William Werger

DELAWARE COUNTY IOWA
FILED
2004 JL - 1 PM 3:59
BOOK 2004 PAGE 2457
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
12.00

This instrument was prepared by:
Trent P. Marner VILLAGE BANK AND TRUST COMPANY 105 MARION MARTELLE, IA 52305 319-482-2371

ASSIGNMENT OF DEED OF TRUST

For value received, the undersigned does hereby sell, transfer, assign and set over to THE EMILY WENDT ESTATE its successors and assigns, all of the undersigned's interest and equity in property evidenced by a certain Deed of Trust of real estate executed by Wilber and Emily Wendt, husband and wife under the date of October 22, 1999, covering the following described property:

See Attachment "A"

Said Deed of Trust was filed and recorded on the 27th day of October, 1999 in the records of the Delaware County Recorder in book 1999, Page 3754, which said contract is hereby sold, assigned and delivered to THE EMILY WENDT ESTATE.

Dated at Martelle, Iowa, this 24th day of June, 2004.

VILLAGE BANK AND TRUST COMPANY
f/k/a Farmers Savings Bank

BY: _____
Jeffery J. Steffensmeier, Cashier

BY: _____
Trent P. Marner, Vice President

CORPORATE
STATE OF IOWA, JONES COUNTY, ss:
On this 24th day of June, A.D. 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jeffery J. Steffensmeier and Trent P. Marner, to me personally known, who being by me duly sworn, did say that they are the Cashier and Vice President, of said corporation; that 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 Cashier and Vice President as such officers, acknowledged the execution of said instrument to be voluntary act and deed of said corporation, by it and by them voluntarily executed.

_____
Notary Public in and for the County and State aforesaid

STACY J. CHRISTNER
NOTARIAL SEAL - IOWA
COMMISSION NO. 221283
MY COMMISSION EXPIRES MAR. 9 2005

STATE OF IOWA)
) ss.
_____ COUNTY)

Filed for record the _____ day of _____, A.D. 2004 , at _____ o'clock ____.M.,
and Recorded in Book _____ of Mortgages, on Page _____.
Indexed on Chattel Mortgage Index, _____, 2004

_____
Recorder

When recorded please return to:

ATTACHMENT A

CONVEYS: (subject to oil, gas, and mineral rights owned by parties other than Mortgagors; existing easements of record; reservations in United States and State patents; and the rights of the public in all highways), the following-described real estate in Delaware County, Iowa: All that part of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) and of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of Section Two (2) lying West and South of a line drawn through said two forty acre tracts described as follows: Commencing at the Northwest corner of said Section Two (2), thence South 89° 14' East a distance of four hundred sixty two (462.0) feet, thence North 89° 34' East a distance of six (6.0) feet, thence South 0° 45' East a distance of two hundred fifty four and eight-tenths (254.8) feet, thence South 35° 38' East a distance of five hundred four and one-tenth (504.1) feet, thence South 31° 32' 15" East a distance of three hundred ninety one and eight-tenths (391.8) feet, thence South 88° 00' East a distance of fifty seven and three-tenths (57.3) feet, thence Southeasterly four hundred forty three and eight-tenths (443.8) feet along a two thousand seven hundred ninety two and six-tenths (2792.6) foot radius curve concave Southwesterly and tangent at the point of beginning to a line which bears South 26° 51.9' East, thence Southerly seven hundred sixty six (766.0) feet along a one thousand five (1005.0) foot radius curve concave Westerly, thence South 25° 55' West a distance of one hundred and three-tenths (100.3) feet, thence Southerly four hundred fifty two and seven-tenths (452.7) feet along a three hundred thirty two (332.0) foot radius curve concave Easterly, thence South one hundred nine and four-tenths (109.4) feet to the point of beginning, which point of beginning is a point on the West side of the Fish Hatchery and on the South side of the road running into said Fish Hatchery, running thence North 56° 16.6' West a distance of one hundred ninety eight and eight-tenths (198.8) feet, thence North 21° 25.8' West a distance of three hundred fifty five and one-tenth (355.1) feet, thence North 25° 23.6' East a distance of five hundred twenty four and nine-tenths (524.9) feet, thence Northerly four hundred nine and one-tenth (409.1) feet along a eight hundred ninety five (895.0) foot radius curve concave Westerly and tangent to a line which bears North 8° 26' East at the beginning, thence Northwesterly a distance of four hundred eighty seven and three-tenths (487.3) feet along a two thousand six hundred eighty two and six-tenths (2682.6) foot radius curve concave Southwesterly, to a point on the North line of the Southwest Quarter (SW¼) of the Northwest Quarter (NW¼) of said Section Two (2), said description excluding that part of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of said Section Two (2) lying East of the West line of United States Government Fish Hatchery Grounds extended South to the South line of the said Northwest Quarter (NW¼) of the Southwest Quarter (SW¼); and the East fifty three (53) acres of the North one-half (N½) of the Southeast Quarter (SE¼), and the East fifty three (53) acres of the South one-half (S½) of the Northeast Quarter (NE¼) of Section Three (3), and the East forty (40) acres of the North one-half (N½) of the Northeast fractional Quarter (NEfr¼) of Section Three (3) except commencing at the Northeast corner of said Section Three (3) and running thence West four (4) rods, thence South six (6) rods, thence East four (4) rods, thence North six (6) rods to the point of beginning reserved for a cemetery, and further except commencing thirteen (13) rods West of the Northwest corner of said cemetery, thence West sixteen (16) rods, thence South sixteen (16) rods, thence East sixteen (16) rods, thence North sixteen (16) rods to the point of beginning; and except that part of the Northeast Fractional Quarter (NE Frl.¼) of the Northeast Quarter (NE¼) described as commencing at the Northeast Corner of said Northeast Fractional Quarter (NE Frl.¼) of the Northeast Quarter (NE¼), and running thence West 66 feet to the point of beginning, thence West 511.1 feet along the North line, thence South 01 degree 35 minutes West 294.9 feet, thence East 577.1 feet, thence North 01 degree 35 minutes East 161.4 feet along the East line, thence West 66.0 feet, thence North 01 degree 35 minutes East 133.5 feet to the point of beginning in Section Three (3), Township Eighty-eight (88) North, Range Five (5), West of the Fifth Principal Meridian,
containing 222 acres, more or less.