AFFIDAVIT

RE: LOT ONE (1) OF STONE'S FOURTH ADDITION TO DELAWARE COUNTY, IOWA, A SUBDIVISION OF PART OF LOT TWENTY-EIGHT (28) OF STONE'S FIRST ADDITION TO DELAWARE COUNTY, IOWA, ACCORDING TO A PLAT RECORDED IN BOOK 5 PLATS, PAGE 130

STATE OF IOWA )
)ss:
Delaware COUNTY )

I, Thomas D. Cook, being first duly sworn on oath, depose and state:

1. That I am an adult resident of the State of Iowa.

2. That my wife Marilyn P. Cook and I are the owners of the above referenced property having purchased the same in March of 1987.

3. That the driveway which we used for ingress and egress to the property runs along the southerly border of Lot Two (2) Stone's Fourth Addition to Delaware County, Iowa and connects with a main road serving all of the properties located in the area known as Linden Acres which includes but is not limited to the properties platted as Stone's First Addition to Delaware County, Iowa and Stone's Fourth Addition to Delaware County, Iowa. The main road runs along the easterly border of Lots Two (2) and Three (3), Stone's Fourth Addition to Delaware County, Iowa.

4. That the main road serving all of the lots located within the area known as Linden Acres has existed for many years and has been utilized by all of the families owning properties within the Linden Acres area. The driveway providing ingress and egress to the above referred lot was established by a Road Easement Agreement dated October 9, 1990 and filed for record October 11, 1990 in Book 2 at Page 92 in the records of the Delaware County Recorder.

95-88-5

FILE No. 143-298
RECORDING FEE $ 11.00
TRANSFER FEE $

FILED FOR RECORD THE 18 DAY OF July, 19 95 AT 11:45 O'CLOCK A M. BOOK 18 PAGE 166

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

That the driveway established by the Road Easement Agreement and the main road servicing all of the Linden Acres properties together provide ingress and egress to the property referred to above.

5. That this Affidavit is being made to explain the use and location of the driveway providing ingress and egress to the above referred to lot.

Further affiant saith not.

Dated this 14th day of July, 1995.

Thomas D. Cook
THOMAS D. COOK

STATE OF IOWA )
) ss:
Delaware COUNTY )

On this 14th day of July, 1995, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Thomas D. Cook, to me known to be the person named in and who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

Robert H. Engelken
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA
Robert H. Engelken