

Mortgage Record No. 94, Madison County, Iowa

Lucy Clausen et al #1949 Filed for record the 19 day of May
A.D. 1944 at 10:57 o'clock A.M.
To Fee \$1.40 ✓
Walter Benz Pearl E. Shetterly, Recorder

MORTGAGE EXTENSION AGREEMENT

WHEREAS, Walter Benz holds a certain promissory note made by Lucy Clausen, Anna Clausen, Margaret Clausen, F. N. Clausen, Minnie Clausen, Christine Struck, George Struck, Ella Stearns, Earl Stearns, Clara C. Happel, Theo. Happel, Ida C. Jobst and Bert Jobst, for the sum of Five Thousand, Five Hundred and No/100 ((\$5,500.00) DOLLARS, dated February 28th, A.D. 1934, payable to the order of Walter Benz and due March 1st, A.D., 1939 which note is secured by a mortgage of even date, upon Real Estate situated in the County of Madison and State of Iowa, and more particularly described in said mortgage deed, recorded in the Recorder's Office of said Madison County in Book 85, Page 386 of Mortgages; and whereas Lucy Clausen, Anna Clausen, Margaret Clausen, F. N. Clausen, Minnie Clausen, Christine Struck, George Struck, Ella Stearns, Earl Stearns, Clara C. Happel, Theo. Happel, Ida C. Jobst and Bert Jobst have made application to extend the time of payment of the unpaid balance of said note in the amount of Four Thousand Eight Hundred and no/100 (\$4,800.00) DOLLARS, for another term of Five (5) years from March 1st, A.D., 1939, and agree to pay the said balance principal note at expiration of said time, and interest upon the same, at the rate of 4½ per cent, per annum, from March 1st, 1939, payable annually upon the first day of March in each year at Dexter, Iowa; and whereas Lucy Clausen, Anna Clausen, Margaret Clausen (Now Margaret Clausen Aulick), C. E. Aulick, F.N. Clausen, Minnie Clausen, Christine Struck, George Struck, Ella Stearns, Earl Stearns, Clara C. Happel, Theo. Happel, Ida C. Jobst and Bert Jobst have made a second application to extend the time of payment of the unpaid balance of said note in the amount of Four Thousand Three Hundred and no/100 (\$4,300.00) DOLLARS, for another term of seven (7) years from March 1st, A.D., 1944, and agree to pay the said balance principal note at expiration of said time, and interest upon the same, at the rate of 4 per cent, per annum, from March 1st, 1944, payable annually upon the first day of March in each year at Dexter, Iowa. Now, therefore, the said Walter Benz hereby agrees to extend the time of payment of said note for the term of seven (7) years from the 1st day of March, 1944, upon condition that said Lucy Clausen, et al, shall pay said principal note on March 1st, 1951, and the interest thereon as it becomes due, provided, however, and this agreement is made upon the express condition that in case they shall neglect or refuse promptly to pay the interest as aforesaid, this agreement shall thereupon become null and void, and the said note, as well as accrued and overdue interest thereon, shall become due and payable at once; or if they shall neglect or refuse to pay before becoming delinquent any legal state, local, special, or general tax or assessment, levied under any law of the United States or State of Iowa, either upon the note, or property aforesaid, then in that case this agreement shall be null and void, and the said note, as well as accrued and overdue interest, shall become due and payable at once; and the said Walter Benz shall have full power and authority to proceed under and by virtue of said note and mortgage in as full and ample a manner as if this agreement had not been made. The privilege is hereby given to said Lucy Clausen, et al, to pay \$100.00 or any multiple thereof, upon said note at date of any

Winterset Madisonian, B-1912

interest payment prior to maturity, beginning on the second interest paying date and all interest paying dates thereafter.

IN WITNESS WHEREOF, said Walter Benz has signed and sealed this instrument, the 1st day of March, A.D., 1944.

Walter Benz

We and each of us hereby accept the above conditions upon which said extension is granted and agree to carry out the provisions of this agreement, and if we fail in so doing in any respect, we hereby authorize the holder of said note and mortgage to proceed according to the provisions of said mortgage, the same as if the above agreement had not been made. We also guarantee, in consideration of this extension, the payment of said note on March 1st, 1951, and the interest thereon as it accrues.

· Lucy Clausen	· Bert Jobst	· Minnie Clausen
· Anna Clausen	· Margaret Clausen (Now	· Clara C. Happel
· Christine Struck	· Margaret Clausen Aulick)	· Theo Happel
· George Struck	· C. E. Aulick	· Ella Stearns
· Ida C. Jobst	· F N Clausen	· Earl Stearns

STATE OF IOWA DALLAS COUNTY :SS

On this 6th day of May, A.D. 1944, before me Allen T. Percy, a Notary Public in and for the County of Dallas, State of Iowa, personally appeared Walter Benz, to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

In witness whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.
(Notarial Seal)

Allen T. Percy Notary Public
in and for Dallas County, Iowa.

State of Iowa; Dallas County : SS;

On this 1st day of April, A.D., 1944, before me Allen T. Percy, a Notary Public in and for the County of Dallas, State of Iowa, personally appeared Lucy Clausen, Ida C. Jobst, Bert Jobst, Christine Struck, George Struck, and Anna Clausen, to me known 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.

In Witness Whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.
(Notarial Seal)

Allen T. Percy Notary Public
in and for Dallas County, Iowa.

STATE OF IOWA: PALO ALTO COUNTY: SS:

On this 22 day of April, A.D., 1944, before me Ethel G. Easton a Notary Public in and for the County of Palo Alto, State of Iowa, personally appeared F. N. Clausen and Minnie Clausen, to me known 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.

In Witness Whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.
(Notarial Seal)

Ethel G. Easton Notary Public in and
for Palo Alto County, Iowa.

State of Iowa Webster County ss:

On this 20 day of April, A.D., 1944, before me Joe F. Youngstrom a Clerk District Court for the County of Webster, State of Iowa, personally appeared Margaret Clausen Aulick and C. E. Aulick, to me known 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.

IN Witness Whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.
(DISTRICT COURT SEAL)

Joe F. Youngstrom Clerk of District Court
Webster County, Iowa

STATE OF IOWA FRANKLIN COUNTY: SS:

On this 28 day of April, A.D., 1944, before me L. H. Davis a Notary Public in and for the County of Franklin, State of Iowa, personally appeared Clara C. Happel and Theo.

Mortgage Record No. 94, Madison County, Iowa

Winterest Madisonian, B-1912

Happel, to me known 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.

In Witness Whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.
(Notarial Seal)

L H Davis Notary Public
in and for Franklin County, Iowa.

STATE OF IOWA HARDIN COUNTY: SS:

On this 2 day of May, A.D., 1944, before me W. L. Cousins a Notary Public in and for the County of Hardin, State of Iowa, personally appeared Ella Stearns and Earl Stearns, to me known 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.

In Witness Whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.

W. L. Cousins Notary Public
in and for Hardin County, Iowa.

11000

Filed for record the 23 day of May