Abstract Co.

DELAWARE COUNTY IOWA
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BOOK 2001
PAGE 4633
DEBORAH L. FRALEY
RECORDER
6.00

Subordination Agreement

Prepared by American Trust & Savings Bank, 895 Main St Dubuque IA 52001 (563) 589-0864 Agnes C. Scannell

This Agreement made on the 13th day of December, 2001, by American Trust & Savings Bank, Dubuque, Iowa.

American Trust & Savings Bank now owns and holds a mortgage from Steven B. Miller and Linda Kay Miller, husband and wife, on the following described real property:

Lot Five (5) of the Subdivision of Lot One (1) of the subdivision of Lots Seventy None (79), Eighty (80) and Eighty One (81) of Henry Acers Addition in the Southwest Quarter (SW¼) of Section Twenty (20), Township Eighty Nine (89) North, Range Five (5), West of the Fifth Principal Meridian, in the City of Manchester, Delaware County, Iowa, according to plat recorded in Book 3 Plats, Page 74.

said mortgage is to secure the sum of $ 7,617.66, dated September 10, 1999; filed September 20, 1999 in Book 1999, Page 3318, in the office of Delaware County Recorder.

The present record title holder, Steven B. Miller and Linda K. Miller, husband and wife, wishes to give another mortgage on the described property to American Trust & Savings Bank as security for a Promissory Note and American Trust & Savings Bank will not accept said mortgage unless prior mortgage held by American Trust & Savings is subordinated to the new mortgage.

Therefore, in consideration of the premises and to induce American Trust and Savings Bank to accept the mortgage on the described premises from Steven B. Miller and Linda K. Miller, husband and wife, American Trust & Savings Bank hereby covenants and agrees that the lien of the above described mortgage dated September 10, 1999; filed September 20, 1999 in Book 1999, Page 3318, in the office of Delaware County Recorder, shall be SUBJECT AND SUBORDINATE to the lien of a new first mortgage by Steven B. Miller and Linda K. Miller, husband and wife, to American Trust and Savings Bank, said new mortgage not to exceed the sum of $40,000.00 dated December 13, 2001.

American Trust & Savings Bank

DUBUQUE

Frederick D. White, Vice President

Thomas D. Goric, Jr., Vice President

STATE OF IOWA)
) SS:
COUNTY OF DUBUQUE)

On this 13th day of December, 2001, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Frederick D. White and Thomas D. Goric, Jr. to me known, who, being by me duly sworn, did say that they are the Vice President and Vice President of American Trust & Savings Bank, the Corporation executing the within and foregoing instrument; that the seal affixed thereto is the seal of said Corporation; that said instrument was signed and sealed on behalf of said Corporation by authority of its Board of Directors; and that the said Frederick D. White and Thomas D. Goric, Jr as such officers acknowledge the execution of said instrument to be the voluntary act and deed of said Corporation, by it and voluntary executed.

AGNES C. SCANNELL
Commission Number 144818
My Commission Expires

Agnes C. Scannell

Agnes C. Scannell, Notary Public for the State of Iowa
Comm. Expires 9/24/02