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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared By: Gary J. Streit, Shuttleworth & Ingersoll P.L.C. 115 Third St., SE, Cedar Rapids, IA 52406-2107
Return To: Gary J. Lynch, 1728 State Highway 13, Manchester, Iowa 52057
Address Tax Statement to: Gary J. Lynch, 1728 State Highway 13, Manchester, Iowa 52057

AMENDMENT TO REAL ESTATE CONTRACT-INSTALLMENTS

For the consideration of One Dollar and other valuable consideration, Velma C. Lynch, a widow and single person, as Seller, and Gary J. Lynch, as Buyer, do hereby agree to amend that certain Real Estate Contract-Installments dated January 22, 2009 and recorded on February 10, 2009, in Book 2009 at page 534 of the records of the Delaware County Recorder by substituting the Exhibit A attached hereto as pages 2 and 3 for the Exhibit A attached to the Real Estate Contract as originally recorded. .

Dated: 2-17-11

Velma C. Lynch

Gary J. Lynch

STATE OF IOWA, COUNTY OF DELAWARE

This instrument was acknowledged before me on the 17 day of February, 2011, by Velma C. Lynch, a widow and single person, and by Gary J. Lynch.

Notary Public

LINDA L. LAWSON
Commission Number 721873
My Comm. Exp. APR. 10, 2012

Exhibit "A"

An undivided one-half interest in that certain real estate described as follows:

That part of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of Section Sixteen (16) lying East of the center of the public road; and that part of the South one-half (S½) of the Southwest Quarter (SW¼) of said Section Sixteen (16) lying East of the Center of the public road and West of the right-of-way of the former Manchester and Oneida Railway Company; and that part of the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of Section Seventeen (17) lying East of the center of the public road, except the right of way of the former Manchester and Oneida Railway Company, all in Township Eighty-Nine (89) North, Range Five (5) West of the Fifth Principal Meridian; except Lynch's Subdivision of part of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of said Section Sixteen (16), according to plat recorded in Book 4 Plats, Page 9; and except Lynch's Second Subdivision part of the SW¼ of Section 16 and part of the SE¼ of Section 17 according to plat recorded in Book 2001 Page 1729, all in T89N, R5W of the Fifth P.M. Delaware County, Iowa;

and further excepting that part of said Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of Section 16, T89N, R5W of the Fifth P.M., described as commencing at the Southwest corner of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼),and running thence North on the West line of the Southwest Quarter (SW¼) two hundred eleven and eight-tenths (211.8) feet to the centerline of County Road D-13, thence North 30° 56' East two hundred thirty-eight and two-tenths (238.2) feet to the point of beginning, thence South 59° 04' East one hundred ninety (190) feet, thence North 30° 56' East one hundred (100) feet, thence North 59° 04' West one hundred ninety (190) feet, thence South 30° 56' West one hundred (100) feet to the point of beginning; subject to easements and highways of record;

AND

The NW¼ of the SW¼, and all that part of the S½ of the SW¼ lying West of the Manchester and Oneida Railway right-of-way; excepting that part of the NW¼ of the SW¼ lying East of the center of the public road, and also excepting that part of the S½ of the SW¼ lying East of the center of the public road and West of the right-of-way of the former Manchester and Oneida Railway Company and further excepting that part of the NW¼ of the SW¼ described as commencing at the Northeast corner of the NW¼ of the SW¼ of said Section 16, thence West 767.6 feet along the North line of the NW¼ of said SW¼ to the point of beginning, thence continuing West 219.2 feet, thence South 59° 56' East 189.6 feet to the Westerly right-of-way line of County Road D-13, thence North 30° 56' East along said line 109.8 feet to the point of beginning, all in Section 16, Township 89 North, Range 5 West of the Fifth Principal Meridian, subject to highways and easements of record.

AND

Lots 2, and 15 of Lynch's Subdivision of Part of the NW¼ of the SW¼ of Section 16, T89N, R5W of the Fifth P.M., Delaware County, Iowa as Recorded in Book 4 Page 9.

