AFFIDAVIT

That part of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and that part of the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼), all in Section Twenty Eight (28), Township Eighty Eight (88) North, Range Four (4), West of the Fifth P.M., in Delaware County, Iowa, described as follows:

Commencing at the Southeast corner of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) of said Section, thence North seventy five and sixty three hundredths (75.63) feet along the East line of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) of said Section, thence South 84° 38' 40" West two hundred sixty two and ninety five hundredths (262.95) feet to the point of beginning, thence North 8°58' 00" East two hundred one and sixty eight hundredths (201.68) feet, thence South 81°28' 10" East one hundred thirty seven and fifty two hundredths (137.52) feet, thence North 12°52' 30" East fifty one and eight hundredths (51.08) feet, thence South 75°33' 30" East four hundred thirty eight and fifty one hundredths (438.51) feet, thence South 23°21' 50" West sixty one and eighty five hundredths (61.85) feet, thence South 74°20' 00" West forty five and sixty hundredths (45.60) feet, thence South 84°38' 40" West five hundred thirty seven and thirty seven hundredths (537.37) feet to the point of beginning, except railroad right of way.

The East line of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) of said Section Twenty Eight (28) is assumed to bear due North and South.

State of Iowa)
)
County of Delaware)

I, Thomas J. Hanson, being first duly sworn on oath depose and state that I am an attorney at law practicing in the City of Manchester, Delaware County, Iowa. I was the attorney for the Estate of Cletus Hargrafen, deceased, Delaware County Probate Case No. P-2987, Probate Docket 32, Page 292, of the records of the Clerk of Court of Delaware County, Iowa. That I prepared an Assignment of Real Estate Contract recorded in Book 129, L.D., Page 77, wherein the Estate of Cletus Hargrafen assigned to the beneficiaries of the Cletus Hargrafen Estate, the estate's right, title and interest in and to a Real Estate Contract wherein Cletus Hargrafen was the Seller and Mark R. Bradke was the purchaser, having been recorded in Book 111, Page 109 of the records of the Delaware County Recorder. That the Assignment of Real Estate Contract inadvertently included the above described real estate. That the correct legal description for the Assignment of Real Estate Contract is attached hereto and by this reference made a part hereof.

FILE No. 333-1465
RECORDING FEE $ 21.00
TRANSFER FEE $

FILED FOR RECORD THE 10 DAY OF Nov, 1993 AT 11:49
O'CLOCK A. M. BOOK 17 PAGE 250

STATE OF IOWA, DELAWARE COUNTY
Deborah L. Peyton, Recorder
Aff.

That the inclusion of the above described real estate in the Assignment of Real Estate Contract was in error and the Estate of Cletus Hargrafen, deceased, makes no claim to the above described real estate.

Thomas J. Hanson

Subscribed and sworn to before me this 8th day of November, 1993.

VONDA BILLHORN NOTARIAL SEAL

Vonda Billhorn
Notary Public in and for the State of Iowa
Vonda Billhorn

All that part of the Soutnwest Quarter (SW¼) of the Northwest Quarter (NW¼) of Section Twenty Eight (28) lying East of the Railroad right-of-way, the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of Section Twenty Eight (28), the South Half (S½) of the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) of Section Twenty Eight (28), all that part of the Southeast Quarter (SE¼) of the Northeast Quarter (NE¼) of Section Twenty Eight (28) lying South and West of the County Highway, all that part of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of Section Twenty Eight (28) lying North and East of the Maquoketa River except that part described as commencing at a point 610 feet South of the Northeast corner of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of Section Twenty Eight (28), thence West a distance of 1,320 feet to the West line of the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of Section Twenty Eight (28), thence North a distance of 610 feet to the North line of said Quarter Section line thence East a distance of 815 feet along said North line of said Quarter Section line to Railroad right-of-way, thence in a Southeasterly direction a distance of approximately 815 feet to the point of beginning.

The Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) of Section Twenty Eight (28), Township Eighty Eight (88) North, Range Four (4), West of the 5th P.M. except that part thereof described as follows:

> Commencing at the Southeast corner of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) of said Section, thence North seventy five and sixty three hundredths (75.63) feet along the East line of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) of said Section, thence South 84° 38' 40" West two hundred sixty two and ninety five hundredths (262.95) feet to the point of beginning, thence North 8° 58' 00" East two hundred one and sixty eight hundredths (201.68) feet, thence South 81° 28' 10" East one hundred thirty seven and fifty two hundredths (137.52) feet, thence North 12° 52' 30" East fifty one and eight hundredths (51.08) feet, thence South 75° 33' 30" East four hundred thirty eight and fifty one hundredths (438.51) feet, thence South 23° 21' 50" West sixty one and eighty five hundredths (61.85) feet, thence South 74° 20' 00" West forty five and sixty hundredths (45.60) feet, thence South 84° 38' 40" West five hundred thirty seven and thirty seven hundredths (537.37) feet to the point of beginning, except railroad right-of-way.
>
> The East line of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) of said Section Twenty Eight (28) is assumed to bear due North and South.

The Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of Section Twenty Eight (28), Township Eighty Eight (88) North, Range Four (4), West of the 5th P.M. except that part thereof lying North and East of the County Road running through said 40 acre tract.

All that part of the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section Twenty Eight (28) lying North of the Maquoketa River. All that part of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Twenty Eight (28) lying North of the Maquoketa River except that part described as commencing 660 feet South of the Northeast corner of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Twenty Eight (28), thence South

a distance of 240 feet, thence in a Westerly direction (N 71° 00' W) a distance of 610 feet, thence East a distance of 560 feet to the point of beginning.

All that part of the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of Section Twenty Eight (28) except that part described as commencing 660 feet South of the Northwest corner of the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼), thence East a distance of 500 feet, thence South a distance of 660 feet, thence West a distance of 500 feet, thence North a distance of 660 feet, to the point of beginning.

The Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of Section Twenty Eight (28), that part of the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Thirty Three (33), described as commencing 500 feet East of the Northwest corner of the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Thirty Three (33), thence East along said Quarter Section line a distance of 820 feet, thence South a distance of 1,015 feet, thence West a distance of 820 feet, thence North a distance of 1,015 feet to the point of beginning.

The above description being located in Sections Twenty Eight (28) and Thirty Three (33), Township Eighty Eight (88) North, Range Four (4), West of the Fifth Principal Meridian, Delaware County, Iowa, containing 320 acres more or less, according to Government Survey.

Also including the following described real estate: All that part of the 17.02 acres of abandoned railroad right-of-way as referred to in Tax Sale Deed recorded in Book 123, Page 180 of the records of the Delaware County Recorder which lies in the Southwest Qaurter (SW¼) of the Northwest Quarter (NW¼), the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼), the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) and the Southeast Quarter (SE¼) of Section Twenty Eight (28), Township Eighty Eight (88) North, Range Four (4), West of the Fifth P.M.