



Document 2019 149

Book 2019 Page 149 Type 05 002 Pages 4

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LISA SMITH, COUNTY RECORDER  
MADISON COUNTY IOWA

CHEK

**ASSIGNMENT OF REAL ESTATE CONTRACT**  
**Recorder's Cover Sheet**

**Preparer Information:** (name, address and phone number)

Brett T. Osborn, 974 73<sup>rd</sup> Street, Suite 16, West Des Moines, Iowa 50265. Phone: 515-223-6000

**Taxpayer Information:** (name and complete address)

AFFC, Inc., 1996 175<sup>th</sup> Lane, Winterset, Iowa 50273

✓ **Return Document To:** (name and complete address)

Brett T. Osborn, 974 73<sup>rd</sup> Street, Suite 16, West Des Moines, Iowa 50265. Phone: 515-223-6000

**Grantors:**

Danny J. Allen

Sonia B. Allen

**Grantees:**

AFFC, Inc.

**Legal Description:** See attached Exhibit 1

**Document or instrument number of previously recorded documents:** Book 2004, Page 4821

## ASSIGNMENT OF REAL ESTATE CONTRACT

THIS ASSIGNMENT OF REAL ESTATE CONTRACT ("Assignment") made as of January 1, 2019, by and between Danny J. Allen and Sonia B. Allen, ("Assignors"), and AFFC, Inc. ("Assignee").

### WITNESSETH:

WHEREAS, by Agreement ("Real Estate Contract") dated October 13, 2004, filed October 13, 2004 in book 2004 at Page 4821, by and between Danny J. Allen and Sonia B. Allen (Sellers) and Jose Centeno and Linda Villegas (Buyers) for \$95,000.00 for the purchase of 1391 210<sup>th</sup> Street, Winterset, IA. Seller agreed to sell to Buyer certain real property, ("Property") as more particularly described in the Contract and as described in Exhibit 1 hereto. Any initially capitalized terms not otherwise defined herein shall have the meaning ascribed to such term in the Real Estate Contract; and

WHEREAS, the Real Estate Contract provides, inter alia, that Assignor has the right to assign his interest in the Real Estate Contract and the Real Estate Contract is binding upon his successors in interest.

NOW, THEREFORE, in consideration of the premises and the mutual covenants herein contained, the parties hereto hereby agree as follows:

1. Assignment. Assignor hereby assigns, sets over and transfers to Assignee all of Assignor's right, title and interest in, to and under the ("Real Estate Contract") dated October 13, 2004, with Seller and filed October 13, 2004 in Book 2004 at Page 4821 of the Madison County Recorder's Office.
2. Acceptance, Assumption and Indemnity. Assignee hereby accepts the foregoing Real Estate Contract and Assignee hereby (a) assumes all liabilities of Assignor under the Real Estate Contract, and (b) agrees to indemnify, defend and hold harmless Assignor from any and all liabilities (including reasonable attorneys' fees, expenses and disbursements) under or with respect to the Real Estate Contract, including, without limitation, all liability and obligations of the Assignor thereunder.
3. Counterparts. This Assignment may be executed in counterparts, each of which shall be an original and all of which counterparts taken together shall constitute one and the same Agreement.

IN WITNESS WHEREOF, the undersigned have executed this Assignment as of the date first set forth hereinabove.

ASSIGNOR:

By: *Danny J. Allen*  
Danny J. Allen

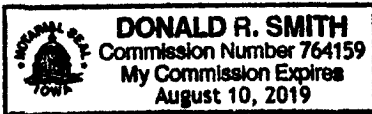
By: *Sonia B. Allen*  
Sonia B. Allen

ASSIGNEE:

AFFC, Inc.  
By: *Danny J. Allen*  
Danny J. Allen, President

State of Iowa )  
)  
County of Madison ) ss.

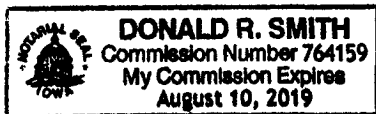
On this 1<sup>st</sup> day of January, 2019, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Danny J. Allen and Sonia B. Allen, to me known to be the identical persons named in and who executed the within and foregoing instrument and acknowledged that Danny J. Allen and Sonia B. Allen executed the same as a voluntary act and deed.



*Donald R. Smith*  
NOTARY PUBLIC in and for the State of Iowa

STATE OF IOWA )  
)ss  
COUNTY OF MADISON )

This record was acknowledged before me on the 1<sup>st</sup> day of January, 2019, by Danny J. Allen as President of the corporation executing the within and foregoing instrument, that no seal has been procured by the corporation; that said instrument was signed on behalf of the corporation by authority of its Board of Directors; and that Danny J. Allen, acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the corporation, by it and by them voluntarily executed.



*Donald R. Smith*  
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA

## Legal Description

A tract of land in the Southeast Quarter (1/4) of the Southeast Quarter (1/4) of Section Twenty-seven (27), Township Seventy-six (76) North, Range Twenty-nine (29) West of the 5<sup>th</sup> P.M., Madison County, Iowa, containing 4.405 acres, as shown in Plat of Survey filed in Book 2, Page 73 on June 16, 1987, in the Office of the Recorder of Madison County, Iowa.

