

6.

(Above Space Reserved For Recorder)

Document Title: Subordination of Deed of Trust
Document Date: _____, 2003
Grantor's Name: Peoples Bank
Grantee's Name: North Creek Partners, L.L.C.
Statutory address: 7301 Mission Road, Suite 234
Prairie Village, KS 66208
Legal Description: See Exhibit A
Reference Book and Page: Document No. 16546

SUBORDINATION OF DEED OF TRUST

This Subordination of Deed of Trust ("Subordination") is made on this 29th day of September, 2003, by Peoples Bank, a Kansas banking corporation ("Lender").

RECITALS

A. North Creek Partners, L.L.C. ("Owner") owns the real property described on the attached Exhibit A ("Property").

B. Lender is the holder of a deed of trust ("Deed of Trust"), dated June 3, 2003, and recorded June 18, 2003, as Document No. 16546, in the office of the Recorder of Deeds for Platte County, Missouri ("Recorder's Office").

C. The Property is pledged as security for certain indebtedness under the Deed of Trust.

D. A portion of the Property is platted as **Unit(s) 69,70,84,85,86,87, and 220**, North Creek Village, a subdivision of land in Kansas City, Platte County, Missouri, by a Certificate of Survey ("Certificate of Survey") dated _____, 2003, and recorded _____, 2003, as Document No. _____, in the Recorder's Office.

E. The City of Kansas City, Missouri, has conditioned the approval of the Certificate of Survey upon Lender's subordination of the lien of the Deed of Trust to the Certificate of Survey.

F. Lender is willing and desires to subordinate the Deed of Trust to the Certificate of Survey.

SUBORDINATION

NOW, THEREFORE, the parties covenant and agree to the following:


1. Notwithstanding anything to the contrary contained in the Deed of Trust, the Lender subordinates the Deed of Trust to the Certificate of Survey, and makes the Deed of Trust subject to the Certificate of Survey, including all lot lines and easements shown on the Certificate of Survey.

2. This Agreement is binding upon and inures to the benefit of the parties and their respective heirs, personal representatives, successors and assigns.

3. This Subordination will not be held or construed as a release, modification or amendment of Lender's security interests under the Deed of Trust, or otherwise be deemed to be a modification of the Deed of Trust, and Lender's security interests thereunder will remain in full force and effect.

IN WITNESS WHEREOF, Lender has caused this Subordination of Deed of Trust to be executed on the date first above written.

PEOPLES BANK

By: 
Printed Name: Terry Kline
Title: Commercial President

"LENDER"

STATE OF Kansas)
COUNTY OF Johnson) ss.

On this 29th day of September, 2003, before me personally appeared Terry Kline, to me personally known, who, being by me duly sworn, did say that s/he is the community president for Peoples Bank, a Kansas banking corporation, and that the foregoing instrument was signed in behalf of said corporation, and said person acknowledged said instrument to be the free act and deed of said corporation.

Jamie L. Harvey
Notary Public
Printed Name: Jamie L. Harvey

My Commission Expires:
10-28-06

[SEAL]

