

Recorded: 3/2/2023 at 8:03:47.0 AM
County Recording Fee: \$22.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$25.00
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2023 PG: 470

Prepared by: Lynn Wickham Hartman, Simmons Perrine Moyer Bergman PLC, 115 Third Street SE, Suite 1200, Cedar Rapids, IA 52401-1266; telephone: 319-366-7641.

Return to: Community Savings Bank, 101 E. Union, PO Box 77, Edgewood, IA 52042

AMENDMENT TO MORTGAGE

This Amendment to Mortgage (the “**Amendment**”), is made and entered into by Z-VALLEY GRAIN, L.L.C., an Iowa limited liability company (the “**Mortgagor**”) and COMMUNITY SAVINGS BANK (the “**Lender**”), as of the date set forth below.

RECITALS

- A. Mortgagor executed a mortgage, originally dated September 20, 2019 (as may be amended, the “**Mortgage**”). The land and property subject to the Mortgage is legally described in **Exhibit A** attached hereto.
- B. The Mortgage was originally recorded in the office of the Recorder for Delaware County, Iowa, on September 20, 2019 in Book 2019 at Page 2575 and the Recorder for Buchanan County, Iowa on September 20, 2019 in Document # 2019R03049.
- C. Mortgagor and Lender have agreed to certain modifications to the Mortgage as described below.

TERMS OF AGREEMENT

In consideration of the recitals and mutual covenants contained herein, and for other good and valuable consideration, Mortgagor and Lender agree as follows:

Additional Property Mortgaged. The following described real estate is hereby added to the land and property being granted, bargained, warranted, conveyed and mortgaged by Mortgagor to Lender under Section 2 of the Mortgage:

The West fractional one-half (Wfr1/2) of the Northwest Quarter (NW ¼) of Section Thirty (30), Township Eighty Seven (87) North, Range Six (6) West of the 5th P.M., in Delaware County, Iowa

Effectiveness of Prior Document. Except as provided in the Amendment, all terms and conditions contained in the Mortgage remain in full force and effect in accordance with their terms; and nothing herein will affect the priority of the Mortgage. All warranties and representations contained in the Mortgage are hereby reconfirmed as of the date hereof. All collateral previously provided to secure the Secured Debts continues as security. This is an amendment, not a novation.

No Waiver of Defaults; Warranties. The Amendment shall not be construed as or be deemed to be a waiver by Lender of existing defaults by Mortgagor whether known or undiscovered. All agreements, representations and warranties made herein shall survive the execution of the Amendment.

Counterparts. The Amendment may be signed in any number of counterparts, each of which will be considered an original, but when taken together will constitute one document.

Receipt of Copy. Mortgagor hereby acknowledges the receipt of a copy of the Amendment to Mortgage together with a copy of each promissory note secured hereby.

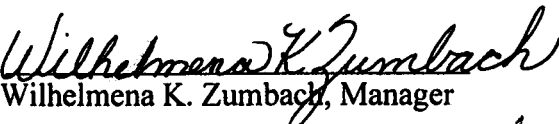
IMPORTANT: READ BEFORE SIGNING. THE TERMS OF THIS AGREEMENT SHOULD BE READ CAREFULLY BECAUSE ONLY THOSE TERMS IN WRITING AND SIGNED BY THE PARTIES ARE ENFORCEABLE. NO OTHER TERMS OR ORAL PROMISES NOT CONTAINED IN THIS WRITTEN CONTRACT MAY BE LEGALLY ENFORCED. THE TERMS OF THIS AGREEMENT MAY ONLY BE CHANGED BY ANOTHER WRITTEN AGREEMENT.

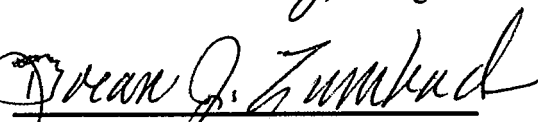
Attachments. All documents attached hereto, including any exhibits to the Amendment, are hereby expressly incorporated by reference.

IN WITNESS WHEREOF, the undersigned have executed the Amendment as of March 1, 2023.

MORTGAGOR:

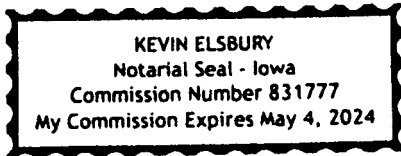
Z-Valley Grain, L.L.C.

By: 
Wilhelmena K. Zumbach, Manager

By: 
Doran J. Zumbach, Manager

STATE OF IOWA)
) ss.
COUNTY OF Delaware)

This instrument was acknowledged before me on March 1, 2023 by Wilhelmena K. Zumbach and Doran J. Zumbach, as Managers of Z-Valley Grain, L.L.C.



Kevin Elsbury
NOTARY PUBLIC IN THE STATE OF IOWA
My commission expires: May 4, 2024

LENDER:

Community Savings Bank

By: Kevin Elsbury
Printed Name: Kevin Elsbury
Title: Loan Officer

STATE OF IOWA)
) ss.
COUNTY OF Delaware)

This instrument was acknowledged before me on March 1st, 2023, by Kevin Elsbury, as Loan Officer of Community Savings Bank.

Crystal K Salow
NOTARY PUBLIC IN THE STATE OF IOWA
My commission expires: 4/17/24



Exhibit A

Legal Description

The Southeast Quarter (SE 1 /4) of Section Nine (9), Township Eighty Eight (88) North, Range Six (6), West of the Fifth P.M., except the East three hundred fifty (350) feet of the West two thousand thirty (2030) feet of the South five hundred (500) feet of said Southeast Quarter (SE 1 /4)

And

The South one-half (S 1 /2) of the Northwest Quarter (NW 1 /4) and the Northwest Quarter (NW 1 /4) of the Southwest Quarter (SW 1 /4) of Section Thirty Two (32), Township Eighty Seven (87) North, Range Six (6), West of the Fifth P.M.

And

The North one-half (N 1 /2) of the Northwest Quarter (NW 1 /4) of Section Thirty Two (32), all in Township Eighty Seven (87) North, Range Six (6), West of the Fifth P.M.

