

SUBORDINATION, NON-DISTURBANCE, AND ATTORNMENT AGREEMENT

INSTRUCTIONS FOR PREPARATION

Purpose: Sometimes an energy company will present FSA and the borrower with their own version of a SNDA; however, the energy company's version will usually not meet FSA's requirements. This form was designed primarily for situations involving wind turbines and cell towers; however, it may be utilized for other situations as determined by your regional OGC. This form is meant to serve as a template and states are encouraged to collaborate with their regional OGC to modify the form as needed. Please note that any modifications to this form must continue to meet CONACT requirements and continue to make rights of first refusal and purchase options (typically contained within the related lease agreement) inoperable so long as FSA is the lender. Collaboration with your regional OGC is essential to ensure that all CONACT requirements are upheld when modifying this form.	
Handbook Reference: 4-FLP	Number of Copies: Original and 1 copy
Signatures Required: Authorized Agency Official	
Distribution of Copies: Original to applicant and copy in Position 5 of case file.	
Automation-Related Transactions: N/A	

Items 1-85 are to be completed for all actions.

Item	Instruction
Item 1 FSA Address	Enter the address of the Farm Service Agency office for the loan.
Item 2 Day	Enter the day the agreement was made (use date that last party signs SNDA).
Item 3 Month	Enter the month the agreement was made (use date that last party signs SNDA).
Item 4 Year	Enter the year the agreement was made (use date that last party signs SNDA).
Item 5 Grantors	Enter Grantors. Include all owners of the real estate.
Item 6 Grantee	Enter the Grantee name (requesting company).
Item 7 Grantee Sate	Enter state in which the Grantee is incorporated. This is usually found in the lease that has been submitted to FSA for review.
Item 8 Grantee Entity Type	Enter Grantee entity type (LLC, Corporation, etc.). This is usually found in the lease that has been submitted to FSA for review.
Item 9 Name of Borrowers	Enter name of all borrowers.
Item 10 County/Parish	Enter n county or parish where the real estate is located.
Item 11 State	Enter state where the real estate is located.
Item 12	Enter the title of the lease document.

Title	
Item 13 Month/Day	Enter the month and day of the lease document.
Item 14 Year	Enter the year of the lease document.
Item 15 Day/Month	Enter the day and month the memorandum of lease was recorded.
Item 16 Year	Enter the year the memorandum of lease was recorded.
Item 17 Document/Instrument Number	Enter Document or Instrument Number (if applicable).
Item 18 Book Number	Enter Book Number (if applicable).
Item 19 Page Number	Enter Page Number (if applicable).
Item 20 County	Enter the county where the memorandum of lease was recorded.
Item 21 State	Enter state where the memorandum of lease was recorded.
Item 22 FSA Agency Office Address	Enter the address of the Farm Service Agency office for the loan.
Item 23 Grantors Address	Enter one or more addresses of Grantors (owners of the real estate), as applicable.
Item 24 Grantee Address	Enter address of Grantee (requesting company) that is party to the lease agreement (or its successor or assignee if FSA already has written documentation of the assignment).
Item 25 State	Enter state where document is executed.
Item 26 Signature	Signature of Agency Approval Official.
Item 27 Name	Enter name of Agency Approval Official.
Item 28 Title	Enter title of Agency Approval Official.
Item 29 Date	Enter date FSA signed.
Item 30 State	Enter state of execution.
Item 31 County/Parish	Enter county or parish of execution.
Item 32 Day	Enter day the instrument was acknowledged.
Item 33 Month	Enter month the instrument was acknowledged.
Item 34 Year	Enter year the instrument was acknowledged.
Item 35 Name	Enter name of Agency Approval Official

Item 36 Title	Enter title of Agency Approval Official
Item 37 Notary Name	Enter Notary Public name.
Item 38 Commission Number	Enter Commission No.
Item 39 Commission Expiration Date	Enter Commission Expiration date.
Item 40 and 41 Grantor Name	Enter Grantor name if entity.
Item 42 Signature	Signature of Grantor Official.
Item 43 Name	Enter name of Grantor Official.
Item 44 Title	Enter title of Grantor Official.
Item 45 Date	Enter date Grantor signed.
Item 46 State	Enter state of execution.
Item 47 County/Parish	Enter county or parish of execution.
Item 48 Day	Enter the day the instrument was acknowledged.
Item 49 Month	Enter the month the instrument was acknowledged
Item 50 Year	Enter the year the instrument was acknowledged
Item 51 Grantor Official	Enter name of Grantor Official.
Item 52 Title	Enter title of Grantor Official.
Item 53 Grantor Name	Enter name of Grantor (entity).
Item 54 Notary Public Name	Enter Notary Public name.
Item 55 Commission Number	Enter Commission No.
Item 56 Commission Expiration Date	Enter Commission Expiration date.
Item 57 Signature	Signature of Grantor if individual.
Item 58 Grantor Name	Enter name of Grantor (individual).
Item 59 Date	Enter date Grantor signed.
Item 60	Enter state of execution.

State	
Item 61 County/Parish	Enter county or parish of execution.
Item 62 Day	Enter the day the instrument was acknowledged.
Item 63 Month	Enter the month the instrument was acknowledged.
Item 64 Year	Enter the year the instrument was acknowledged.
Item 65 Grantor Name	Enter name of Grantor (individual).
Item 66 Notary Public Name	Enter Notary Public name.
Item 67 Commission Number	Enter Commission No.
Item 68 Commission Expiration Date	Enter Commission Expiration date.
Item 69 Grantee Name	Enter Grantee name.
Item 70 Grantee Entity Type	Enter Grantee entity type.
Item 71 Signature	Signature of Grantee Official.
Item 72 Name	Enter name of Grantee Official.
Item 73 Title	Enter title of Grantee Official.
Item 74 Date	Enter date signed.
Item 75 State	Enter state of execution.
Item 76 County/Parish	Enter county or parish of execution.
Item 77 Day	Enter the day the instrument was acknowledged.
Item 78 Month	Enter the month the instrument was acknowledged.
Item 79 Year	Enter the year the instrument was acknowledged.
Item 80 Grantee Official Name	Enter name of Grantee Official.
Item 81 Title	Enter title of Grantee Official.
Item 82 Grantee Entity Name	Enter Grantee entity name.
Item 83 Notary Public Name	Enter Notary Public name.

Item 84 Commission Number	Enter Commission No.
Item 85 Commission Date	Enter Commission Expiration date.
Exhibit A	Attach legal description(s).