AND

Lots 1, 2, 3, 5, 6, 7 and 8 of Lynch's Second Subdivision of Part of the SW¼ of Section 16 and Part of the SE¼ of Section 17 all in T89N, R5W of the Fifth P.M., Delaware County, Iowa as recorded in Book 2001 Page 1729.

AND

The NE¼ of the SE¼ of Section 17, Township 89 North, Range 5 West, except that part described as commencing at a point 150 feet West of the Southeast corner of said NE¼ of the SE¼ in the center of the public highway and running thence Northeasterly along the center of said public highway 250 feet, thence West 200 feet, thence Southwesterly and parallel with the center of said public highway 250 feet, thence East 200 feet to the point of beginning; and the E½ of the NW¼ of the SE¼; and all that part of the SE¼ of the SE¼ lying West of the center of the public road except the lots of Steely's Home Site Subdivision and Frontage Road and Access Road as shown on plat recorded in Book 2 Plats, Page 76;

and further excepting that part described as commencing in the center of the public road 844 feet West of the Southeast corner of said SE¼ of the SE¼, and running thence West 200 feet, thence Northeasterly and parallel with the center line of said highway a distance of 150 feet, thence East 200 feet to the center of said highway, thence Southwesterly along the center of said highway to place of beginning; and further excepting that tract described as commencing at a point 150 feet West of the Northeast corner of said SE¼ of the SE¼ in the center of the public highway and running thence West 871.23 feet, thence South 47.78 feet, thence Southerly 119.34 feet, thence East 819.37 feet to the center of said public highway, thence Northeasterly along the center of said highway 175 feet to point of beginning;

and further excepting that portion of the SE¼ of the SE¼ described as commencing at the most Westerly corner of Lot 8 of Steely's Home Site Subdivision, thence South 52° 54' East 132 feet, thence North 18° 35' East 238 feet, thence North 42° 47' East 171 feet, thence South 48° 18' East to the center of County Trunk Road lying to the South and East of said premises, thence Southwesterly along the center of said County Trunk Road to a point 150 feet in a Northeasterly direction along the center of the County Trunk Road from the South line of said forty acre tract, thence West 200 feet, thence in a Northerly direction to point of beginning;

and except Lynch's Subdivision designated as Oak Park Subdivision, part of the N½ of the SE¼ of Section 17, T89N, R5W of the Fifth P.M., Delaware County, Iowa as recorded Book 4 Page 11; and except Oak Park Second Subdivision of the E½ of the NW¼ of the SE¼ and part of the NE¼ of the SE¼ of Section 17, T89N, R5W of the Fifth P.M., Delaware County, Iowa as recorded Book 2001 Page 2846 and amended by Affidavit Book 2002 Page 3613.

AND

A strip of land 50 feet in width lying 25 feet on both sides of the following described centerline: commencing 25 feet South of the Northeast corner of the SE¼ of Section 17, T89N, R5W of the Fifth P.M., Delaware County, Iowa, thence South 89° 19' West 484.5 feet, thence South 35° 17' West 740.4 feet, thence continuing South 35° 17' West 351.5 feet, said easement terminating in a 100 feet diameter circle with the last described point being the center of said circle; except commencing at the Northernmost corner of Lot Four of Oak Park Subdivision, thence North 54° 43' West 20 feet, thence South 35° 17' West 97.3 feet, thence South 54° 43' East 18.8 feet, thence Northwesterly 106.1 feet along a circular curve, having a radius of 50 feet to the point of beginning.

AND

Lots 1, 2, 6, 7, 8, and Lot A of Oak Park Second Subdivision, a subdivision of the E½ of the NW¼ of the SE¼ and part of the NE¼ of the SE¼ of Section 17, T89N, R5W of the Fifth P.M., Delaware County, Iowa as recorded Book 2001 Page 2846 and amended by Affidavit Book 2002 Page 3613.