C58

97 MAY 30 PM 2:26
135
3226-35522
DELAWARE COUNTY, IOWA
RECORDED AND FEE COLLECTED
RILEY T. [illegible]
RECORDER
$6.00

**Prepared by and return to:** (Name, Address and Phone No.) Deb J. Merfeld, Fidelity Bank & Trust, 208 2nd Street SE, P.O. Box 277, Dyersville, Iowa 52040-0277 (319) 875-7157

## PARTIAL RELEASE OF REAL ESTATE MORTGAGE

The undersigned, the present owner(s) of the mortgage hereinafter described, for valuable consideration, do hereby acknowledge that the following described real estate situated in Delaware County, Iowa, to wit:

The Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section Four (4) and the South One-Half (S½) of the Southeast Quarter (SE¼) of Section Five (5), Township Ninety (90) North, Range Three (3), West of the Fifth P.M., subject to easements of record.

is hereby released from the lien of the real estate mortgage executed by Martin J. & Joann B. Kruse (Husband & Wife) to Fidelity Bank & Trust, dated December 31, 1991 recorded in the record of the County of Delaware, State of Iowa, Book 114 page 230 specifically reserving and retaining the mortgage lien and all mortgage rights against all of the remaining property embraced in or subject to the mortgage above described.

Dated this 30th day of May, 19 97.

Fidelity Bank & Trust

By: Thomas H. Lucas
Thomas H. Lucas, President & CEO

By: Daniel J. Zitelman
Daniel J. Zitelman, Sr. Vice President & TO

CORPORATE SEAL

STATE OF Iowa, Dubuque COUNTY, ss:

On this 30th day of May, A.D. 19 97, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Thomas H. Lucas and Daniel J. Zitelman, to me personally known, who being by me duly sworn, did say that they are the President & CEO and Sr. Vice President & TO respectively, of said corporation; that ~~(no seal has been procured by the said)~~ (the seal affixed thereto is the seal of said) corporation; that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors; and that the said Thomas H. Lucas and Daniel J. Zitelman as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntary executed.

NOTARIAL SEAL DEBORAH J. MERFELD MY COMMISSION EXPIRES 8-31-98

Deborah J. Merfeld
Deborah J. Merfeld Notary Public in and for Said State

Filed for record this _____ day of _____, A.D. 19_____ at _____ o'clock _____ M., and recorded in Book _____ on page _____.

FEE, $_____ Paid

WHEN RECORDED PLEASE RETURN TO:

| NAME | ADDRESS |
|---|---|
| | |