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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer & Return to: H. Raymond Terpstra II, 3600 First Avenue NE, Suite 101, Cedar Rapids, IA 52402; Phone - 319-364-2467

NOTICE OF ELECTION TO FOLLOW ALTERNATIVE NON-JUDICIAL VOLUNTARY FORECLOSURE PROCEDURE PURSUANT TO §654.18, IOWA CODE

In re: Wayland Max Boren, Jr. and Susan Eileen Boren

TO WHOM IT MAY CONCERN:

Notice is hereby given that the undersigned, KERNDT BROTHERS SAVINGS BANK (hereinafter "Mortgagee"), and WAYLAND MAX BOREN, JR. AND SUSAN EILEEN BOREN, husband and wife, (hereinafter "Mortgagor"), hereby elect to follow the alternative non-judicial voluntary foreclosure procedures described at §654.18, Iowa Code. The Mortgagor has, on the date recited below, delivered to Mortgagee a Deed in Lieu of Judicial Foreclosure conveying to Mortgagee all of the Mortgagor's right, title and interest in and to the real estate described below.

Mortgagee has agreed to accept the Deed in Lieu of Non-Judicial Foreclosure and waives any right to a deficiency indebtedness or other claims against the Mortgagors or any Guarantors of the indebtedness described as follows, to-wit:

Promissory Note dated November 29, 2012, Note No. 55086250-04 in the original loan amount of $1,375,000.00 from Smitty's, Inc. to Mortgagee guaranteed by the Mortgagor Wayland Max Boren, Jr. on November 29, 2012 in his individual capacity and by Susan Eileen Boren on November 29, 2012 in her individual capacity.

Mortgage dated November 29, 2012 and filed of record in the office of the Delaware County, Iowa Recorder on December 4, 2012 in Book 2012 at Page 4137 encumbering the following described real estate, to-wit:

Lot Two Hundred Ninety Eight (298) except the West ten (10) feet thereof, and Lot Two Hundred Ninety Nine (299), Manchester, Iowa

All junior lien holders are hereby notified that they have 30 days from the date of the mailing of this notice to exercise any rights of redemption they may have as prescribed by statute.

Dated this 18th day of August, 2016.

KERNDT BROTHERS SAVINGS BANK

Wayland Max Boren, Jr.

By: _____
Ben Guenther, Vice President

Susan Eileen Boren

STATE OF IOWA)
) ss.
COUNTY OF LINN)

On this 18 day of August, 2016, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Ben Guenther, to me personally known, who, being by me duly sworn, did say that he is the Vice President of the corporation executing the within and foregoing instrument, that no seal has been procured by the foregoing corporation; that said instrument was signed on behalf of the corporation by authority of its Board of Directors; and that Ben Guenther, acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the corporation, by it and by him voluntarily executed.

SUE LINDAUER
Commission Number 757239
My Commission Exp. 5-3-18

Notary Public in and for the State of Iowa
My Commission Expires: 5-3-18

STATE OF IOWA)
) ss:
COUNTY OF Delaware)

On this 18th day of August, 2016, before me, the undersigned, a Notary Public, personally appeared Wayland Max Boren, Jr. and Susan Eileen Boren, husband and wife, 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.

DAVID F SMITH
Notarial Seal - Iowa
Commission # 185444
My Commission Expires 9-9-17

Notary Public in and for the State of Iowa
My Commission Expires: 9-9-17