



RECORDING REQUESTED BY AND,
WHEN RECORDED, RETURN TO:

Katie Larimer
Toxics Cleanup Program
Department of Ecology
4601 North Monroe Street
Spokane, WA 99205

Document Title: Subordination Agreement

Subordinator: Empire Health Foundation

**Recording No. of
Document Subordinated:** 6538441

Legal Description: Lot 7, as said Lot is shown upon that certain map entitled "Sisters of Holy Names Final City Short Plat Z16-659FPLT" recorded on September 22, 2016 under Auditor's File No. 6537257, Spokane County Records; City of Spokane, County of Spokane, State of Washington.

**Tax Parcel/
Account Number:** 25113.2107

SUBORDINATION AGREEMENT

KNOW ALL PERSONS, That EMPIRE HEALTH FOUNDATION, a non-profit Washington corporation ("EHF"), is the beneficiary under a Deed of Trust dated September 27, 2016, executed by Catholic Services of Eastern Washington, a Washington non-profit corporation ("Owner"), and recorded in Spokane County, Washington under Auditor's File No. 6538441 to secure the performance of a Promissory Note of even date therewith, by and between EHF and Owner.

EHF does hereby agree that its Deed of Trust shall be subordinate to the interest of the STATE OF WASHINGTON, DEPARTMENT OF ECOLOGY, under the Environmental (restrictive) Covenant dated March 13, 2017, and recorded in Spokane County, Washington under Auditor's File No. 6586965.

ORAL AGREEMENTS OR ORAL COMMITMENTS TO LOAN MONEY, EXTEND CREDIT, OR TO FORBEAR FROM ENFORCING REPAYMENT OF A DEBT ARE NOT ENFORCEABLE UNDER WASHINGTON LAW.

EMPIRE HEALTH FOUNDATION,
a Washington non-profit corporation

By: *David E. Luhn*
Title: Chief Financial Officer

Date: March 10, 2017

STATE OF WASHINGTON,
DEPARTMENT OF ECOLOGY

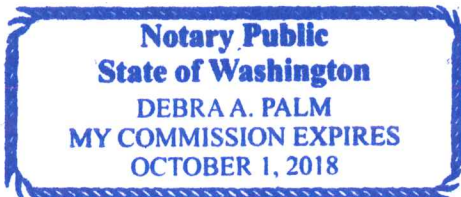
By: *Kathleen L. Salomon*
Title: Section Mgr, Toxic Cleanup Program

Date: MARCH 29, 2017

STATE OF WASHINGTON)
: ss.
County of SPOKANE)

On this day personally appeared before me DAVID E. LUHN, to me known to be the Chief Financial Officer of EMPIRE HEALTH FOUNDATION, the Washington non-profit corporation that executed the foregoing instrument, and acknowledged such instrument to be the free and voluntary act and deed of such limited liability company, for the uses and purposes therein mentioned, and on oath stated that he/she was duly authorized to execute such instrument.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this 10th day of March, 2017.



Debra A. Palm
PRINT NAME: DEBRA A. PALM
NOTARY PUBLIC in and for the State of
Washington, residing at Nine Mile Falls
My Commission Expires: 10/1/2018

STATE OF WASHINGTON)

County of Spokane)
:SS.

On this day personally appeared before me Kathleen Faulkner, to me known to be the TCP Section Mgr. of the STATE OF WASHINGTON, DEPARTMENT OF ECOLOGY, a state agency that executed the foregoing instrument, and acknowledged such instrument to be the free and voluntary act and deed of such limited liability company, for the uses and purposes therein mentioned, and on oath stated that he/she was duly authorized to execute such instrument.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this 29th day of March, 2017.



Cynthia K Anderson
PRINT NAME: Cynthia K Anderson
NOTARY PUBLIC in and for the State of
Washington, residing at Spokane, WA
My Commission Expires: Sept 14, 2019