



Document 2009 3781

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INDX ✓
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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

Prepared by & Return to:
Wells Fargo Home Mortgage
8480 Stagecoach Circle
Frederick, MD 21701
Jen Foster
Mac: X3802-03A

✓ Belin McCormick
666 Walnut St Ste 2000

DSM IA 50309-3989 **MODIFICATION OF MORTGAGE WITH PARTIAL RELEASE**

THIS AGREEMENT is made this 17th day of December, 2009 by John J Forey, an unmarried person and Susan M Sherlock, an unmarried person (herein "Borrower") and Wells Fargo Bank, NA (herein "Lender") for a modification, with respect to that Mortgage dated May 4, 2006, made by the Borrower to Wells Fargo Bank, N.A. and recorded on May 10, 2006, in the Office of the Madison County Recorder in Book 2006 Page 1851, which Mortgage was modified by a Permanent Loan Extension Agreement dated September 26, 2006 and recorded September 27, 2006 in Book 2006 Page 3962, which secured by the following described property located in the County of Madison, State of Iowa.

See Attached Exhibit "A"

WHEREAS, Borrower is indebted to Lender under the Mortgage described above, payable in monthly principal and interest installments according to the terms of the Note;

NOW THEREFORE, for and in consideration of the benefits flowing to each of the parties hereto, they do agree as follows:

The terms of the Mortgage evidencing and securing such indebtedness are hereby modified as follows:

The legal description of the property contained in the mortgage is amended to read:

The East 288.35 feet of the North 186 of the Northeast Quarter (1/4 of Section Thirteen (13), in Township Seventy-Seven (77) North, Range Twenty-Six (26) West of the 5th P.M., Madison County, Iowa, and a part of Lots Six (6) and Seven (7) OF Rolling Acres Plat, an Official Plat of the Northeast Quarter (1/4) of said Section, described as follows: Commencing at a point 288.35 feet West of the Northeast corner of said Northeast Quarter (1/4), thence South 85 degrees 00' West 139.03 feet; thence South 212 feet, thence North 85 degrees 32' East 427.05 feet, thence North 30 feet, thence South 85 degrees 00' West 288.35 feet, thence North 186 feet along the East Line of Lot Six (6) to the Point of Beginning.

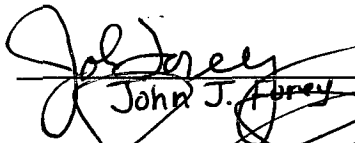
Lender does hereby release, without warranty, to the person or persons legally entitled thereto all estate in and to the first above described real property as Exhibit "A" that is not included in the second above described real property as Exhibit "B".

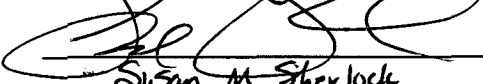
IT IS FURTHER AGREED, by and between the parties hereto that in all other respects not inconsistent herewith the terms of said Mortgage which is incorporated herein by reference thereto shall remain in full force and effect and be binding hereon. Said Mortgage as herein modified and shall constitute one Mortgage.

This agreement is not binding, in whole or in part, on Lender, until executed by Lender and Borrower.

IN WITNESS WHEREOF, the parties have executed this agreement on the day and year first above written.

BORROWER:



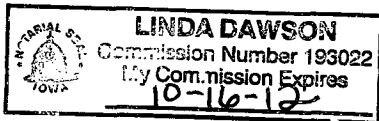
John J. Forrey


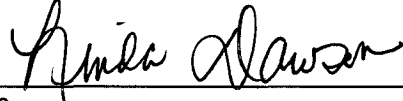
Susan M. Sherlock

STATE: Iowa
COUNTY: Polk

I, Linda Dawson, a Notary Public for said County and State, do hereby certify that John J. Forrey & Susan M. Sherlock personally came before me this day and proved to me on the basis of satisfactory evidence to be the person whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities and that by their signatures on the instrument the persons of the entity upon behalf of which the persons acted, executed the instrument.

Witness my hand and official seal, this the 17th day of December, 2008⁹





Notary Public
My Commission Expires: 10-16-12

Lender:

WELLS FARGO BANK, NA

Lorna L. Slaughter
Lorna L. Slaughter, Vice President

MARYLAND
WASHINGTON COUNTY

I, Jennifer L. Foster, a Notary Public for said County and State, do hereby certify that Lorna L. Slaughter personally came before me this day and acknowledged that he/she is VICE PRESIDENT of WELLS FARGO BANK, NA and acknowledged, on behalf of WELLS FARGO BANK, NA, the due execution of the foregoing instrument.

Witness my hand and official seal, this the 2nd day of December, 2008

Jennifer L. Foster
Notary Public
My Commission Expires: 8/1/2010

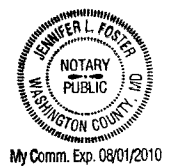


Exhibit "A"

ATTACHED LEGAL DESCRIPTION

The East 288.35 feet of the North 186 feet of the Northeast Quarter (1/4) of Section Thirteen (13), in Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and a part of Lots Six (6) and Seven (7) of Rolling Acres Plat, an official plat of the Northeast Quarter (1/4) of said section, described as follows: Commencing at a point 288.35 feet West of the Northwest corner of said Northeast Quarter (1/4), thence South 85°00' West 139.03 feet, thence South 212 feet, thence North 85°00' West 139.03 feet, thence South 212 feet, thence North 85°32' East 427.05 feet, thence North 30 feet, thence South 85°00' West 266.35 feet, thence North 186 feet along the East line of Lot 6 to the point of beginning, all subject to road right of way along the North and East sides.