STATE OF INDICATE LAKE COUNTY FILED FOR MECCA!

99089091 AGREEMENT

99 OCT 28 AHII: 32

THIS AGREEMENT, made as of this 10-18-99 by and between TMS Mortgage Inc., dba The Money Store, "Lienholder" and Mercantile Mortgage Company

WHEREAS, Earnest Acree and Joanne M. Acree, "Borrower" executed and delivered to First Metropolitan Builders of America, Inc. a mortgage dated March 6, 1998, in the amount of \$35,142.00 (Thirty-five thousand, one hundred forty-two dollars and no/100) and interest, which mortgage was recorded July 30, 1998 as Document No. 98058744, in Book xx, Page xx,, which mortgage was assigned to Lienholder by assignment recorded July 30, 1998, as Document No. 98058745, in Book xx, Page xx, in Lake County, State of Indiana, covering the following described property, located in the aforesaid county and state, the "Property":

DESCRIBED MORE FULLY IN SAID MORTGAGE

the Lake County Recorder!

WHEREAS, Borrowers executed and delivered to Mercantile Mortgage Company a mortgage on the above described Property dated 10-18-99 in the amount not to exceed \$68,500.00.

NOW THEREFORE, for good and valuable consideration, and in order to induce Mercantile Mortgage Company to advance funds upon its mortgage, Lienholder does hereby subordinate the lien of its mortgage to the lien of Mercantile Mortgage Company and all extensions, modifications and renewals thereof, and all advances and mandatory future advances thereunder, notwithstanding that the Lienholder's mortgage was executed and recorded prior to the execution and recordation of Mercantile Mortgage Company, and agrees that all right, title, lien and interest acquired, either by foreclosure proceedings or otherwise, under its mortgage shall be prior and superior to any and all rights, title, lien and interest heretofore and hereafter acquired by Lienholder under the Lienholder's mortgage.

9.3.60

1/2922

IN TESTIMONY WHEREOF, Lienholder has caused these presents to be executed the day and year first above written.

TMS Mortgage Inc., dba The Money Store

ELIZABETH ESPELEL

Sacramento County

| ident |
|--------|
| |
| |
| |
| ved t |
| bed t |
| his/he |
| entit |
| |
| |
| |

Witness my hand and official seal.

Notary Public

Loan No.: 0074018961

Borr: Acree

Escrow:

This Document Prepared By:

Brett Summitt

Document Prepared by, and when Recorded mail to:

For The Money Store 4837 Watt Avenue

North Highlands, CA 95660