

BK: 2013 PG: 51 Type 04 005 Pages 2  
Recorded: 1/7/2013 at 10:22:08.0 AM  
Fee Amount: \$12.00  
Revenue Tax:  
LISA SMITH RECORDER  
Madison County, Iowa

INDX //  
ANNO //  
SCAN  
CHEK

Prepared by James Weingartz for Wells Fargo Financial Cards, PO Box 5943, Sioux Falls, SD 57117-5943  
Telephone: 605-336-3933

Return to: Wells Fargo Financial Cards, PO Box 5943, Sioux Falls, SD 57117-5943

Address Tax Statement: Gregory Criswell, Trisha Criswell  
1655 McBride Rd., Van Meter, IA 50261

**SUBORDINATION AGREEMENT**

This agreement made this 16th day of November, 2012 between Wells Fargo Bank, N.A., successor by merger to Wells Fargo Financial Bank, formerly known as Dial Bank, (hereinafter referred to as subordinating creditor), and Wells Fargo Bank, N.A. (hereinafter referred to as favored creditor), witnesseth:

That in consideration of subordinating creditor entering into this subordination agreement, favored creditor agrees to lend not to exceed \$536,200.00 in accordance with that certain agreement between favored creditor and Gregory Criswell And Trisha Criswell, Husband And Wife As Joint Tenants (debtor).

In consideration of favored creditor making aforesaid loan to debtor, subordinating creditor agrees that the Lien dated July 11, 2008 and recorded in Madison County, State of Iowa as Book 2008, Page 2328, Docket No. , be subject, inferior, junior, secondary and subordinate to a mortgage which is executed by debtor in favor of favored creditor as security for the aforesaid loan, and that said mortgage and debt in favor of favored creditor shall have priority over said Lien in favor of subordinating creditor, with respect to the property legally described in the mortgage executed in favor of subordinating creditor described above.

Provided, however, that this agreement to subordinate shall not extend to any advances made by favored creditor after the date of the loan described above (except that this subordination agreement shall extend to any future advances made for taxes and insurance to protect favored creditor's interest), and provided, however, that this Agreement is based upon favored creditor's representation that subordinating creditor will not be reduced to less than a second mortgage position by virtue of executing this Agreement.

Wells Fargo Bank, N.A.

By Andrea Emery 11-16-12  
Andrea Emery, TITLE OFFICER

State of South Dakota

County of Minnehaha

The foregoing instrument was acknowledged before me this November 16, 2012 by Andrea Emery, TITLE OFFICER of Wells Fargo Bank, N.A., a national association, on behalf of the national association.

Michelle A Eggers  
Notary Public - Michelle A Eggers

My Commission Expires: September 18, 2018



## EXHIBIT "A"

### The Land referred to in this Commitment is described as follows:

Parcel "E" described as that part of Parcel (A) located in the Southwest Quarter (¼) of the Northwest Quarter (¼) and the Northwest Quarter (¼) of the Southwest Quarter (¼) of Section Three (3), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, described as follows: Commencing at the Southwest corner of the Northwest Quarter (¼) of said Section Three (3); thence on an assumed bearing of South 89°51'52" East along the South line of said Parcel "A" and the South line of the Southwest Quarter (¼) of the Northwest Quarter (¼) of said Section Three (3) a distance of 611.02 feet to the Point of Beginning; thence North 50°53'47" West 79.27 feet; thence North 00°00'00" West 980.79 feet to the North line of said Parcel "A"; thence South 88°42'00" East along said North line a distance of 506.59 feet to the West line of said Parcel "A"; thence South 00°00'00" East along said West line a distance of 1020.35 feet to the South line of the Southwest Quarter (¼) of the Northwest Quarter (¼) of said Section Three (3); thence South 00°00'00" East 11.10 feet to the South line of said Parcel "A" and the centerline of a Madison County Highway; thence North 89°45'16" West along said South line of centerline a distance of 349.47 feet; thence North 83°38'04" West 96.07 feet to the South line of the Southwest Quarter (¼) of the Northwest Quarter (¼) of said Section Three (3) and the Point of Beginning. Said Tract contains 11.99 acres and is subject to Madison County Highway Easement over the southerly 0.31 acres thereof.

NOTE: This property has been subdivided into Lot One (1) and Lot Two (2) Red Fox Ridge Estates by Plat recorded January 13, 2003 in Book 2003 at Page 197.

EXCEPT that part now known as Lot Two (2) of Red Fox Ridge Estates, a subdivision of Parcel "E" of Parcel "A" located in the Southwest Quarter (¼) of the Northwest Quarter (¼) and the Northwest Quarter (¼) of the Southwest Quarter (¼) of Section Three (3), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa by way of Warranty Deed dated June 23, 2003 and recorded November 14, 2003 in Book 2003 at Page 6844.

Also known as Lot One (1), Red Fox Ridge Estates, Madison County, Iowa