CNG#10
Citizen State Bank
1218 W. Main St.
Manchester, IA 52057

Book 2007 Page 971

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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Prepared by & Return to: Tammy M. Eibey, FSA, 200 South 12th St., Manchester, IA 52057 563-927-4250

FSA-460-2
(12-19-05)

U.S. DEPARTMENT OF AGRICULTURE
Farm Service Agency

Form Approved - OMB No. 0560-0158

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

SUBORDINATION BY THE GOVERNMENT

1. 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 *(a)* Richard Lynn Nieman and Christy Ann Nieman, husband and wife

of *(b)* Delaware County,

State of *(c)* Iowa :

Title of Instrument (d)	*Date of Instrument* (e)	*Date Filed* (f)	*Office Filed* (g)	*Document File or Book No.* (h)	*Page No.* (i)
Real Estate Mortgage	03/23/2004	03/23/2004	Delaware County Recorder	2004	913

AND, *(j)* Citizens State Bank (called the "Lender") has agreed to loan *(k)* $ 473,886.47 to *(l)* Richard Lynn Nieman and Christy Ann Nieman (called the "Borrower") for the following purposes: *(m)*

Refinance Tri-County Bank & Trust real estate loan and payoff contract debt with Agnes Heitzman.

THIS IS NOT A LINE OF CREDIT AND ALL ADVANCES ARE CUMULATIVE TOWARD THE TOTAL.

The monies borrowed are to be repaid by 3-6-2010.

2. THEREFORE, in consideration of the Lender's agreement to make such loan to Borrower and meet other conditions of this subordination, 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 of security interests created or evidenced by the above described instruments insofar as they cover the following described property and provided the Lender perfects a lien on this property:

The NW1/4 of Section 9, T88N, R3W of the 5th P.M., and The E1/2 of the NE1/4 and the SW1/4 of the NE1/4 and the NE1/4 of the SE1/4 in Section 8, T88N, R3W of the 5th P.M., Delaware County, Iowa, EXCEPT Parcel A in the W1/2 of NW1/4 of Section 9, T88N, R3W of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2004, Page 4623.

3. This subordination is limited to (1) the amount actually loaned by the Lender to the Borrower (principal and accrued interest) for the foregoing purposes, (2) future advances for taxes, insurance, and payments on liens prior to the Lender's lien, and (3) the amount actually advanced for foreclosure costs made by the Lender. Any amount in excess of such amount will not be covered by this subordination unless prior written consent was obtained from the Government for incurring the expenditure in question.

4. The Lender must:

a. Incorporate into the Borrower's promissory 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 to the excessive erosion of highly erodible land or to the conversion of wetlands to produce an agricultural commodity, as provided by 7 C.F.R. part 1940, subpart G or any successor regulation, or (2) for any purpose not provided for above.

b. Obtain a perfected security interest on the above property.

c. Give notice of foreclosure as required by the Government.

5. FSA offsets under the Debt Collection Act (31 U.S.C. 3711 et seq.) or 7 C.F.R. part 3 have priority over this subordination.

6. When the indebtedness has been satisfied, lender must mark this form "PAID IN FULL" and return it to the Department of Agriculture at the following address:

FARM SERVICE AGENCY

200 SOUTH 12TH ST

MANCHESTER, IA 52057

7. IN WITNESS WHEREOF, the Government has executed this subordination by signing on the *(a)* 29th day of *(b)* March, *(c)* 20 07.

UNITED STATES OF AMERICA,

BY *(d)* Tammy M. Eibey
TAMMY M. EIBEY

TITLE *(e)* Farm Loan Officer

8. ACKNOWLEDGMENT

STATE OF IOWA)
COUNTY OF DELAWARE) ss.

On this 29th day of March, 2007, before me, the subscriber, a Notary Public, in and for the above county and State, appeared Tammy M. Eibey, known to me to be Farm Loan Officer, United States Department of Agriculture, and the person who executed the foregoing instrument, and she acknowledged to me that she executed the same as the free act and deed of the United States of America, for the uses the purposes therein mentioned.

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

NOTARIAL SEAL IOWA
CATHY L. GREIF
Commission Number 175823
My Comm. Exp. 8-31-09

Cathy L. Greif
Notary Public

My commission expires _____.

NOTE: *The following statements are made in accordance with the Privacy Act of 1974 (5 USC 552a): the Farm Service Agency (FSA) is authorized by the Consolidated Farm and Rural Development Act, as amended (7 USC 1921 et seq.) or other Acts, and the regulations promulgated thereunder, to solicit the information requested on its application forms. The information requested is necessary for FSA to determine eligibility for credit or other financial assistance, service your loan, and conduct statistical analyses. Supplied information may be furnished to other Department of Agriculture agencies, the Internal Revenue Service, the Department of Justice or other law enforcement agencies, the Department of Defense, the Department of Housing and Urban Development, the Department of Labor, the United States Postal Service, or other Federal, State, or local agencies as required or permitted by law. In addition, information may be referred to interested parties under the Freedom of Information Act (FOIA), to financial consultants, advisors, lending institutions, packagers, agents, and private or commercial credit sources, to collection or servicing contractors, to credit reporting agencies, to private attorneys under contract with FSA or the Department of Justice, to business firms in the trade area that buy chattel or crops or sell them for commission, to Members of Congress or Congressional staff members, or to courts or adjudicative bodies. Disclosure of the information requested is voluntary. However, failure to disclose certain items of information requested, including your Social Security Number or Federal Tax Identification Number, may result in a delay in the processing of an application or its rejection.*

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