Date March 7, , 19 95
Place Manchester, IA

ASSIGNMENT OF REAL ESTATE CONTRACT

In order to induce the Farmers & Merchants Savings Bank, 101 E. Main St. Manchester
Name and Address of Lender IA 52057
or its Assigns (Lender) to make or renew, extend or modify the terms and conditions of a loan to Simon's Grain, Inc. and in order to provide security therefore, the undersigned hereby assigns to Lender all of their right, title and interest in and to a certain real estate contract Dated Sept. 1, 1989, wherein Roger M. Simon & Darlene Simon, (is) (are) the Buyers and Robert F. Emerson & Marilyn Jean Emerson, husband & wife (~~is~~) (are) the Sellers in the amount of $ 300,000.00, recorded in the Delaware County Recorder's office, City of Manchester, Iowa, on February 9, , 19 95, as Instrument No. , in Book 134 at Page 279 and involving real estate described as That part of Northeast Quarter (NE1/4) fo the Northwest Quarter (NW1/4) of Section Thirty-Three (33), Township Eighty-Nine (89) North, Range Five (5), West of the 5th P.M., described as commencing at a point 455.0 feet East of the Northwest corner of said Northeast Quarter of the Northwest Quarter and running thence South 285.0 feet, thence West 100.0 feet, thence South 120.0 feet, thence East 100.0 feet, thence South 45.0 feet, thence East 120.0 feet, thence North 450.0 feet, thence West 120.0 feet to the point of beginning

It is understood and agreed that this assignment imposes no liability on the Lender unless it undertakes to assume the rights, liabilities, and obligations of Assignor by giving written notice of that intent to the Vendor and the Vendee.

Assignor further stipulates that no previous assignments of the contract has been made, that all terms of the contract have been or will be fulfilled and agrees that no additional assignments of the contract or any type conveyances of the real estate will be made without Lender's written consent.

Assignor agrees that upon fulfilling the terms of the contract and acquiring a deed thereto, they will execute a mortgage to Lender as additional or replacement security for payment of the note dated March 7, , 19 95.

Roger Simon
ROGER SIMON

My Commission Expires: _____

Darlene Simon
DARLENE SIMON

NOTARY - Individual & Partnership

STATE OF Iowa)
) ss.
COUNTY OF Delaware)

I, Rosemary Drees, a Notary Public in and for said County, in the State aforesaid, do hereby certify that Roger Simon & Darlene Simon, personally known to me to be the same person(s) whose name(s) are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that they signed, ~~sealed~~ and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and notarial seal this 7th day of March, A.D., 1995.

ROSEMARY DREES
My Commission Expires
7/30/96

Rosemary Drees
Notary Public
ROSEMARY DREES

My Commission Expires: _____

NOTARY - Corporation

For Release, See Book 2000
Page 1529 5-18-00

STATE OF _____)
) ss.
COUNTY OF _____)

I, _____, a Notary Public, in and for said County, in the State aforesaid, do hereby certify that _____, President and _____, Secretary, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, and personally known to me to be the President and Secretary, respectively of _____, a corporation, appeared before me and acknowledged that they signed and sealed and delivered the said instrument as their free and voluntary act as such President and Secretary, respectively, and as the free and voluntary act of said corporation, for the uses and purposes therein set forth.

Given under my hand and notarial seal this ____ day of _____, A.D., 19__.

_____
Notary Public

My Commission Expires: _____

FILE No. 111-2345
RECORDING FEE $ 6.00
TRANSFER FEE $ _____

FILED FOR RECORD THE 14 DAY OF March, 1995 AT 3:20 O'CLOCK P M. BOOK 134 PAGE 278

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