FEDERAL DEPOSIT INSURANCE CORPORATION

WASHINGTON, D.C.

In the Matter of FIRST UNITED BANK & TRUST COMPANY DURANT, OKLAHOMA (INSURED STATE NONMEMBER BANK)	)	ORDER TO PAY CIVIL MONEY PENALTY FDIC-12-640K

FIRST UNITED BANK AND TRUST COMPANY, Durant, Oklahoma ("Bank"), has been advised of its right to receive a NOTICE OF ASSESSMENT OF CIVIL MONEY PENALTY, FINDINGS OF FACT AND CONCLUSIONS OF LAW, ORDER TO PAY, AND NOTICE OF HEARING ("NOTICE OF ASSESSMENT") issued by the Federal Deposit Insurance Corporation ("FDIC") detailing the violations for which a civil money penalty may be assessed against the Bank pursuant to section 102 of the Flood Disaster Protection Act of 1973, as amended ("FDPA"), 42 U.S.C. § 4012a, section 8(i)(2) of the Federal Deposit Insurance Act ("FDI Act"), 12 U.S.C. § 1818(i)(2), and Part 339 of the FDIC Rules and Regulations, 12 C.F.R. Part 339 ("Part 339"), and has been further advised of its right to a hearing on the charges under the FDPA, 42 U.S.C. § 4012a(f)(4), and Part 308 of the FDIC's Rules of Practice and Procedure, 12 C.F.R. Part 308.

Having waived those rights, the Bank entered into a STIPULATION AND CONSENT TO THE ISSUANCE OF AN ORDER TO PAY CIVIL MONEY PENALTY ("CONSENT AGREEMENT") with a representative of the Legal Division of the FDIC, whereby solely for the purpose of this proceeding and without admitting or denying any violations, the

Bank consented and agreed to pay a civil money penalty in the amount of **$24,640.00** related to violations of the FDPA and Part 339. The FDIC has reason to believe that the Bank violated the FDPA and Part 339, as follows:

- Bank failed to obtain flood insurance, maintain flood insurance for the term of the loan, and/or obtain adequate flood insurance coverage on sixty-four (64) loans secured by real estate located in a Special Flood Hazard Area in which flood insurance coverage is available under the National Flood Insurance Act, as amended ("designated loans"), in violation of 42 U.S.C. § 4012a(b)(1) and 12 C.F.R. § 339.3(a).

After taking into account the CONSENT AGREEMENT, the appropriateness of the penalty with respect to the financial resources and good faith of the Bank, the gravity of the violations by the Bank, the history of previous violations by the Bank, and such other matters as justice may require, the FDIC accepts the CONSENT AGREEMENT and issues the following:

ORDER TO PAY CIVIL MONEY PENALTY

IT IS HEREBY ORDERED, that FIRST UNITED BANK AND TRUST COMPANY, DURANT, OKLAHOMA be, and hereby is, assessed a civil money penalty of **$24,640.00**, pursuant to the FDPA, 42 U.S.C. § 4012a; section 8(i)(2) of the FDI Act, 12 U.S.C. § 1818(i)(2); and Parts 308 and 339 of the FDIC Rules and Regulations, 12 C.F.R. Parts 308 and 339. The Bank shall pay the civil money penalty to the "**Treasury of the United States**."

This ORDER TO PAY CIVIL MONEY PENALTY shall be effective upon issuance.

Pursuant to delegated authority.

Dated at Dallas, Texas, this 4th day of February, 2013.

___/s/____________________________
Kristie K. Elmquist
Regional Director
Dallas Regional Office