

COUNTER DKH  
VERIFY DKH  
FEES \$ 10.50  
CHG SFILE  
SUBMITTED OMAHA TITLE & ESCROW, INC.

FILED SARPY CO. NE.  
INSTRUMENT NUMBER

2010-29740

2010 Oct 26 08:35:21 AM

*Sheryl J. Douding*

REGISTER OF DEEDS



**SUBORDINATION OF DEED OF TRUST OR MORTGAGE**

KNOW ALL MEN BY THESE PRESENTS:

**I**

WHEREAS, under the 29th day of June, 2007, Patrick L Penton and Stephanie M Penton, husband and wife, ("Borrower(s)") executed a Deed of Trust or Mortgage to, First National Bank of Omaha ("Bank") on the following described real estate, to wit:

See Exhibit A

Which said instrument mentioned above was in the original amount of \$60,000 and was recorded on the 20<sup>th</sup> day of July, 2007 at Instrument #2007-21851 of the mortgage records of Sarpy County, Nebraska, and,

**II**

WHEREAS, borrower(s) will or has secured a loan up to \$275,000 from First National Bank of Omaha, its successors and assigns, as their interests may appear, ("Lender") which loan is secured by a Deed of Trust or Mortgage on the above described real estate, and

**III**

WHEREAS, Bank desires to subordinate its security position mentioned above to the Deed of Trust or Mortgage of Lender as aforesaid, and for other valuable consideration, the undersigned does hereby subordinate its security instrument, hereinabove referred to, the Deed of Trust or Mortgage in favor of Lender, on the above described real estate, dated the 18 day of OCT 2010 and recorded the 25 day of OCT 2010 at Instrument 2010-29740 of mortgage records, in the office of the Register of Deeds of Sarpy County, Nebraska. The subordination of the Deed of Trust or Mortgage of Bank shall not apply or be effective as to any amounts, exclusive of interest, in excess of \$275,000 secured by the Deed of Trust or Mortgage of Lender.

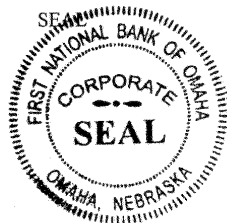
IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed this 14th day of September, 2010.

FIRST NATIONAL BANK OF OMAHA

BY: *[Signature]*  
*Operations Supervisor*

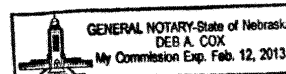
STATE OF NEBRASKA }  
COUNTY OF Douglas } SS.

On this 14th day of September, 2010, before me, the undersigned, a Notary Public, duly commissioned and qualified for said county, personally came *[Signature]* of First National Bank of Omaha and acknowledged the execution of the foregoing instrument to be her voluntary act and deed as such officer and the voluntary act and deed of said corporation.



*[Signature]*  
NOTARY PUBLIC

My Commission Expires Feb 12, 2013



*07116492*  
*BOX*  
*36*

## LEGAL DESCRIPTION

OT116492

Part of the East 1/2 of the SE 1/4 of Section 16, Township 13 North, Range 13 East of the 6th P.M., Sarpy County, Nebraska, described as follows: Commencing at the Southeast corner of said Section 16, thence N 00°18'15" W, (assumed bearing) 1,368.48 feet along the East line of said SE 1/4 to the point of beginning, thence N 89°47'42" W, 1,335.99 feet to the West line of said East 1/2, thence N 00°13'40" W, 327.31 feet along said West line, thence S 89°47'42" E, 1,335.55 feet to the East line of said SE 1/4, thence S 00°18'15" E, 327.32 feet along said East line to the point of beginning and excepting therefrom any interest in road right of way.