Gailen Foreman & wife
To
Larry Schutz & wife

#3884

Fee $1.20

Filed for record the 10 day of October A. D. 1960 at 2:40 o'clock P. M.
Mary E. Welty, Recorder
Shirley G. Henry, Deputy

ASSIGNMENT OF REAL ESTATE CONTRACT

This agreement made and entered into this 2 day of October, 1960, by and between Gailen Foreman and Shirley Foreman, husband and wife, of Madison County, Iowa hereinafter designated as FIRST PARTIES and Larry Schutz and Janice _ Schutz of Madison County, Iowa hereinafter designated as SECOND PARTIES, WITNESSETH:

WHEREAS, Lloyd Holiday and Ruth C. Holiday, husband and wife, did on the 16th day of February, 1959 enter into a contract to sell to Gailen Foreman and Shirley Foreman, husband and wife, the following described real estate, to-wit:

Lots Seventy-six (76) and Seventy-seven (77) Original Addition to the Town of Macksburg, Iowa,

and

WHEREAS, said contract was recorded on March 9th, 1959 in record book 35 on page 596 of town lot deeds of the office of the county recorder of Madison County, Iowa, and

WHEREAS, there is now due and owing under said contract to the said Lloyd Holiday and Ruth C. Holiday the unpaid principal balance of $5600.00, and

WHEREAS, Larry Schutz and Janice_Schutz, husband and wife, have agreed to purchase all the right, title and interest of First Parties in and to said real estate for the sum of $6800.00 and to pay the sum of $1200.00 to the said Gailen Foreman and Shirley Foreman upon the execution of this assignment of real estate contract and to pay the balance of $5600.00 by assuming and agreeing to pay the unpaid balance due the said Lloyd Holiday and Ruth C. Holiday.

NOW THEREFORE in consideration of Second Parties assuming and agreeing to pay the sum of $5600.00 being the balance due under the Lloyd Holiday and Ruth C. Holiday contract and paying to First Parties the sum of $1200.00 upon the execution of this agreement the undersigned, Gailen Foreman and Shirley Foreman hereby assign, sell, transfer and set over to Larry Schutz and Janice_Schutz as joint tenants with sole right of survivorship and not as tenants in common all their right, title and interest in and to Lots Seventy-six (76) and Seventy-seven (77), Original Addition to the Town of Macksburg, Iowa together with all their right, title and interest in and to the said real estate contract recorded in town lot deed record 35 on page 596 of the records of the county recorder of Madison County, Iowa.

Dated at Winterset, Iowa this 2nd day of October, 1960.

Gailen Foreman
Shirley Foreman
First Parties

Larry Schutz
Janice K. Schutz
Second Parties

STATE OF IOWA MADISON COUNTY) SS:

On this 2nd day of October, 1960 before me personally appeared Gailen Foreman, Shirley Foreman, Larry Schutz and Janice_ Schutz to me know_ to be the identical persons named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed for the purpose therein specified.

NOTARIAL SEAL

Earle Whitworth Notary Public
in and for Madison County, Iowa.