



MISC Inst. # 2018007255, Pg: 1 of 2 Rec Date: 01/29/2018 08:05:31.380  
 Fee Received: \$16.00 Electronically Recorded By: SN  
 Douglas County, NE Assessor/Register of Deeds DIANE L. BATTIATO

RETURN TO:  
 DRI Title & Escrow  
 13057 W. Center Rd., Ste #1  
 Omaha, NE 68144

#### SUBORDINATION AGREEMENT

THIS SUBORDINATION AGREEMENT, executed to be effective as of January 15, 2018, by EPHV LOTTERY SERVICES LLC ("Lessee") for the benefit of BANK OF COLORADO ("Lender").

WHEREAS, Lessee has heretofore entered into a Satellite Lease and Operating Agreement ("Lease") dated May 8, 2014, 2014-040967 of the Miscellaneous Records of Douglas County, Nebraska, executed by and between Lessee and Hooksbiz Inc. dba Tanner's Bar & Grill ("Lessor"), relating to certain real property ("Property"), located at 1202 S 119th Street, Omaha, NE 68144, which is more fully described as: PACIFIC PLAZA REPLAT LOT 3 BLOCK 0 E 183 W 200 N 28.5 N 228.5 & S211.83 N 420 E 183 W 200 FT LT 1 -EX N 150 S 96.5 W 25.01 FT- ALL IRREG LT 2 -EX S 100 W 75 & N 85.5 W 25 FT- ALL IRREG LOT 3 PACIFIC PLAZA REP (PARCEL CONTAINS LEASED LAND #3000-1100-27), and

WHEREAS, concurrently herewith, the Lender is making a loan (the "Loan") which is to be evidenced by a promissory note payable to the order of the Lender and which is secured by an interest in the Property, and

WHEREAS, as a condition to making the Loan, Lender has required Lessee to subordinate Lessee's interest in the Property to the interest of the Lender,

NOW, THEREFORE, in consideration of the mutual promises hereinafter contained and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessee hereby covenants and agrees that the Lease and all of Lessee's right, title and interest in and to the Property thereunder shall be, and the same are hereby expressly made subject, subordinate and inferior to the interest of the Lender.

IN WITNESS WHEREOF, Lessee has caused this Subordination Agreement to be executed on its behalf on the date first written above and declares for the benefit of Lender, its full authority and power to enter into this Agreement. 1585274-1276013

(1)

**EHPV LOTTERY SERVICES LLC,**  
a Nebraska Limited Liability Company

By: *Gary Vander Woude*  
Name: Gary Vander Woude  
Title: Chief Financial Officer

STATE OF NEBRASKA                   §  
  §  
COUNTY OF DOUGLAS               §

This instrument was ACKNOWLEDGED before me on January 15, 2018, by Gary Vander Woude, Chief Financial Officer of EHPV Lottery Services LLC.



*Elizabeth D. Leader*  
Notary Public, State of Nebraska

My Commission Expires:

*October 6, 2021*

*Elizabeth D. Leader*  
Printed Name of Notary Public