Book 2008 Page 1690
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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

FOR RECORDER'S USE ONLY

Prepared By: ANNETTA PETERSON, HOME EQUITY REPRESENATIVE, State Farm Bank, F.S.B., One State Farm Plaza, Bloomington, IL 61710, (877) 734-2265

ADDRESS TAX STATEMENT:
PATRICK W SCHMITZ, 2559 210TH AVE, DELHI, IA 52223

RECORDATION REQUESTED BY:
State Farm Bank, F.S.B.; Bank Loan Center; One State Farm Plaza; Bloomington, IL 61710

WHEN RECORDED MAIL TO:
~~State Farm Bank, F.S.B., P O Box 5961, Madison, WI 57305-0961~~

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12720 I Street, Suite 100
Omaha, NE 68137

DRI

MODIFICATION OF MORTGAGE

The names of all Grantors (sometimes "Grantor") can be found on page 1 of this Modification. The names of all Grantees (sometimes "Lender") can be found on page 1 of this Modification. The property address can be found on page 2 of this Modification. The legal description can be found on page 1 of this Modification. The related document or instrument number can be found on page 1 of this Modification.

THIS MODIFICATION OF MORTGAGE dated April 29, 2008, is made and executed between PATRICK W SCHMITZ; a Single Person (referred to below as "Grantor") and State Farm Bank, F.S.B., whose address is One State Farm Plaza, Bloomington, IL 61710 (referred to below as "Lender").

MORTGAGE. Lender and Grantor have entered into a Mortgage dated May 9, 2003 (the "Mortgage") which has been recorded in DELAWARE County, State of Iowa, as follows:

RECORDED ON 06-04-2003 INI BOOK 2003 AT PAGE 2686 IN THE DELAWARE COUNTY RECORDS.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property located in DELAWARE County, State of Iowa:

THE FOLLOWING DESCRIBED REAL ESTATE IN DELAWARE COUNTY, IOWA:
LOT ONE HUNDRED THIRTY (130) OF "CLAIR-VIEW ACRES AT DELHI, IOWA" IN SECTIONS TWENTY THREE (23) AND TWENTY SIX (26), MILE TOWNSHIP, DELAWARE COUNTY, IOWA, ACCORDING TO THE RECORDED PLAT IN BOOK '2' PLATS, PAGE 200 #2, AND ALSO ALL THAT

