DELAWARE COUNTY IOWA
FILED
2002 MR 12 PM 2:00
BOOK 2002 PAGE 910
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
4.00

Preparer Information: (X) Larry J. Thorson, 4056 Glass Road NE, Cedar Rapids, IA 319/393-9090
Name Address Phone

REJECTION OF THE NOTICE OF NONJUDICIAL FORECLOSURE ATTACHED HERETO PURSUANT TO Iowa Code §655A.6

COME NOW, David J. Walderbach and Donna J. Walderbach, 20788 - 262nd Street, Delhi, IA, 52223, and hereby reject the Notice of Nonjudicial Foreclosure from Household Finance Industrial Loan Company of Iowa, with regard to a mortgage for property legally described as:

> Lot Forty Five (45) of Clair-View Acres at Delhi, Iowa in Sections Twenty Three (23) and Twenty six (26) Milo Township, Delaware County, Iowa according to plat thereof recorded in Book 2 Plats, Page 200,

David J. Walderbach and Donna J. Walderbach were served on or about February 12, 2002, with said notice.

DATED this 7th day of March, 2002.

DAVID J. WALDERBACH
DONNA J. WALDERBACH

BY: _____
Larry J. Thorson
Their Attorney
4056 Glass Rd. NE
Cedar Rapids, IA 52402

STATE OF IOWA, LINN COUNTY, ss:

On this 7th day of March, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Larry J. Thorson, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed.

ADELAIDE A. WEST
COMMISSION NUMBER 703836
MY COMMISSION EXPIRES
6-26-2003

_____
Adelaide A. West, Notary Public

NOTICE OF NONJUDICIAL FORECLOSURE OF NONAGRICULTURAL MORTGAGE
To: Mortgagor(s), parties in possession, successors in interest, and Junior Lienholders of Record

DAVID J. WALDERBACH
20788 - 262ND STREET
DELHI, IA 52223

DONNA J. WALDERBACH
20788 - 262ND STREET
DELHI, IA 52223

AND ALL OTHERS SERVED WITH NOTICE

YOU AND EACH OF YOU ARE HEREBY NOTIFIED:

1. The terms of one certain Promissory Note and Mortgage in the original principal sum of $150,435.76, dated December 23, 2000, recorded January 2, 2001, in Book 2001, Page 1, and executed by **DAVID J. WALDERBACH and DONNA J. WALDERBACH**, as Mortgagors in favor of Household Finance Industrial Loan Company of Iowa (or its assignors), as Mortgagee, covering the following described real estate:

LOT FORTY FIVE (45) OF CLAIR-VIEW ACRES AT DELHI, IOWA IN SECTIONS TWENTY THREE (23) AND TWENTY SIX (26) MILO TOWNSHIP, DELAWARE COUNTY, IOWA ACCORDING TO PLAT THEREOF RECORDED IN BOOK 2 PLATS, PAGE 200.

has not been complied with in the following specific particulars:

(a) Nonpayment of monthly payment under note of $1,791.14 per month since November 2001
(3 months x $1,791.14) $5,373.42

TOTAL $5,373.42

2. WITHIN THIRTY DAYS AFTER YOUR RECEIPT OF THIS NOTICE, YOU MUST EITHER CURE THE DEFAULTS DESCRIBED IN THIS NOTICE OR FILE WITH THE RECORDER OF THE COUNTY WHERE THE MORTGAGED PROPERTY IS LOCATED A REJECTION OF THIS NOTICE AND SERVE A COPY OF YOUR REJECTION ON THE MORTGAGEE IN THE MANNER PROVIDED BY THE RULES OF CIVIL PROCEDURE FOR SERVICE OF ORIGINAL NOTICES. IF YOU WISH TO REJECT THIS NOTICE, YOU SHOULD CONSULT AN ATTORNEY AS TO THE PROPER MANNER TO MAKE THE REJECTION.

IF YOU DO NOT TAKE EITHER OF THE ACTIONS DESCRIBED ABOVE WITHIN THE THIRTY DAY PERIOD, THE FORECLOSURE WILL BE COMPLETE AND YOU WILL LOSE TITLE TO THE MORTGAGED PROPERTY. AFTER THE FORECLOSURE IS COMPLETE THE DEBT SECURED BY THE MORTGAGED PROPERTY WILL BE EXTINGUISHED.

IN THE EVENT THIS NOTICE IS PUBLISHED, SERVICE OF NOTICE WILL BE COMPLETED ON _____.

HOUSEHOLD FINANCE INDUSTRIAL LOAN COMPANY OF IOWA

By _____
Bob Siddens
SIDDENS LAW OFFICE
Attorney at Law
650 42nd Street
Des Moines, IA 50312
Phone: (515) 274-9309

REC'D
02 FEB 11 AM 8:02
DONALD D. ZELLER
SHERIFF
DELAWARE COUNTY, IOWA

IN THE IOWA DISTRICT COURT FOR Linn COUNTY

David J. Walderbach,
Donna J. Walderbach

Plaintiff,

File No.

V.

RETURN OF SERVICE

Household Finance Industrial
Loan Company of Iowa

Defendants

STATE OF IOWA, COUNTY of Linn , SS:

I hereby certify and make return that I received the following documents:

Rejection of Notice of Nonjudicial Foreclosure

on the **8th** day of **March, 2001,** I served the same on the within named defendant, **Household Finance Industrial Loan Company of Iowa** by delivering a true copy thereof, as follows:

☐ I served the same by delivering a copy thereof to the above person personally

☐ I served the same on the above person at the above person's dwelling house or usual place of abode (which place was not a rooming house, hotel, club, or apartment building) by there delivering a copy thereof to a member of the family, or manager, clerk, proprietor or custodial named and described below, a person who was then at least eighteen years old.

☒ I served the above company, corporation, etc., by delivering a copy to the person named and described below. Said service was made at the address shown below:

Nancy Zehr, Secretary, CT Corporation, 2222 Grand Avenue, Des Moines, IA
Name and Title or Relationship of Individual Served (If Not Shown Above)

Fee: $35.00

By: William E. Burress
William E. Burress

Subscribed and sworn to before me by the said **William E. Burress** this **8th** Day of **March, 2001**

Penelope J. Entinger
Notary Public in and for the State of Iowa

PENELOPE J. ENTINGER
My Commission Expires
April 9, 2003