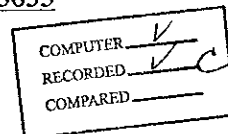


MICHELLE "MICKI" UTSLER, COUNTY RECORDER  
MADISON IOWA

Prepared by: David D. Nelson, 213 N. Ankeny Blvd., Ste. 100, Ankeny, IA 50021 (515) 964-3633



**PARTIAL RELEASE OF REAL ESTATE MORTGAGE**

The undersigned, the present owner of the Mortgage hereinafter described, for valuable consideration, receipt of which is hereby acknowledged, does hereby acknowledge that the following described real estate, to-wit:

Lots A and B in Birchwood Estates Plat No. 1, an Official Plat, now included in and forming a part of the City of Winterset, Madison County, Iowa.


is hereby released from the lien of the Mortgage executed by Birchwood Estates, L.L.C. and recorded on March 17, 2004, in Book 2004 Page 1142, in the records of the Office of the Recorder of the County of Madison, State of Iowa, specifically reserving and retaining the mortgage liens and all mortgage rights against all of the remaining property embraced in the mortgages above described.

The undersigned hereby subordinates the lien of the Mortgage described above to all public easements shown on the Final Plat of said Birchwood Estates Plat No. 1, and such public easements, if any, granted by Birchwood Estates, L.L.C. to the City of Winterset, Iowa, within said Final Plat of Birchwood Estates Plat No. 1.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or plural, and as masculine, feminine or neuter gender, according to the content.

Dated this 14<sup>th</sup> day of October 2004.

Peoples Trust & Savings Bank, an Iowa corporation

By:   
Mark S. Johnston, (name)  
Vice President, (title)

✓ City Hall  
Bob Hendricks

STATE OF IOWA )  
 )  
COUNTY OF Dallas )

ss:

On this 14<sup>th</sup> day of October 2004, before me, a Notary Public in and for the State of Iowa, personally appeared Mark S. Johnston, to me personally known, who being by me duly sworn, did say that he is the Vice President of said corporation; that said instrument was signed on behalf of said Corporation by authority of its Board of Directors; and that the said Mark S. Johnston as such officer, acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it and by him voluntarily executed.

Joleen R. Draissey  
\_\_\_\_\_  
Notary Public

