE TABLE

LINE #	BEARING	DISTANCE
L1	N 89°57'13" W	10.00
L2	N 88°58'33" E	35.94
L3	N 30°02'28" E	15.42
L4	N 89°48'02" E	38.64

CURVE TABLE

CURVE #	DELTA	RADIUS	LENGTH
C1	12°06'00"	220.00	45.47
C2	56°54'07"	23.00	71.31
C3	11°28'50"	82.00	16.57



WILLIS FAMILY TRUST  
 UTILITY EASEMENT  
 APN 1418-02-410-001  
 GLENBROOK UNIT NO. 3  
 POR. SW1/4, SW1/4 SEC. 2,  
 T. 14 N., R. 18 E., M.D.M.  
 DOUGLAS COUNTY, NEVADA  
 RESOURCE CONCEPTS, INC.