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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

ENJ

PREPARED BY: Michael J. Schuster, P.O. Box 609, Guttenberg, Iowa 52052 PHONE: 319-252-1733

RETURN TO: Albert Hartke, P.O. Box 161, Colesburg, IA 52035

MEMORANDUM OF OPTION

KNOW ALL MEN BY THESE PRESENTS:

That ALBERT F. HARTKE and CLARYCE HARTKE, Trustees of the ALBERT F. HARTKE FAMILY TRUST, did on the 4 day of Aug, 2009, grant to CRAIG R. HARTKE the exclusive right and option to rent the following described real estate, all of which is located in Delaware County, Iowa, to wit:

The Southeast Quarter (SE ¼) of the Northwest Quarter (NW ¼) and the Southwest Quarter (SW ¼) of the Northeast Quarter (NE ¼) of Section Eighteen (18), Township Ninety North (90N), Range Three (3) West of the 5th P.M.; also, the South Half (S ½) of the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼ of Section Thirteen (13), Township Ninety North (90N), Range Four (4), West of the 5th P.M.

AND

That part of Section 11, Township 90 North, Range 4, West of the 5th P.M., described as follows: Northeast quarter of Northeast quarter; West ¾ of Southeast quarter of Northeast quarter; West one half of Northeast quarter of Southeast quarter; Northwest quarter of Southeast quarter; West one half of Northeast quarter;

Also that part of Southeast quarter of Northwest quarter of said Section 11, described as commencing at a point 201.2 feet North of the Southeast corner of said Southeast quarter of Northwest quarter, angling thence West 44° 38', 824 feet, angling thence to the right 34° 58', 449.5 feet, angling

thence to the right 43° 40', 72.3 feet to a point on the North line of said Southeast quarter of Northwest quarter which is 616 feet West of Northeast corner of said Southeast quarter of Northwest quarter, thence East along said North line 616 feet to said Northeast corner, thence South along East line to point of beginning;

Also commencing at the Southeast corner of Northeast quarter of Northwest quarter of said Section 11, running thence West 616 feet, thence North 35° 41', East 199 feet, thence North 81°, East 512 feet, more or less, to the East line of said Northeast quarter of Northwest quarter, thence South along East line of said Northeast quarter of Northwest quarter, to point of beginning.

upon the conditions described in a LEASE OPTION AGREEMENT between the parties.

Dated this 4 day of Aug, 2009.

ALBERT F. HARTKE FAMILY TRUST

BY: Albert F. Hartke
ALBERT F. HARTKE, Trustee

Craig R. Hartke
CRAIG R. HARTKE, Tenant

BY: Claryce Hartke
CLARYCE HARTKE, ~~XXXXXXX~~ TRUSTEE

STATE OF IOWA, COUNTY OF CLAYTON, ss:

On this 4 day of Aug., 2009, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared ALBERT F. HARTKE and CLARYCE HARTKE, Trustees of the ALBERT F. HARTKE FAMILY TRUST, 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.

NOTARIAL SEAL IOWA
JILL WHITSELL
COMMISSION NUMBER 752745
My Comm. Exp. 5/12/2011

Jill Whitsell
Notary Public

STATE OF IOWA, COUNTY OF CLAYTON, ss:

On this 4 day of Aug., 2009, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared CRAIG R. HARTKE, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed.



Jill Whitsell
Notary Public