AMENDMENT TO REAL ESTATE CONTRACT

COMES NOW Edward J. Nefzger and Bernardine C. Nefzger, as seller, and Joseph A. Goldsmith and Linda Goldsmith, as buyer, and do hereby amend the Real Estate Contract dated the 24th day of January, 1989 and recorded on the 3rd day of August, 1989 as In Book 125, L.D., Page 5, all in the records of the Recorder of Delaware County, Iowa, to the following described real estate:

See Attachment labeled Exhibit "A" and incorporated by reference herein.

by deleting all of paragraph 1 said Real Estate Contract - Installments and inserting the following:

1. TOTAL PURCHASE PRICE of said property is the sum of $149,000.00 of which $15,000.00 has been paid as a down payment, receipt of which is hereby acknowledged by seller. Buyer agrees to pay the balance to seller as directed by seller as follows: $1,250 payable on July 1, 1989 and $1,250.00 payable on January 1, 1990, and $1,250.00 on July 1 and January 1 of each year this contract is in force, plus interest on the unpaid balance at the rate of eight (8) percent per annum, payable on same dates as principal dates until January 1, 2002, when the entire balance shall be due and payable.

Privilege granted to pay off any amount at any time without penalty, but in the event of the death of Edward J. Nefzger, Buyer must pay off contract within two years of death of Edward J. Nefzger.

It should also be noted that the correct spelling for the name of the seller, "Bernadine Nefzger," is "Bernardine C. Nefzger" and that "Bernadine Nefzger" is one and the same person as "Bernardine C. Nefzger."

In all other respects the contract recorded in Book 125, L.D., Page 5 in the records of the Recorder of Delaware County, Iowa is affirmed by all parties thereto.

Dated this 16th day of November, 1994.

Edward J. Nefzger, Seller

Joseph A. Goldsmith, Buyer

Bernardine C. Nefzger, Seller

Linda Goldsmith, Buyer

FILE No. 91-1591
RECORDING FEE $ 16.00
TRANSFER FEE $

FILED FOR RECORD THE 15 DAY OF Dec, 19 94 AT 2:08 O'CLOCK P. M. BOOK 134 PAGE 131

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

STATE OF IOWA)
) ss:
COUNTY OF DUBUQUE)

On this 16th day of November, 1994, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Edward J. Nefzger and Bernardine C. Nefzger, Sellers, 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.



Marilyn Fortmann
Notary Public in and for the State of Iowa

STATE OF IOWA)
) ss:
COUNTY OF DUBUQUE)

On this 16th day of November, 1994, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Joseph A. Goldsmith and Linda Goldsmith, Buyers, 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.



Marilyn Fortmann
Notary Public in and for the State of Iowa

Attachment to Real Estate Contract-Installments

Real Estate Description:

The East half of the North West quarter of Section Thirty-One (31), excepting and reserving therefrom a piece of land as follows: commencing at the North East corner of the said East half of the North West quarter of said Section Thirty-One (31), and running from thence West thirty-seven (37) rods, thence South Seventeen (17) rods, thence East thirty-seven (37) rods, thence North Seventeen (17) rods to beginning, and excepting and reserving the Railroad right of way. Also the North West quarter of the North West quarter of Section Thirty-One (31), excepting and reserving therefrom the following described tract: commencing at the South West corner of the North half of the North West quarter of said Section and running from thence East Fifty-Three (53) rods and Nine (9) feet to a point Fourteen (14) feet West of the West edge of Plum Creek, thence in a Northwesterly direction Thirteen (13) rods and Eight (8) feet to the South line of the right of way of the Illinois Central Railroad and Forty-seven (47) rods and Twelve (12) feet East of the West line of said Section Thirty-One (31) thence running in a Southwesterly direction along the South line of said Railroad right of way to a point where said Railroad crosses the West line of said Section Thirty-One (31), thence South a place of beginning, and excepting and reserving the Railroad right of way, all being in Township Eighty-nine (89) North, Range Three (3), West of the Fifth P.M. and all that part of the North East quarter of the North East quarter of Section Thirty-six (36), Township Eighty-Nine (89) North, Range Four (4), West of the Fifth P.M., lying North of the Right of Way of the Illinois Central Railroad Company excepting Easement to the State of Iowa, for road purposes and for use as a Public Highway, Delaware County, Iowa.

"EXHIBIT A"