

APN #008-130-01
ORDER NO. TSF-23956-DN

Recording Requested by:
TITLE SERVICE AND ESCROW COMPANY
25 S. WEST STREET
FERNLEY, NEVADA 89408

Mail Statement to:
NAME: USDA / FSA
ADDRESS: 1365 Corporate Blvd.
CITY/STATE/ZIP: Reno, NV 89502

DOC# 230549

12/01/2015 10:23AM

Official Record

Requested By
TITLE SERVICE AND ESCROW - FERNLEY

Eureka County - NV

Sara Simmons - Recorder

Page: 1 of 5 Fee: \$18.00

Recorded By LH RPTT: \$0.00

Book- 0587 Page- 0061



0230549

PLEASE COMPLETE AFFIRMATION STATEMENT BELOW:

I the undersigned hereby affirm that this document submitted for recording does not contain the Social Security number of any person or persons.
(Per NRS 239B.030)

Kelly Duncan
Signature

ESCROW ASSISTANT
Title

KELLY DUNCAN
Print Name

SUBORDINATION BY THE GOVERNMENT

This form is available electronically.

FSA-2455
(12-31-07)

U.S. DEPARTMENT OF AGRICULTURE
Farm Service Agency

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) Kevin R. Borba and Susan A. Borba

of (b) Nye and Eureka County,
State of (c) Nevada;

| (d) Title of Instrument | (e) Date of Instrument | (f) Date Filed | (g) Office Filed | (h) Document File or Book No. | (i) Page No. |
|---------------------------|------------------------|----------------|------------------------|-------------------------------|--------------|
| Real Estate Deed of Trust | 02/06/2015 | 02/17/2015 | Nye County Recorder | 827311 | 1 of 11 |
| Real Estate Deed of Trust | 02/06/2015 | 02/17/2015 | Nye County Recorder | 827312 | 1 of 11 |
| Real Estate Deed of Trust | 02/06/2015 | 02/23/2015 | Eureka County Recorder | 0229167 | 126-136 |
| Real Estate Deed of Trust | 02/06/2015 | 02/23/2015 | Eureka County Recorder | 0229168 | 137-147 |

AND, (j) First Financial Bank (FFB) (called the "Lender")

has agreed to loan (k) \$ 1,265,000.00 to (l) Borba Land and Cattle LLC, Kevin and Susan Borba (called the "Borrower") for the following purposes: (m)

Real estate refinance of owner carry note with a FFB Guarantee FO.



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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:

See Property Description Attached

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:

Elko FSA Office

 555 West Silver Street, Suite 101

 Elko, NV 89801



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7. IN WITNESS WHEREOF, the Government has executed this subordination by signing on the (a) 24th day of (b) November, (c) 20 15.

UNITED STATES OF AMERICA
U.S. DEPARTMENT OF AGRICULTURE

BY (d) *Gus Wegren*
Gus Wegren

District Director

TITLE (e) _____

FARM SERVICE AGENCY

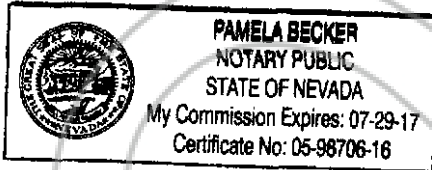
8. ACKNOWLEDGMENT

STATE OF NEVADA)

COUNTY OF WASHOE)

This instrument was acknowledged before me on 11-24-15 by
GUS WEGREN.

(Seal)



Pamela Becker
Notary Public

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EXHIBIT 'A'

EUREKA COUNTY PROPERTY

PARCEL 1:

TOWNSHIP 18 NORTH, RANGE 51 EAST, MOUNT DIABLO BASE & MERIDIAN.

SECTION 18:

THE WEST HALF (W 1/2) OF THE NORTHEAST QUARTER (NE 1/4); THE EAST HALF (E 1/2) OF THE NORTHWEST QUARTER (NW 1/4); THE WEST HALF (W 1/2) OF THE SOUTHEAST QUARTER (SE 1/4) AND THE SOUTHWEST QUARTER (SW 1/4)

SECTION 19:

THE NORTHWEST QUARTER (NW 1/4) OF THE NORTHEAST QUARTER (NE 1/4); THE WEST HALF (W 1/2) AND THE WEST HALF (W 1/2) OF THE SOUTHEAST QUARTER (SE 1/4)

SECTION 30:

THE NORTH HALF (N 1/2) AND THE NORTH HALF (N 1/2) OF THE SOUTH HALF (S 1/2)

NYE COUNTY PROPERTY

PARCEL 2:

TOWNSHIP 14 NORTH, RANGE 51 EAST, MOUNT DIABLO BASE & MERIDIAN

SECTION 24

THE WEST HALF (W 1/2) OF THE SOUTHWEST QUARTER (SW 1/4); NORTHEAST QUARTER (NE 1/4) OF THE SOUTHWEST QUARTER (SW 1/4) AND THE NORTHWEST QUARTER (NW 1/4) OF THE SOUTHEAST QUARTER (SE 1/4)

PARCEL 3:

TOWNSHIP 15 NORTH, RANGE 53 EAST, MOUNT DIABLO BASE & MERIDIAN

SECTION 28:

THE NORTHEAST QUARTER (NE 1/4) OF THE NORTHWEST QUARTER (NW 1/4)



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