

Book 2010 Page 596 Type 05 001 Pages 2 Time 11:00 AM Date 3/25/2010

Rec Amt \$14.00

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LISA SMITH, COUNTY RECORDER MADISON COUNTY IOWA

Prepared by/Return to: T Thelander, Great Southern Bank, 329 Pierce St., Sioux City IA 51101 PH: 712-277-0357 RECEIVER'S ASSIGNMENT OF NOTE AND MORTGAGE/DEED OF TRUST

KNOW ALL MEN BY THESE PRESENTS:

This Assignment is entered into between the FEDERAL DEPOSIT INSURANCE CORPORATION (the "FDIC"), as Receiver for Vantus Bank, Sioux City, Iowa, (the "Bank"), whose mailing address is 1601 Bryan Street, 32nd Floor, Dallas, Texas 75201, and Great Southern Bank, a Missouri chartered Trust Company, its successors and/or assigns, ("Assignee"), whose address is 1451 E. Battlefield, Springfield, Missouri, 65810.

WHEREAS, the Bank was closed by the Office of Thrift Supervision on September 4, 2009, and the FDIC was appointed as receiver (the "Receiver"); and WHEREAS, the Receiver is the successor in interest to the right, title and interest of the Bank to the Note, the Mortgage/Deed of Trust, and the Financing Statement, if any, (collectively called the "Loan Documents"), and WHEREAS, the Assignor desires to assign to Assignee all of the its right, title and interest to that certain loan described in Exhibit "A", and the indebtedness evidenced thereby, and Assignee desires to assume all of the Assignor's obligations there under, and NOW, THEREFORE, in consideration of \$10.00, paid by Assignee to the Assignor, the receipt and sufficiency of which are hereby acknowledged, the Assignor assigns to Assignee (without covenant, representation, warranty, or recourse of any kind or nature, express or implied, and without any and all warranties that might arise by common law or any warranties created by statute) all of the Assignor's right, title, and interest in, to, and under, and Assignee hereby assumes all of the Assignor's obligations under the Loan Documents as set forth in Exhibit "A." The validity, construction, enforcement, interpretation, and performance of this assignment shall be governed by the laws of the United States of America, and to the extent that state law would apply under applicable federal laws, the laws of the State of Iowa.

Executed and Delivered this 8th day of March, 2010.

RECEIVER (ASSIGNOR):

FEDERAL DEPOSIT INSURANCE CORPORATION AS

RECEIVER FOR VANTUS BANK

Trish Theland

Title:

set forth.

Attorney-in-Fact

Title: Assistant Vice President

ASSIGNEF:

ACKNOWLEDGMENTS

STATE OF IOWA AND COUNTY OF WOODBURY

Before me, the undersigned Notary Public, duly commissioned and qualified within said County and State, personally appeared Trish Thelander, with whom I am personally acquainted and upon oath state that she is the Attorney-in-Fact for the Federal Deposit Insurance Corporation, as Receiver for Vantus Bank, Sioux City, Iowa, as Assignor, and is duly authorized in her capacity to execute the foregoing instrument for and in the name and behalf of said Receiver, and further stated and acknowledged that she had so signed, executed and delivered said foregoing instrument for the consideration, uses and purposes therein mentioned and set forth.

Before me, the undersigned Notary Public, duly commissioned and qualified within said County and State, personally appeared Kevin J

Witness my hand and official seal this 8th day of March, 2010.

LISA M. PLENDL Commission Number 157252 My Commission Expires

STATE OF IOWA AND COUNTY OF WOODBURY

Chavanu, with whom I am personally acquainted and upon oath state that he is the Assistant Vice President of Great Southern Bank as Assignee, and is duly authorized in his capacity to execute the foregoing instrument for and in the name and behalf of said Assignee, and further stated and acknowledged that he had so signed, executed and delivered said foregoing instrument for the consideration, uses and purposes therein mentioned and

Witness my hand and official seal this 8th day of March, 2010.

LISA M. PLENDL Commission Number 157252 My Commission Expires

Madison County, Iowa

EXHIBIT "A"

Loan No.: 38214164

Borrower(s): Donald M Kinney and Terra Kinney f/k/a Terra B Case, husband and wife

Promissory Note (the "Note") Dated: 3/14/2008

Original Principal Amount of the Note: \$113781.5

Mortgage/Deed of Trust: Of even date with the Note, recorded on 3/19/2008 in the Official Records Roll/Book/File 2008, Image/Page/Card 921 of the Official Records of Madison County, Iowa.

Legal Description:

Lot 3 in Block 1 of William G Goe's Addition to the City of Winterset, Madison County, Iowa