AFFIDAVIT

STATE OF IOWA)
) SS.
COUNTY OF Delaware)

I, David Loecke, having been first duly sworn on oath, depose and state as follows:

That I am the duly appointed and acting Clerk of the Adams Township Trustees for Delaware County, Iowa;

That I have the care, custody and control of the official Trustee records of Adams Township, Delaware County, Iowa;

That attached hereto and incorporated herein by this reference is a true and correct copy of the following:

> Exhibit A, Letter dated April 29, 1993, directed to Mr. John Henderson and Mr. Thomas Drummy regarding continued non-compliance by John Henderson and exhausting of powers.

David J Loecke
DAVID LOECKE
CLERK, ADAMS TOWNSHIP TRUSTEES
DELAWARE COUNTY, IOWA

Subscribed and sworn to before me by **DAVID LOECKE** whom I know to be the Clerk of the Adams Township Trustees, Delaware County, Iowa, on this 18 day of August, 1994.

Notary Public in and for the State of Iowa

R.W. NIEMAN, Clerk District Court

FILE No. 64-640
RECORDING FEE $ 11.00
TRANSFER FEE $

FILED FOR RECORD THE 30 DAY OF Aug 19 94 AT 3:09
O'CLOCK P. M. BOOK 18 PAGE 18

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

OFFICE OF

Delaware County Attorney

Lou Walker
County Attorney

COURT HOUSE

MANCHESTER, IOWA 52057
319-927-3819
FAX# 319-927-6973

April 29, 1993

Mr. John Henderson
1605 Blair Court
Maquoketa, IA 52060

Mr. Thomas Drummy
c/o Drummy Brothers, Inc.
R.R.
Ryan, IA 52330

Re: Drainage Easement

Gentlemen:

The Adams Township Trustees observed the combined drainage system on the Henderson properties on April 23, 1993 at the request of the Drummy Brothers. In the opinion of the Township Trustees, the situation has not been completely resolved in that problems still exist with the drainage system. The Trustees do recognize that there have been some improvements.

The Adams Township Trustees believe that they have exhausted their powers and that there is no further usefulnesses for them to be involved in this situation at this point. The Trustees now believe that the situation could best be handled directly between the Drummys and the Hendersons.

Very truly yours,

Lou Walker

Lou Walker
Delaware County Attorney and
Legal Representative for the
Adams Township Trustees

LW/kmh
cc: David Loecke
Dawn and Claudine Brown
James and Helen Flanagan
Harold Steffen
Kenneth Ries

EXHIBIT A