Document 2005 1297

Book 2005 Page 1297 Type 05 01 Pages 2 Date 3/28/2005 Time 3:59 PM Rec Amt \$12.00

MICHELLE "MICKI" UTSLER, COUNTY RECORDER MADISON IOWA

WHEN RECORDED, RETURN TO:

PNC Bank, NA 2730 Liberty Avenue Pittsburgh, PA 15222 412.762.6868 COMPUTER RECORDED COMPARED

This Assignment of Mortgage Prepared by:

Jennifer Vaughn, PNC Bank 2330 Liberty Avenue, Pittsburgh, PA 15222

ASSIGNMENT OF MORTGAGE

10433231

THIS ASSIGNMENT OF MORTGAGE IS MADE AS OF THE 23RD DAY OF FEBRUARY, 2005 between American Express Bank, FSB, 4315 South, 2700 West, Salt Lake, UT 84184 ("Assignor") and PNC Bank, N.A., 2730 Liberty Avenue, Pittsburgh, PA 15222 ("Assignee"). Assignor is the mortgage under a certain mortgage given and executed by:

Mary E Terry and Dan L Terry: Husband and Wife

to American Express Bank, FSB, dated the <u>23rd</u> day of <u>February, 2005</u> recorded in Book. <u>2005</u>, Page <u>/296</u>, etc. (the "Mortgage"), given to secure the payment of a note of even date thereof in the principal amount of <u>\$60,000.00</u> dollars with interest, etc. (the "Note"), and secured upon all that certain real property located at:

1217 HWY 92, Winterset, IA 50273

Assignor now desires to transfer all of its rights under the Mortgage to Assignee.

NOW THEREFORE, for good and valuable consideration paid by Assignee to Assignor at the time of the execution hereof, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby grant, bargain, sell, assign, transfer and set over unto Assignee, his heirs, executors, administrators and assigns all rights of Assignor under the Note and the Mortgage, and all moneys, principal and interest due thereon, together with all rights, remedies and incidents thereunto belonging, and all Assignor's right, title, interest, property, claim and demand in and to the same. TO HAVE, hold, receive and take all and singular the hereditaments and premises hereby granted and assigned, or mentioned and intended so to be, with the appurtenances, unto the said Assignee, his heirs, executors, administrators and assigns, to and for his and their only proper use and benefit forever. IN WITNESS WHEREOF, Assignor has signed this Assignment as of the day and date first written above.

WITNESS:

AMERICAN EXPRESS BANK, FSB

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COMMONWEALTH OF PENNSYLVANIA County of Allegheny

On 3/22/2005, before me, the undersigned notary public in and for this state and county, personally appeared W. J. Fetrina who is acknowledged to be the Assistant Vice President of AMERICAN EXPRESS BANK, FSB, and stated that as such officer being authorized to do, and executed the foregoing instrument for the purpose therein contained, for and on behalf of the corporation.

In witness whereof, I have set my hand and official seal.

Notary Public in and for the Commonwealth of Pennsylvania

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal Rosemary J. Shearer, Notary Public City of Pittsburgh, Allegheny County My Commission Expires Aug. 21, 2006

Member, Pennsylvania Association of Notaries

EXHIBIT "A" LEGAL DESCRIPTION

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PARCEL B LOCATED IN THE SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF SECTION THIRTY (30), TOWNSHIP SEVENTY-SIX (76) NORTH, RANGE TWENTY-SEVEN (27) WEST OF THE 5TH PRINCIPAL MERIDIAN, MADISON COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF THE SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4) OF SECTION 30, TOWNSHIP 76 NORTH, RANGE 27 WEST OF THE 5TH P.M., MADISON COUNTY, IOWA: THENCE, ALONG THE SOUTH LINE OF SAID SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4), SOUTH 89DEGREES15'50 WEST 917.32 FEET THENCE NORTH 03DEGREES18'17 WEST 913.07 FEET; THENCE SOUTH 87DEGREES24'45 EAST 356.82 FEET; THENCE SOUTH 46DEGREES48'53 EAST 410.99 FEET; THENCE SOUTH 03DEGREES01'37 EAST 125.60 FEET; THENCE NORTH 85DEGREES11'28 EAST 285.43 FEET; THENCE SOUTH 03DEGREES32'27 EAST 332.17 FEET TO THE EAST LINE OF SAID SOUTHWEST QUARTER (1/4) OF THE SOUTHEAST QUARTER (1/4); THENCE, ALONG SAID EAST LINE, SOUTH 00DEGREES44'10 EAST 169.36 FEET; TO THE POINT OF BEGINNING. SAID PARCEL B CONTAINS 15.433 ACRES, INCLUDING 1.755 ACRES OF STATE HIGHWAY NUMBER 92 RIGHT OF WAY.