Entered for taxation 4th day
of September A.D. 2003
Sharon McCrabb, Auditor
By Deputy
89-217

RECORDER FEE $ 21.00
AUDITOR FEE $ 5.00

BOOK 2003 PAGE 4941
DEBORA L. FENTON
DELAWARE CO. RECORDER

DELAWARE COUNTY IOWA
FILED
2003 SP -2 AM 10:50

Carr & Carr Lawyers 117 S Franklin Street PO Box 333 Manchester, IA 52057 563-927-4164

28-89-6

ASSIGNMENT OF REAL ESTATE CONTRACT

Martin R. Adam and Edna D. Adam, husband and wife hereinafter assignors and David Havel and Holly Havel, husband and wife hereinafter assignees agree as follows:

1. Assignors herewith assign all of their right, title and interest in and to a certain real estate contract recorded in Book 138, Page 349 in Delaware County, Iowa unto assignees, i.e. David Havel and Holly Havel, as joint tenants with full rights of survivorship and not as tenants in common.

2. That the consideration for the assignment to be paid by assignees to assignors is $1.00, same to be paid in cash forthwith upon the effective date of this assignment.

3. The effective date of this assignment is September 1, 1999.

4. That contemporaneously with the assignment assignors agree to execute a Quit Claim Deed to assignees.

5. That assignors represent that they have a merchantable title to the real estate which is described in the contract herein assigned except to the extent of the outstanding interest to the contract sellers, namely E. Michael Carr and Sylvia L. Carr.

6. By acceptance of this assignment assignees agree to assume all further responsibilities and obligations of the contract herein assigned, and as between assignors and assignees herein, assignors are released from any further responsibilities on said contract. However assignors are not relieved of their responsibilities on the contract herein assigned to E. Michael Carr and Sylvia L. Carr in the event assignees fail to fulfill the contract obligations.

7. Assignees by the signing of this document accept the assignment.

8. The Warranty Deed required to be given by the sellers E. Michael Carr and Sylvia L. Carr in the above assigned contract shall now be given by them directly to the assignees upon fulfillment of the contract.

Dated this 21st day of August, 2003.

Martin R. Adam

Edna D. Adam

David Havel

Holly Havel

STATE OF IOWA)
) ss
DELAWARE COUNTY)

On this 21st day of August, 2003 before me the undersigned a Notary Public in and for said State personally appeared Martin R. Adam 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.

Notary Public in and for State of Iowa

NOTARIAL SEAL IOWA
DIANE M. UHLENKAMP
COMMISSION NO. 713679
MY COMMISSION EXPIRES
11-19-04

STATE OF IOWA)
) ss
DELAWARE COUNTY)

On this 22nd day of August, 2003 before me the undersigned a Notary Public in and for said State personally appeared Edna D. Adam to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that she executed the same as her voluntary act and deed.

Notary Public in and for State of Iowa

NOTARIAL SEAL IOWA
DIANE M. UHLENKAMP
COMMISSION NO. 713679
MY COMMISSION EXPIRES
11-19-04

STATE OF IOWA)
) ss
DELAWARE COUNTY)

On this 22nd day of August, 2003 before me the undersigned a Notary Public in and for said State personally appeared David Havel 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.

Diane M Uhlenkamp
Notary Public in and for State of Iowa

NOTARIAL SEAL IOWA
DIANE M. UHLENKAMP
COMMISSION NO. 713679
MY COMMISSION EXPIRES
11-19-04

STATE OF IOWA)
) ss
DELAWARE COUNTY)

On this 21st day of August, 2003 before me the undersigned a Notary Public in and for said State personally appeared Holly Havel to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that she executed the same as her voluntary act and deed.

Diane M Uhlenkamp
Notary Public in and for State of Iowa

NOTARIAL SEAL IOWA
DIANE M. UHLENKAMP
COMMISSION NO. 713679
MY COMMISSION EXPIRES
11-19-04