IN THE IOWA DISTRICT COURT FOR DELAWARE COUNTY

MERRILL LYNCH CREDIT CORPORATION, 13-3098068	:	
Plaintiff,	:	EQUITY NO. CE 3238
vs.	:	AFFIDAVIT REFERRING TO MORTGAGE FORECLOSURE
RICHARD J. GALLAGHER and JUDY A. GALLAGHER,	:	
Defendants.	:	

STATE OF IOWA)
) SS
COUNTY OF POLK)

I, Theodore R. Boecker, being first duly sworn upon oath depose and state that I was one of the attorneys for the Plaintiff in the above mortgage foreclosure action. A Decree of foreclosure was filed in said case on the 29th day of March, 1994, foreclosing on the following described real estate, to-wit:

The East eighty one (81.0) feet of Lot Twelve (12) except the South sixty six (66.0) feet thereof, and the East eighty one (81.0) feet of Lot Fourteen (14), all of the Subdivision of Lot Eleven (11) of the Subdivision of the Southwest Quarter (SW 1/4) and the South one-half (S 1/2) of the Northwest Quarter (NW 1/4) of Section Twenty Eight (28), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., according to plat recorded in Book A Plats, Page 47.

I further state that judgment in rem was rendered in said case in favor of Merrill Lynch Credit Corporation and against Richard J. Gallagher, et al. for the sum of $26,219.29 with interest at 11% per annum from and including March 1, 1993, plus accrued late charges in the amount of $87.92 plus advances in the amount of $311.45, together with attorney fees in the amount of $ 725 with interest at the rate of 10% per annum, abstract expense of $86.00 and costs and accruing costs.

That the mortgage on the above described real estate was recorded in Book 106, L.M., page 74, in the Recorder's Office of Delaware County, Iowa.

Theodore R. Boecker
Theodore R. Boecker PK0000439

Subscribed and sworn to before me by the said Theodore R. Boecker this 18th day of March, 1994.

Joan M. Roberts
Notary Public in and for the State of Iowa

JOAN M. ROBERTS
MY COMMISSION EXPIRES
1-3-97

FILE No. 22-2939
RECORDING FEE $ 6.00
TRANSFER FEE $

FILED FOR RECORD THE 29 DAY OF Mar, 1994 AT 9:54 O'CLOCK A. M. BOOK 17 PAGE 301

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