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DEBORAH L PEYTON. RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

AMENDMENT TO DEED OF TRUST

Recorder's Cover Sheet

Preparer Information:
Joseph A. Peiffer, PO Box 2877, Cedar Rapids, Iowa 52406-2877 (319) 365-0437

Return Address:
Chad C. Leitch, O'Connor & Thomas, P.C., 700 Locust Street, Suite 200, Dubuque, IA 52001

Mortgagors:
Neil L. Hoeger and Linda L. Hoeger

Mortgagee:
American Trust & Savings Bank

Legal Description: A part of the SW 1/4 and SE 1/4 all in Section 2, Township 88 North, Range 3 West of the 5th Principal Meridian, Delaware County, Iowa described as follows:

Commencing as a point of reference at W 1/4 corner of said Section 2;
thence N89° 06'26"E along the north line of the S ½ of said Section 2, 1940.67 feet to the point of beginning;
thence N89°06'26"E along said north line, 1005.12 feet;
thence S01°41'48"E, 1034.22 feet;
thence S89°06'26"W, 381.60 feet;
thence S09°01'26"W, 1474.15 feet;
thence N89°58'41"W, 347.50 feet;
thence N01°44'25"W, 2480.97 feet to the point of beginning, containing 40.00 acres which includes 0.76 acres of road right of way.

Document or instrument number if applicable: Book 114, Page 111 in the Delaware County Recorder's Office

Document Drafted by Joseph A. Peiffer, PO Box 2877, Cedar Rapids, Iowa 52406-2877 (319) 365-0437

AMENDMENT TO DEED OF TRUST

The undersigned, Neil L. Hoeger and Linda Hoeger, aka Linda L. Hoeger, husband and wife, and American Trust & Savings Bank of Dyersville, Iowa, do hereby amend the Deed of Trust executed by the Hoegers on the 26th day of November, 1991 and recorded in the books and records of the Delaware County, Iowa Recorder on the 3rd day of December 1991 at book 114 page 111 to conform to the terms of a Loan Settlement Agreement executed on the 29 day of May, 2009. The Deed of Trust is amended as follows:

1) The Deed of Trust shall secure only one promissory note in the amount of $208,500.00 executed on the same date as the Amendment to Deed of Trust was executed. It shall not serve as collateral for any other indebtedness of the Hoegers to the Bank.
2) The language found in the third paragraph of the second page of the Deed of Trust set forth below is hereby deleted and of no further force and effect. The deleted language reads as follows:

   To secure payment to second party, its successors or assigns, of all notes, obligations and liabilities of first parties to second party, and on which note or notes, obligations and liabilities first parties, either jointly or severally, is or are maker, endorser, surety or guarantor. The intention of first parties hereby is to cover and secure payment to second party of any indebtedness now or hereafter owing by first parties and also to secure payment of any extensions or renewals of any such indebtedness or any part thereof. When all such notes, obligations and liabilities and any renewals or extensions thereof shall be fully paid, together with interest thereon, then these presents shall be void, otherwise they shall remain in full force and effect.

3) The maturity of the promissory note referred to in paragraph 1 above is May 1, 2019 and the Deed of Trust maturity date is hereby extended to May 1, 2019.

Dated this 29 day of May, 2009.

Neil L. Hoeger

Linda L. Hoeger

American Trust and Savings Bank

By: Daniel C. Willenbring,
Its Executive Vice President

~~Corporate Seal~~

State of Iowa)
) ss:
County of Dubuque)

On this 29 day of May, 2009, before me, the undersigned, a Notary Public in and for the state of Iowa, personally appeared Neil L. Hoeger and Linda Hoeger, aka Linda L. Hoeger, husband and wife, to me known to be the persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

JULIE HERMSEN
Commission Number 718880
My Comm. Exp. 10-7-11

Notary Public in and for the State of Iowa

State of Iowa)
) ss:
County of Dubuque)

On this 29 day of May, 2009, before me, the undersigned, a Notary Public in and for the state of Iowa, personally appeared Daniel C. Willenbring, who identified himself as the Executive Vice President of American Trust & Savings Bank, an Iowa Corporation, and declared that this instrument was executed ~~and sealed~~ by him on behalf of American Trust & Savings Bank as its voluntary act and deed pursuant to authority from its Loan Committee.

JULIE HERMSEN
Commission Number 718880
My Comm. Exp. 10-7-11

Notary Public in and for the State of Iowa