Book 2009 Page 4563
Document 2009 4563 Type 07 005 Pages 3
Date 12/08/2009 Time 2:18:36PM
Rec Amt $19.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared by and return to: Nathan J. Barber, The Financial Center, 666 Walnut Street Suite 2000, Des Moines, IA 50309-3989, 515-243-7100
Legal Description at Page 3

AGREEMENT TERMINATING LEASE (HENDERSON MANUFACTURING, INC.)

THIS AGREEMENT TERMINATING LEASE (the "Agreement") is made and executed this 3rd day of December, 2009, by and between Acquisition Investments of Manchester, L.L.C. ("Landlord") and Henderson Manufacturing, Inc. ("Tenant"):

WITNESSETH:

WHEREAS, Landlord and Tenant entered into a certain Lease dated October 1, 2005 for the real property legally described on **Exhibit A** hereto (the "Lease"), which Lease is referenced in that certain Assignment of Lease Agreement dated October 31, 2005 and recorded in Book 2005, Page 3982 of the Delaware County, Iowa records; and

WHEREAS, the parties have agreed to voluntarily and mutually terminate the Lease.

NOW, THEREFORE, the parties agree as follows:

1. **Acknowledgment of Performance**. Landlord and Tenant acknowledge that all of the respective duties and obligations of the parties under the Lease have been performed or are duly waived by execution of this Agreement.

2. **Termination of Lease**. Landlord and Tenant agree that the Lease is hereby terminated, null and void, and of no further force and effect, and without limiting the generality of the foregoing, the parties agree that Section 13 (Extension) is hereby terminated, null and void, and of no further force and effect.

3. **Recording**. This Agreement is being filed of record in the Delaware County, Iowa records in order to evidence of record such Lease Termination.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date and year first stated above.

ACQUISITION INVESTMENTS OF MANCHESTER, INC.

By: _____
Name: RANDALL L. SMEDSTAD
Title: PRESIDENT / CEO

STATE OF IOWA)
) SS:
COUNTY OF Delaware)

This instrument was acknowledged before me on this 30 day of Nov, 2009 by R. Smedstad as President / CEO of Acquisition Investments of Manchester, Inc.

NOTARIAL SEAL IOWA
CARI J. WRIGHT
COMMISSION NUMBER 141516
MY COMMISSION EXPIRES
11-6-2010

_____
Notary Public in and for the State of Iowa

HENDERSON MANUFACTURING, INC.

By: _____
Name: RANDALL L. SMEDSTAD
Title: PRESIDENT / CEO

STATE OF IOWA)
) SS:
COUNTY OF Delaware)

This instrument was acknowledged before me on this 30 day of Nov, 2009 by R. Smedstad as President / CEO of Henderson Manufacturing, Inc.

NOTARIAL SEAL IOWA
CARI J. WRIGHT
COMMISSION NUMBER 141516
MY COMMISSION EXPIRES
11-6-2010

_____
Notary Public in and for the State of Iowa

EXHIBIT A
LEGAL DESCRIPTION

Parcel P in the SW ¼ - SE ¼ Section 32 –T89N – R5W City of Manchester, Delaware County, Iowa, according to plat recorded in Book 2004, Page 4504, Lot Two (2) of Lot Thirteen (13) of the Sub-Division of Section 32-89-5 in Delaware County, Iowa, according to plat recorded in Book 2 Plats, Page 96 ½, except that part conveyed to the State of Iowa by Easement recorded in Book 91 L.D., Page 403, and also except that part conveyed to the City of Manchester, Iowa, by Quit Claim Deed recorded in Book 125, L.D., Page 322,

(00637352)