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DELAWARE COUNTY IOWA
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BOOK 142 PAGE 150
DEBORAH L. BENTON
DELAWARE CO RECORDER

11.00

Prepared by: Ron Snitker, FSA 909 West Main, Manchester, IA 52057 (319) 927-4580
THIS IS NOT A LINE OF CREDIT, ALL ADVANCES ARE CUMULATIVE TOWARD THE TOTAL

**USDA**
**Form RD 460-2**
**(Rev. 4-97)**

# SUBORDINATION BY THE GOVERNMENT

***Position 1 (Chattel Security)***
***Position 5 (Real Estate Security)***

**The United States of America acting through the United States Department of Agriculture (called the "Government") is the owner and holder of the following-described instruments executed by** John C. Thole **and** Kathleen E. Thole **of** Delaware **County, State of** Iowa :

| *Title of Instrument* | *Date of Instrument* | *Date Filed* | *Office Filed* | *Document File or Book No.* | *Page No.* |
|---|---|---|---|---|---|
| Real Estate Mortgage | 11/10/93 | 11/10/93 | Delaware County Recorder | 121 | 42 |

**AND,** Peoples State Bank **(called the "Lender") has agreed to loan $** 57,937.64 **to** John C. Thole **and** Kathleen E. Thole **(called the "Borrower") for the following purposes:**
Refinance first lienholder Magna Bank of Monticello, Iowa

**THEREFORE, in consideration the Lender's agreement to make such loan to Borrower, the Government (1) consents to the Borrower obtaining the loan from the Lender for such purposes, and (2) agrees to and does subordinate in favor of the Lender and its successors and assigns its liens or security interests created or evidenced by the** [illegible] **as they cover the following-described property and provided the Lender perfects a lien on that property:**

All that part of the South one-half (S½) of the Northeast Quarter (NE¼) of Section Thirty Two (32) lying North of the railroad, and all that part of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of Section Thirty Two (32) lying North of the railroad except commencing at the point of intersection of the North line of the railroad with the centerline of the highway, thence North along the center line of the highway one hundred eighty two (182.0) feet, thence West two hundred thirty eight (238.0) feet, thence South one hundred ten (110.0) feet to the North line of the railroad, thence Southeast along the North line of the railroad two hundred ninety one (291.0) feet to the point of beginning; and the Southeast Quarter (SE¼) of the South three-fourths (S3/4) of the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼), and that part of the North one-half (N½) of the Southwest Quarter (SW¼) lying North of the railroad right-of-way and the West twenty eight (28) acres of the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) and that part of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) that lies North of the railroad in Section Thirty Three (33) all in Township Ninety (90) North Range 5 West of the Fifth P.M.

**This subordination is limited to the amount actually loaned by the Lender to the Borrower (principal and accrued interest) for the forgoing purposes and also the amount actually advanced for foreclosure costs and other advances made or to be made by the Lender, for a total limitation not to exceed $** 57,937.64 **.* Any amount which is in excess of this figure will not be covered by this subordination unless prior written consent was obtained from the Government for incurring the expenditure in question. The Lender must incorporate into the borrower's note a statement that the loan will be in default should any proceeds of the loan funds obtained as a result of this subordination be used (1) for a purpose that will contribute the excessive erosion of highly erodible land or to the conversion of wetlands to produce an agricultural commodity, provided by 7 C.F.R. part 1940, subpart G, or (2) for any purpose not provided for above.**



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IN WITNESS WHEREOF, The United States of America has caused this subordination to be signed on the 24th day of November, 97, pursuant to the delegated authority published in 7 C.F.R. part 1900, subpart A.

WITNESS: _____

_____

**UNITED STATES OF AMERICA,**

BY Ronald I Snitker
RONALD I. SNITKER

TITLE Agriculture Credit Manager

*U.S. Department of Agriculture.*

*(NOTE TO LENDER: You are advised to obtain a perfected security interest on the above property. When the indebtedness has been satisfied please mark this form "PAID IN FULL" and return it to the Department of Agriculture at the following address: 909 West Main, Manchester, IA 52057.)

STATE OF IOWA
COUNTY OF DELAWARE } ss:

**ACKNOWLEDGMENT**

On this 24th day of November, 19 97, before me, the subscriber, a Notary Public, in and for the above county and State, appeared Ronald I. Snitker, known to me to be Agriculture Credit Manager, United States Department of Agriculture, and the person who executed the foregoing instrument, and he/she acknowledged to me that he/she executed the same as the free act and deed of the United States of America, for the uses the purposes mentioned in it.

IN WITNESS WHEREOF, I have set my hand and seal at Manchester, Iowa the day and year listed above.

[SEAL]

CATHY L. GREIF
MY COMMISSION EXPIRES
8-31-00

My commission expires

Cathy L. Greif
Cathy L. Greif
Notary Public

*(Signature)*

*(Title)*