MATT PARROTT & SONS CO., WATERLOO, IOWA 58-0443

Farmers & Merchants State Bank
To
Henry G. Rehbein & wife

#3847

Fee $1.40

Filed for record the 4 day of October A. D. 1960 at 3:15 o'clock P. M.

Mary E. Welty, Recorder

PARTIAL RELEASE OF MORTGAGE AND PROMISSORY NOTES SECURING PAYMENT THEREOF

COMES NOW the Farmers and Merchants State Bank, Winterset, Iowa, an Iowa corporation, by N. E. Kelley, President, and in consideration of a certain Warranty Deed executed on the 31st day of August, 1960, by Henry G. and Marilyn J. Rehbein, husband and wife, to Herbert W. Rehbein, a single man, subject to the mortgage of the Farmers and Merchants State Bank, Winterset, Iowa, and recorded at Mortgage Record 106, Page 347 in the Office of the Recorder of Madison County, Iowa, on the following described real property, to-wit:

> The East One-half (½) of the Southwest Quarter (¼) of Section (16) and one acre of land in the Southwest corner of the West One-half (½) of the Southeast Quarter (¼) of Section Sixteen (16), Being 177½ feet North and South and 245 feet and 4 inches East and West, and the West 88 3/4 acres of the Southeast Quarter (¼) of Section Sixteen (16), except the following described tract: commencing at the Southwest corner of the said 88 3/4 acres and running thence North 177½ feet, thence East 245½ feet, thence South 177½ feet, thence West 245½ feet to the place of beginning in Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P. M., Madison County, Iowa,

and in consideration of the previous obligation and debt on the part of Herbert W. Rehbein on said mortgage executed June 21, 1958, and filed for record on June 23, 1958, in the amount of Fifteen Thousand Dollars ($15,000.00) securing a certain promissory note of the same amount bearing interest from June 21, 1958, and maturing as therein provided; said note being executed by Henry G. Rehbein and Marilyn J. Rehbein, individually and as husband and wife, and Herbert W. Rehbein, a single man; and hereby releases, extinguishes and holds for naught the obligation of Henry G. Rehbein and Marilyn J. Rehbein on the aforementioned mortgage and notes securing payment thereof and their heirs, executors, assigns and all other persons claiming any right, title or interest by virtue of the aforementioned mortgage and promissory note.

IT IS EXPRESSLY UNDERSTOOD AND AGREED that the Farmers and Merchants State Bank, Winterset, Iowa, hereby retains its mortgage lien as a valid instrument on the above described real property and by the terms of this agreement is merely releasing Henry G. and Marilyn J. Rehbein from personal liability of the aforesaid promissory note and the mortgage executed to secure payment of said note.

IN WITNESS WHEREOF, this release of the personal liability of Henry G. and Marilyn J. Rehbein on the mortgage and note referred to herein is signed, sealed and acknowledged by N. E Kelley, President of the Farmers and Merchants State Bank, Winterset, Iowa, the person duly constituted and authorized and empowered to act in said release and partial satisfaction

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of mortgage.

FARMERS AND MERCHANTS STATE BANK, WINTERSET, IOWA
(CORPORATE SEAL) N. E. Kelley President

State of Iowa County of Madison : ss:

On this 4th day of October, A.D. 1960, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared N. E. Kelley, to me personally known, who, being by me duly sworn, did say that he is the President of said corporation; that the seal affixed thereto is the seal of said corporation; that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors; and that the said N. E. Kelley acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by him voluntarily executed.

Florence E. Saum Notary Public
in and for said County.

NOTARIAL SEAL