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Prepared by **Joyce M. Pence Hearthstone Mortgage Company Inc 375 Collins Rd NE, Suite 103 Cedar Rapids, IA 52402 (319) 378-9444**

33-33-6-0203159

ASSIGNMENT OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS:

That **Hearthstone Mortgage Company Inc**, (the "Assignor"), an **Iowa** corporation organized and existing under the laws of **Iowa**, of **Delaware** County, Iowa, for value received, the receipt of which is hereby acknowledged, does hereby sell and assign unto the **Commercial Federal Mortgage Corporation** its successors and/or assigns (the "Assignee") all of its right, title and interest in and to a certain Mortgage dated the **7th** day of **July**, **1997**, executed by **Lowell G. Spittler and Dawn M. Spittler, Husband and wife** to the Assignor and recorded in the real estate mortgage records of the Office of the County Recorder of **Delaware** County, Iowa, in Book 135 Page 114, which Mortgage covers the real estate situated in **Delaware** County, Iowa, being more particularly described as follows, to wit:

THIS IS PURCHASE MONEY MORTGAGE See Attached for complete legal description

together with the Note described in such Mortgage and the moneys due and to become due thereon with interest, and the Assignor hereby authorizes said Assignee to collect, enforce or cancel the same.

Dated this **7th** day of **July**, **1997**.

Hearthstone Mortgage Company Inc

Daniel L. Pence President, President

Daniel L. Pence President

(CORPORATE SEAL)

State of Iowa

} ss.

County of Delaware

On this **7th** day of **July**, **1997**, before me the undersigned, a Notary Public in and for said County and State personally appeared **Daniel L. Pence** and **NA**, to me personally known, who being by me duly sworn, did say that they are the **President** and **NA**, respectively, of said corporation executing the within and foregoing instrument, that (no seal has been procured by the said) corporation; that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and that the said **Daniel L. Pence** and **N/A** as such officers acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it and by them voluntarily executed.

(NOTARY SEAL)

NOTARIAL SEAL IOWA JOYCE M. [illegible] MY COMMISSION [illegible]

Joyce M. Pence

Notary Public in and for said County and State

Joyce M. Pence

My commission expires: **7-20-98**

F1515.LMG (1/96)

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DATE 7-10-97 BOOK 135 PAGE 115

EXHIBIT "A"

That part of the South one-half (S½) of the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) of Section Twenty Nine (29), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., and of Lot Seventeen (17) of the Subdivision of part of the North one-half (N½) of the Southeast Quarter (SE¼) and of the South one-half (S½) of the Northeast Quarter (NE¼) of Section Twenty Nine (29), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., described as commencing at a point one hundred thirty two (132) feet West and one hundred (100) feet South of the intersection of the West line of New Street with the South line of Clara Avenue, and running thence South eighty nine (89) feet, thence West ninety seven and fifteen hundredths (97.15) feet, thence North eighty nine (89) feet, thence East ninety seven and fifteen hundredths (97.15) feet to the point of beginning