DELAWARE COUNTY IOWA
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DEBORAH L. PRICE
DELAWARE COUNTY RECORDER
12.00

P.O. Box 239

Prepared By: William J. Maiers, 222 Fischer Bldg., Dubuque, IA 52004-0239; Phone: (563) 556-8000

MEMORANDUM OF BUY - SELL AGREEMENT

A Buy - Sell Agreement between Sheila E. Castaneda and Ralph D. Kluseman, wife and husband, and Mark D. Stone and Cathy A. Stone, husband and wife, was made regarding the following described premises:

That part of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) and that part of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4), all in Section Ten (10), Township Ninety North (T90N), Range Four West (R4W) of the Fifth P.M., Delaware County, Iowa, described as commencing at the Northeast corner of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section Ten (10), said point being the point of beginning, thence South 1,329.7 feet to the Southeast corner of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section Ten (10), thence South 969.0 feet along the East line of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of said Section Ten (10), thence South 78 degrees-13' West 932.9 feet, thence North 25 degrees-01' West 319.1 feet, thence Northerly 379.96 feet along a 492.95 feet radius curve concave Easterly and tangent to the previous course, thence North 19 degrees-09' East 651.8 feet and tangent to the previous course, thence Northerly 183.7 feet along a 187.41 feet radius curve concave Westerly and tangent to the previous course, thence North 37 degrees-01' West 522.2 feet and tangent to the previous course, thence Northwesterly 61.25 feet along a 568.09 feet radius curve concave Northeasterly and tangent to the previous course, thence East 36.33 feet, thence Northwesterly 158.3 feet along a 535.09 feet radius curve concave Northeasterly, thence North 17 degrees-03' West 298.2 feet and tangent to the previous course, thence North 77.3 feet, thence North 87 degrees-02' East 1,345.0 feet to the point of beginning, said parcel containing approximately 58.11 acres subject to road right of way and easements of records. (The East line of said Section Ten (10) is assumed to bear due North and South) EXCEPT PARCEL A, Part of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) and Part of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4), All in Section Ten (10), Township Ninety North (T90N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa, as recorded in Book 4 of Plats, Page 132 in the Office of the Delaware County Recorder subject to easements of record, according to the recorded plat thereof in Book 7, Page 93, File No. 62-554 in the office of the Delaware County Recorder; subject to Boundary Line Agreement as recorded in Miscellaneous Book 3, Page 182 in the Office of the Delaware County Recorder.

The Buy - Sell Agreement was signed on the 29 day of OCTOBER, 2004, and contained conditions and restrictions concerning the sale and transfer of said premises.

This Memorandum of Buy - Sell Agreement is recorded for the purpose of constructive notice. In the event of any conflict between the provisions of this Memorandum and the Buy - Sell Agreement itself, executed by the parties, the terms and provisions of the Buy - Sell Agreement shall prevail. A complete counterpart of the Buy - Sell Agreement, together with any amendments thereto, is in the possession of the parties to the Buy - Sell Agreement.

Dated this 29 day of OCTOBER, 2004.

Sheila E. Castaneda

Sheila E. Castaneda

Mark D. Stone

Mark D. Stone

Ralph D. Kluseman

Ralph D. Kluseman

Cathy A. Stone

Cathy A. Stone

STATE OF IOWA)
) ss.
DUBUQUE COUNTY)

On this 29 day of OCTOBER, 2004, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Sheila E. Castaneda and Ralph D. Kluseman, wife and husband, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Notary Public, State of Iowa

STATE OF IOWA)
) ss.
DUBUQUE COUNTY)

On this 29 day of OCTOBER, 2004, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Mark D. Stone and Cathy A. Stone, husband and wife, to me known to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Notary Public, State of Iowa

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