

#337

Filed at 2:19 P.M.
Jan 28, 1974
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OPTION AGREEMENT

THIS AGREEMENT entered into this 28th day of January, 1974, by and between Yarnes Construction Company, Inc., hereinafter referred to as First Party, and Harry M. Yarnes, Jr. and Mary Ann Yarnes, husband and wife, hereinafter referred to as Second Parties,

WITNESSETH: That for and in consideration of a certain lease agreement entered into between the First and Second Parties whereby the Second Parties agree to lease a certain dwelling owned by First Party and located on the following described real estate to-wit:

the West 337 feet of Lot A of Cousin's Plat of the Northwest Quarter of the Northeast Quarter, Section 5, Township 99, Range 36 West of the 5th P.M., Dickinson County, Iowa,

the First Party does hereby grant to Mary Ann Yarnes an option to purchase the dwelling located thereon and including a lot 100 feet from east to west fronting on the county road immediately to the south thereof and being in depth the full width of the tract on which said house is located.

Said option shall be exercisable in the event of, and only in the event of the death of Harry M. Yarnes, Jr. prior to this option being terminated or cancelled.

YARNES CONSTRUCTION COMPANY, INC.

BY Harry M. Yarnes, Jr.

President

Harry M. Yarnes, Jr.

Secretary

Harry M. Yarnes, Jr.

HARRY M. YARNES, JR.

Mary Ann Yarnes

MARY ANN YARNES

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

STATE OF IOWA, Dickinson COUNTY, ss:

On this 28th day of January, A. D. 1974, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Harry M. Yarnes, Jr. and Mary Ann Yarnes, husband and wife,

to me known to be the identical persons named in and who executed the within and foregoing instrument, to which this is attached, and acknowledged that they executed the same as their voluntary act and deed.



Jack H. Bedell IOWA Notarial Seal

JACK H. BEDELL Notary Public in and for the State of Iowa

IOWA STATE BAR ASSOCIATION Official Form No. 11 (Trade-Mark Registered, State of Iowa, 1987) This Printing: November 7, 1973

(Section 89B.39, Code of Iowa)

(ACKNOWLEDGMENT, CORPORATE) Kiplto, Mason City, Iowa

Kiplto 82 For The Legal Effect of The Use of This Form, Consult Your Lawyer

STATE OF IOWA DICKINSON COUNTY, ss.

On this 28th day of January, A.D., 1974, before me, the undersigned a Notary Public in and for said County, in said State, personally appeared Harry M. Yarnes, Jr. and

to me personally known, who, being by me duly sworn, each for himself, did say that they are the President and Secretary respectively, of said corporation executing the within and foregoing instrument to which this is attached; that (no seal has been procured by the said) corporation; that said instrument was signed ~~and sealed~~ ~~(the seal of the corporation is the seal of said)~~

on behalf of said corporation by authority of its Board of Directors; and that the said President and Secretary acknowledged the execution of said instrument to be their voluntary act and deed as such officers of said corporation, by it and by them voluntarily executed.

Jack H. Bedell IOWA Notarial Seal

JACK H. BEDELL Notary Public in and for said County.