



Document 2014 38

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Fee Amount: \$12.00

Revenue Tax:

LISA SMITH RECORDER

Madison County, Iowa

INDX
ANNO
SCAN
CHEK

Prepared by: Robert A. Schwarzkopf, Wilcox Law Firm, 115 East Lincoln Way, Suite 200, Jefferson, IA 50129-2149 (515) 386-3158
Return document to: Robert A. Schwarzkopf, Wilcox Law Firm, 115 East Lincoln Way, Suite 200, Jefferson, IA 50129-2149
Address Tax Statements: (no change)

SECOND AGREEMENT TO EXTEND OPTION AGREEMENT

This Second Agreement to Extend Option Agreement (the "Second Extension Agreement") is dated 12/31/13, and is between JESSICA N. DAVIS (f/k/a JESSICA N. BROTT) and BRAD DAVIS, wife and husband, of 235 SW Locust Ave., Earlham, Iowa 50072 (the "Seller"), and FARMERS COOPERATIVE COMPANY, of 2321 North Loop Dr., Suite 220, Ames, Iowa 50010 (the "Buyer").

On December 5, 2011, Seller and Buyer entered into their Option to Purchase Real Estate Agreement (the "Option Agreement") by which Seller granted to Buyer an exclusive option to purchase the following described real estate:

Lot Four (4) and the North Half (N 1/2) of Lot Five (5), in Block Seventeen (17) of the Original Town of Earlham, Madison County, Iowa

(the "Property"), on the terms and conditions set forth in the Option Agreement until April 1, 2012, and on the same date Seller and Buyer executed their Memorandum of Option Agreement (the "Memorandum") for the purpose of giving record notice of the Option Agreement, which Memorandum was recorded in the Office of the Madison County Recorder on December 15, 2011, in Book 2011 at Page 3378.

Pursuant to their Agreement to Extend and Amend Option Agreement dated April 26, 2012 (the "Extension Agreement"), which was recorded on May 10, 2012, in Book 2012 at Page 1373, the parties extended the time within which the option could be exercised until October 31, 2013. Seller and Buyer have now agreed to a second extension to the duration of the time within which the option may be exercised.

Therefore, the parties agree as follows:

1. **Duration of Option Extended.** The expiration date for the option to be exercised under the Option Agreement is hereby extended from October 31, 2013, for one year until October 31, 2014.

2. **Joinder by Seller's Spouse.** Seller's spouse, Brad Davis, executes this agreement only for the purpose of relinquishing all rights of dower, homestead and distributive share in the Property and agrees to execute the deed for the Property for such purpose if Buyer exercises its option to purchase.

3. **No Other Changes.** Except as expressly modified by the terms of this Second Extension Agreement all other terms and provisions of the Option Agreement shall remain in full force and effect.

4. **Miscellaneous.** This Second Extension Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same Second Extension Agreement.

The parties are signing this Second Extension Agreement as of the date stated in the introductory clause.

FARMERS COOPERATIVE COMPANY,
Buyer

Jessica N. Davis
Jessica N. Davis, Seller
Brad Davis
Brad Davis, Seller

By Mark Miner
Mark Miner, Chief Financial Officer

STATE OF IOWA)
) ss:
COUNTY OF Stony
) Madison

The foregoing instrument was acknowledged before me on January 2, 2014
~~December 31, 2013~~
by Mark Miner, as Chief Financial Officer of Farmers Cooperative Company.

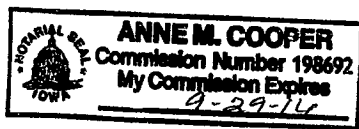


(Seal)

Kathleen J. Lyons
Kathleen J. Lyons, Notary Public
My commission expires: 6-17-16

STATE OF IOWA)
) ss:
COUNTY OF Madison

The foregoing instrument was acknowledged before me on December 31, 2013
by Jessica N. Davis and Brad Davis.



(Seal)

Anne M. Cooper
Anne M. Cooper, Notary Public
My commission expires: 9-29-16