LAND LYING WESTERLY AND SOUTHWESTERLY OF SAID LOT ONE HUNDRED THIRTY (130) WITHIN THE EXTENSIONS OF THE SOUTHERLY AND NORTHWESTERLY SIDES OF SAID LOT EXTENDING INTO THE MAQUOKETA RIVER TO THE WEST LINE OF THE NORTHEAST QUARTER (NE1/4) OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TWENTY THREE (23), TOWNSHIP EIGHTY EIGHT (88) NORTH, RANGE FIVE (5), WEST OF THE FIFTH P.M., ALSO THAT PART OF THE WEST THREE-EIGHTS (W 3/8) OF THE NORTHEAST QUARTER (NE1/4) OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TWENTY THREE (23), TOWNSHIP EIGHTY EIGHT (88) NORTH, RANGE FIVE (5), WEST OF THE FIFTH P.M., DELAWARE COUNTY, IOWA, DESCRIBED AS BEGINNING AN THE NORTHWEST CORNER OF SAID LOT ONE HUNDRED THIRTY (130), THENCE NORTH 70° 15' 30" EAST TWO HUNDRED EIGHTY TWO AND THIRTY SIXTY HUNDREDTHS (280.36) FEET ALONG THE NORTHWESTERLY LINE OF SAID LOT ONE HUNDRED THIRTY (130) TO THE NORTHEAST CORNER OF SAID LOT ONE HUNDRED THIRTY (130), THENCE SOUTH 84° 22' 52" EAST TWO HUNDRED TWENTY NINE AND SIXTY FIVE HUNDREDTHS (229.65) FEET TO THE EAST LINE OF SAID WEST THREE-EIGHTHS (W 3/8), THENCE NORTH 0° 19' 44" WEST FOUR HUNDRED TWENTY TWO AND NINETY EIGHT HUNDREDTHS (422.98) FEET ALONG SAID EAST LINE TO THE SOUTH LINE OF THE NORTH SIX AND FOUR-TENTHS (6.4) RODS OF SAID WEST THREE-EIGHTHS (W 3/8), THENCE SOUTH 87° 45' 53" WEST FOUR HUNDRED NINETY FIVE (495) FEET ALONG SAID SOUTH LINE TO THE WEST LINE OF SAID NORTHEAST QUARTER (NE1/4) OF THE SOUTHEAST QUARTER (SE1/4), THENCE SOUTH 0° 19' 44" EAST FOUR HUNDRED SEVENTY SIX AND FIFTY SIX HUNDREDTHS (476.56) FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING, AND THAT PART OF THE WEST THREE-EIGHTS (W 3/8) DESCRIBED AS BEGINNING AT THE NORTHWEST CORNER OF SAID LOT ONE HUNDRED THIRTY (130), THENCE SOUTH 0° 19' 44" EAST SEVENTY (70) FEET ALONG THE WEST LINE OF SAID NORTHEAST QUARTER (NE1/4) OF THE SOUTHEAST QUARTER (SE1/4), THENCE SOUTH 60° 40' 05" EAST TWENTY NINE AND FOUR HUNDREDTHS (29.04) FEET TO THE WEST LINE OF SAID LOTS ONE HUNDRED THIRTY (130), THENCE NORTH 17° 00' 51" WEST EIGHTY EIGHT AND TWO HUNDREDTHS (88.02) FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING. THAT PART OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION TWENTY THREE (23), TOWNSHIP EIGHTY EIGHT (88) NORTH, RANGE FIVE (5), WEST OF THE FIFTH P.M. DESCRIBED AS COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION TWENTY THREE (23), THENCE NORTH 89° 37' 53" WEST FIVE HUNDRED SIXTY ONE AND NINE-TENTHS (561.9) FEET ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE1/4) TO THE CENTERLINE OF A COUNTY ROAD AND THE POINT OF BEGINNING. THENCE SOUTH 01° 32' 17" EAST ALONG SAID CENTERLINE ONE HUNDRED FIVE AND SIXTY SIX, HUNDREDTHS (105.66) FEET, THENCE NORTH 89° 37' 53" WEST SEVEN HUNDRED SEVENTY FOUR AND SIXTY-EIGHT HUNDREDTHS (774.68) FEET TO THE WEST LINE OF THE NORTHEAST QUARTER (NE1/4) OF SAID SOUTHEAST QUARTER (SE1/4), THENCE NORTH 00° 21' 39" EAST ALONG SAID WEST LINE ONE HUNDRED FIVE AND SIX-TENTHS (105.6) FEET TO THE NORTH LINE OF SAID SOUTHEAST QUARTER (SE1/4), THENCE SOUTH 89° 37' 53" EAST SEVEN HUNDRED SEVENTY ONE AND EIGHTEEN HUNDREDTHS (771.18) FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING.
THIS DEED IS GIVEN PURSUANT TO A DECREE OF DISSOLUTION OF MARRIAGE IN DELAWARE COUNTY, EQUITY NO. CDDM04749, ENTERED ON APRIL 3, 2001.
SUBJECT TO RESTRICTIONS, RESERVATIONS, EASEMENT, COVENANTS, OIL, GAS OR MINERAL RIGHTS OF RECORD, IF ANY.

The Real Property or its address is commonly known as 2559 210TH AVE, DELHI, IA 52223. The Real Property tax identification number is 000250230707200.

MODIFICATION. Lender and Grantor hereby modify the Mortgage as follows:

PRINCIPAL INCREASE OF $90,000. This Mortgage secures credit in the amount of $140,000. THE

MATURITY DATE OF THIS MORTGAGE WILL BE 5-31-2015.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Mortgage as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED APRIL 29, 2008.

GRANTOR:

X _____
PATRICK W SCHMITZ

LENDER:

STATE FARM BANK, F.S.B.

X _____
Authorized Signer
Janis Humberd
Loan Accounting Manager

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Iowa)
) SS
COUNTY OF Delaware)

On this 29th day of April, A.D., 20 08, before me, a Notary Public in and for said County and State, personally appeared **PATRICK W SCHMITZ, a Single Person,** to me known to be the person named in and who executed the foregoing instrument and acknowledged that he or she executed the same as his or her voluntary act and deed.

Julie A Smith
Notary Public in the State of JULIE A SMITH
Iowa

Julie A. Smith
COMMISSION NUMBER 712745
My Commission Expires
9-26-10

LENDER ACKNOWLEDGMENT

STATE OF Missouri)
) SS
COUNTY OF St. Louis)

NICOLE BALDWIN
Notary Public – Notary Seal
STATE OF MISSOURI
St. Louis County
My Commission Expires: July 25, 2011
Commission #07149988

On this 7 day of May, A.D., 20 08, before me, the undersigned Notary Public in said County and State, personally appeared Janis Humberd and known to me to be the loan acct mgr, authorized agent for **State Farm Bank, F.S.B.** that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of **State Farm Bank, F.S.B.**, duly authorized by **State Farm Bank, F.S.B.** through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and in fact executed this said instrument on behalf of **State Farm Bank, F.S.B.**.

By Nicole Baldwin
NICOLE BALDWIN
Notary Public in and for the State of MO

Residing at St. Louis County

My commission expires July 25, 2011