Suggested Template for Subordination Agreements
We are providing this sample Subordination Agreement to assist Sponsors with the preparation of an agreement for their specific location and situation. We recommend Sponsors furnish this sample language to their attorney tasked with preparing the actual Agreement.

Limitations of Use
This language serves as a starting point for the Sponsor when preparing their customized subordination agreement. Sponsors must not construe this sample document as being complete and legally sufficient. FAA’s provision of this sample agreement does not represent a guarantee, implied or explicit, of legal sufficiency. Sponsors are solely responsible for verifying the legal aspects of all contractual matters, including establishment of consultant agreements.

SAMPLE

SUBORDINATION AGREEMENT

THIS AGREEMENT made and entered into the _____ day of ________, 2003, by and XXXXXXXXX, hereinafter referred to as “District,” and the XXXXXXXXXXXXX, hereinafter referred to as “City.”

WITNESSETH:

WHEREAS, the City is the owner of that certain Municipal Airport located in XXXXXXXXXXXXXXXXX, and

WHEREAS, District is the owner of a 2-inch water line and an easement for water lines across a tract of land 15 width lying in that part of Section 12, Township 12 South, Range 24 East of the 6th P.M., Windy county, Any State, the center line of which is described as follows: Beginning at a point . . . . . . . . as shown by that certain Right-of-Way Easement recorded in Book 204, Page 708 of the records of the Register of Deeds, Windy County, Any State which said line and easement are located in, under, upon and across a part of said Municipal Airport real estate, and

WHEREAS, for the City to acquire airport development funds from the Federal Aviation Administration it is required that District agree with the City that District will subordinate its rights under said easement to airport use and development and will not, in the maintenance, repair, removal, relocation or replacement of its said water line, go upon the City’s said airport property or in any manner interfere with or interrupt the use or operation of said airport or its attendant facilities, without prior coordination with, and the approval of, the City.

NOW THEREFORE, the parties hereeto agree, each with the other, that District will not, in the maintenance, repair, removal, relocation or replacement of its above described 2-inch water line, or in the exercise of any other easement right, go upon the City’s said airport property or in any manner interfere with or interrupt the use or operation of said airport or its attendant facilities, without the prior approval of the City; and the City shall not unreasonably withhold such approval.

This agreement is and shall be binding upon and inure to the benefit of the parties and their successors and assigns.

IN WITNESS WHEREOF, we hereunto set our hands and seals on the day and year below our signatures indicated.

RURAL WATER DISTRICT NO. 1
Serene County, Any State

BY:____________________________

Date:____________________________

ATTEST:

______________________________

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CITY OF AIRVILLE, ANY STATE
a municipal corporation

BY: __________________________________________
DATE: _______________________________________

ATTEST:

___________________________________________
City Clerk

STATE OF ANY STATE) ss.
COUNTY OF SERENE)

On this ______ day of __________, 2003, before me appeared __________________________, to me personally known, who being by me duly sworn, did say that he is the ________________________ of Rural District No. 1, signed in behalf of said Rural Water District No. 1, Serene County, Any State, and said __________________ acknowledged said instrument to be the free act and deed of said Rural Water District No. 1, Serene County, Any State.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal at my office in said County and State the day and year last above written.

My Commission Expires:

___________________________________________
Notary Public

STATE OF ANY STATE) ss.
COUNTY OF SERENE)

BE IT REMEMBERED, that on this ______ day of __________, 2003, before the undersigned, a Notary Public in and for the County and State aforesaid, came __________________________, City Manager of the City Airville, Any State, a Municipal Corporation duly organized, incorporated and existing under and by virtue of the laws of Any State, and __________________________, City Clerk of said Municipal Corporation, who personally known to me to be such officers, and who personally known to me to be the same persons who executed, as officers, the within instrument of behalf of said Municipal Corporation, and such persons duly acknowledged the execution of the same to the act and deed of said Municipal Corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year last above written.

My Commission Expires:

___________________________________________
Notary Public

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