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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

CHG

Prepared by: Tom Jenk, P.O. Box 304, Dyersville, IA 52040-0304 (563) 875-9112

## *ASSIGNMENT OF REAL ESTATE CONTRACT*

**RE: E½ of the SW¼, and the N½ of the NW¼ of the SW¼, all in Section 32, Township 90 North, Range 3 West of the 5th P.M., Delaware County, Iowa, subject to easements of record EXCEPT that part of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of said section described as commencing at a point on the West line of said Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) that is One hundred thirty (130) feet South of the Northwest Corner of the Southwest Quarter (SW¼), running thence South along the section line a distance of Six hundred nineteen (619.0) feet, thence East Forty-five (45) feet, thence North Six hundred nineteen (619.0) feet, thence West forty-five (45.0) feet to the point of beginning**

That on the 1st day of December, 1995, a Real Estate Contract-Installments was entered into wherein Gilbert B. Willenborg and Mary Ann Willenborg, husband and wife, were the Sellers, and Iowa Agricultural Development Authority was the Buyer. Said contract was recorded in the Delaware County Recorder's office on February 16, 1996 in Book 136, Page 87.

That said Real Estate Contract-Installments was assigned per Quit Claim Deed to Mark Kruse on February 15, 1996 by Iowa Agricultural Development Authority. Said Quit Claim Deed filed for record on February 29, 1996 in Book 136, Page 112.

That said Real Estate Contract-Installments was later assigned by Mark Kruse and Rachel Kruse, husband and wife, to Martin Kruse and Joann Kruse, husband and wife, as joint tenants with full rights of survivorship, and not as tenants in common. Said Assignment recorded on April 13, 2006 in Book 2006, Page 1374.

That Martin Kruse and Joann Kruse, husband and wife, hereby assign back to Mark Kruse and Rachel Kruse, husband and wife, as joint tenants with full rights of survivorship, and not as tenants in common, any and all interest which they acquired per Assignment of Real Estate Contract filed on April 13, 2006 in Book 2006, Page 1374. That Martin Kruse and Joann Kruse are also issuing a Quit Claim Deed of whatever interest they have in said property to Mark Kruse and Rachel Kruse, husband and wife, as joint tenants with full rights of survivorship, and not as tenants in common.

That Martin Kruse and Joann Kruse relinquish any and all interest they have in the above described property.

WE, the undersigned, Martin Kruse and Joann Kruse, husband and wife, do hereby assign any and all interest that we might have in the above Real Estate Contract to Mark Kruse and Rachel Kruse, husband and wife, as joint tenants with full rights of survivorship, and not as tenants in common.

TOM JENK, P.C.
TOM JENK
ATTORNEY AT LAW
225 - 1ST AVENUE EAST
DYERSVILLE, IOWA 52040-0304
PHONE: (563) 875-9112

Dated at Dyersville, Iowa, this 31st day of May, 2006.

Martin Kruse
Martin Kruse, Assignor

Mark Kruse
Mark Kruse, Assignee

Joann Kruse
Joann Kruse, Assignor

Rachel Kruse
Rachel Kruse, Assignee

STATE OF IOWA )
) ss:
COUNTY OF DUBUQUE )

On this 31st day of May, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Martin Kruse and Joann Kruse, husband and wife, and Mark Kruse and Rachel Kruse, husband and wife, to me known to be the identical persons named in and who executed the foregoing instrument as their voluntary act and deed.

TOM JENK
Commission Number 203901
My Commission Exp. SEP 15, 2006

Notary Public in and for the State of Iowa

TOM JENK, P.C.
TOM JENK
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