ASSIGNMENT OF PURCHASER'S EQUITY

IN CONTRACT FOR THE SALE OF REAL ESTATE

In consideration of a loan in the amount of Three hundred two thousand three hundred seventy nine ($302,379.00) made by Fidelity Bank & Trust (hereinafter referred to as "Bank"), to the undersigned Allan Leo Ertl & Susan L. Ertl-Steffen, Husband & Wife (hereinafter referred to as "Borrower"), of Dyersville, Iowa 52040, on this 14th day of October, 1994, the Borrower hereby assigns, transfers and conveys to Bank all of the equity, title and interest in and to the following described real estate:

See Attached Exhibit "A" for legal description.

Partial
For Release, See Book 57
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together with all equity, title and interest in and to the contract or purchase covering the above described real estate, from which contract dated May 20, 1994, recorded in the Office of the Recorder of Delaware County, Iowa in Book 53 Page 314 as Document Number 55-302 on the 29th day of July, 1994.

It is agreed by the Borrower that this Assignment shall have the same force and effect as a Real Estate Mortgage on the above described real estate, and that the undersigned hereby mortgage, pledging all of their equity, title and interest in and to the above described real estate and all the rights as Buyers under the above described real estate contract as security and security only for the loan set out above.

It is further agreed by the Borrower that this Assignment shall stand as security for any renewals, extensions or substitutions of the original obligation set out above, for any obligation owed to the bank on the date of this Assignment, and for any subsequent or future advances to the undersigned made by the Bank at its option.

It is also agreed by the Borrower that in the event of any default by the Borrower under the terms of the above described Real Estate Contract, Bank or its successor in interest is authorized to make any payments on behalf of the undersigned that may be due of said Real Estate Contract or to take any other steps to protect its equity, and that any advancement made by the Bank for this purpose shall also be secured by this Assignment. The Borrower further agrees to immediately notify Bank of any Notice of Forfeiture, or Foreclosure of the above described Real Estate Contract served upon the undersigned and to execute any and all instruments that may be required by the Bank to protect its interest as assignee under this Assignment.

In the event of a breach of any of the above warranties or agreements, the Borrower agrees to indemnify and save the Bank harmless against all claims, demands, loss and liability howsoever arising out of the Contract and to pay the Bank upon demand, the balance unpaid on the Contract and, in the event of suit, all costs and reasonable attorney fees.

Dated this 14th day of October, 1994.

For Release, See Book 2000
Page 2163 7/17/00

Allan Leo Ertl
Allan Leo Ertl — Borrower

Susan L Steffen-Ertl
Susan L. Steffen-Ertl — Borrower

STATE OF IOWA)
) SS:
COUNTY OF DUBUQUE)

On this 14th day of October, 1994, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Allan Leo Ertl & Susan L. Steffen-Ertl, to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Randy J Ludwig
Notary Public, State of Iowa

RANDY J. LUDWIG
MY COMMISSION EXPIRES
9-20-97

FILE No. 77-1086
RECORDING FEE $ 11.00
TRANSFER FEE $

FILED FOR RECORD THE 19 DAY OF October, 1994 AT 11:52
O'CLOCK A M. BOOK 54 PAGE 15

STATE OF IOWA, DELAWARE COUNTY
Deborah L. Peyton, Recorder
TLD

For Release, See Book 107 Page 54 2/1/95

For Release, See Book 126 Page 54 2-23-95 Partial Release

For Release, See Book 104 Page 55 4/23/96

For Release, See Book 341 Page 54 10/3/95 (Lots 2 & 3, Block 3, #1)

For Release, See Book 54 Page 78 12/27/94

For Release, See Book 393 Page 54 11/16/95 (Lots 2 & 3, Block 3)

For Release, See Book 57 Page 54 12/7/94

EXHIBIT "A"

Lots 4-12 inclusive Block 1, Lots 1-5 inclusive Block 2, Lots 1-7 inclusive Block 3, Lot 1 Block 4, and Lots A of Sunset Heights No. 1 in the City of Dyersville, Delaware County, Iowa, being comprised of part of the balance of Lot 1 of Joe Ertl Farm and part of Lot 2 of 2 of Joe Ertl Farm all in the City of Dyersville, Delaware County, Iowa, and is more particularly described as follows:

Beginning at the Northeast Corner of Lot 1 of 2 of Joe Ertl Farm;
Thence North 00 degrees 04 minutes 57 seconds East 323.49 feet along the centerline of Holscher Road;
Thence North 00 degrees 03 minutes 35 seconds East 33.05 feet along the centerline of Holscher Road;
Thence North 89 degrees 56 minutes 22 seconds West 315.06 feet;
Thence North 00 degrees 04 minutes 35 seconds East 295.06 feet;
Thence North 89 degrees 53 minutes 05 seconds West 105.00 feet;
Thence North 00 degrees 06 minutes 55 seconds East 235.06 feet;
Thence South 89 degrees 41 minutes 00 seconds West 281.17 feet;
Thence North 00 degrees 19 minutes 39 seconds West 294.72 feet;
Thence South 89 degrees 41 minutes 27 seconds West 294.88 feet;
Thence South 00 degrees 16 minutes 43 seconds East 294.76 feet;
Thence South 89 degrees 41 minutes 13 seconds West 321.24 feet;
Thence South 00 degrees 19 minutes 27 seconds East 1124.89 feet;
Thence South 66 degrees 34 minutes 42 seconds East 319.07 feet;
Thence North 00 degrees 01 minute 56 seconds East 348.29 feet;
Thence South 89 degrees 58 minutes 04 seconds East 181.00 feet;
Thence North 00 degrees 01 minute 56 seconds East 16.86 feet;
Thence North 89 degrees 41 minutes 56 seconds East 229.67 feet;
Thence North 00 degrees 03 minutes 38 seconds East 144.36 feet;
Thence South 89 degrees 56 minutes 22 seconds East 461.25 feet;
Thence South 00 degrees 04 minutes 57 seconds West 141.45 feet
Thence North 89 degrees 41 minutes 56 seconds East 145.00 feet to the centerline of Holscher Road and the point of beginning.

This description does exclude Lots 7, 8 & 9 of Block One, and Lot Two of Block Two, of Sunset Heights No. One in the City of Dyersville, Delaware County, Iowa, being comprised of part of Lot One of Joe Ertl Farm and part of Lot 2 of 2 of Joe Ertl Farm, all in the City of Dyersville, Delaware County, Iowa, subject to easements of record.