237-241

DELAWARE COUNTY, IOWA
RECORDER

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11.00

Daniel H. Swift, 108 North Madison Street, P.O. Drawer D, Manchester IA (319) 927-4001

AFFIDAVIT IN RE:

A strip of land one hundred (100) feet in width extending over and across: The West Half (W½) of the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), and the West one-half (W½) of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼), of Section Twenty Eight (28); the North one-half (N½) of the Northeast Quarter (NE¼) of Section Twenty Nine (29); the S½ of the South one half (S½) of Section Twenty (20); and the Southeast Quarter (SE¼) of Section Nineteen (19), all in Township Ninety (90) North, Range Six (6), West of the Fifth Principal Meridian, said strip of land being fifty (50) feet in width on each side of the center line of the main track (now removed) of the Minnesota and North Western Rail Road Company (later the Chicago Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established over and across said Sections Twenty Eight (28), Twenty Nine (29), Twenty (20) and Nineteen (19).

Also: A strip of land one hundred (100) feet in width lying Southwesterly of and adjoining said above described one hundred (100) foot wide strip of land in the West Half (W½) of the Northwest Quarter (NW¼) of the Northwest Quarter (NW¼) of said Section Twenty Eight (28), and lying Southeasterly of a line drawn at right angles to said original main track center line at a point thereon distant five hundred forty eight (548) feet Southeasterly from the intersection thereof with the West line of said Section Twenty Eight (28).

Also: A strip of land fifty (50) feet in width lying Northeasterly of and adjoining said above described one hundred (100) foot wide strip of land in the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of said Section Twenty (20), and lying Northwesterly of a line drawn at right angles to said original main track center line at a point thereon distant two hundred twenty (220) feet Southeasterly from the intersection thereof with the West line of the Southeast Quarter (SE¼) of said Section Twenty (20).

Also: A strip of land fifty (50) feet in width lying Northeasterly of and adjoining said above described one hundred (100) foot wide strip of land in the South one-half (S½) of the Southwest Quarter (SW¼) of said Section Twenty (20), and lying between lines drawn at right angles to said original main track center line at points thereon distant nine hundred one (901) feet and two thousand thirty one (2031) feet, respectively, Southeasterly, from the intersection thereof with the West line of said Section Twenty (20).

Also: A strip of land fifty (50) feet in width lying Northeasterly of and adjoining said above described one hundred (100) foot wide strip of land in the East one-half (E½) of the Southeast Quarter (SE¼) of said Section Nineteen (19), and lying between lines drawn at right

angles to said original main track center line at points thereon distant three hundred forty five (345) feet and seven hundred ninety five (795) feet, respectively, Northwesterly, from the intersection thereof with the East line of said Section Nineteen (19).

Also: A strip of land fifty (50) feet in width lying Northeasterly of and adjoining said above described one hundred (100) foot wide strip of land in the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) of said Section Nineteen (19), and lying Northwesterly of a line drawn radially to said original main track center line at a point thereon distant five hundred thirty two and two-tenths (532.2) feet Southeasterly from the intersection thereof with the West line of the Southeast Quarter (SE¼) of said Section Nineteen (19).

I, Claude L. McFarlane III, being first duly sworn and under oath, state of my personal knowledge that:

1. I am the Co-Trustee under the Trust dated August 3rd, 1995, to which the above-described real estate was conveyed to the Trustee by Court Officer Deed and Trust, pursuant to an instrument recorded the 24th day of August, 1995, recorded in the office of the Delaware County Recorder in Book 135, Page 172.

2. I am the presently existing Trustee under the Trust and am authorized to convey by Quit Claim Deed the above-described real estate to a bonafide purchaser, without any limitation or qualification whatsoever.

3. The Trust is in existence and I, as Co-Trustee, am authorized to transfer the interest in the real estate as described in paragraph 2, free and clear of any adverse claims.

Claude L. McFarlane III

Subscribed and sworn to before me this 1st day of July, 1996.

Robert T. Fenwick
Notary Public in and for the State of ~~Iowa~~ Wisconsin
Robert T. Fenwick

NOTARY PUBLIC STATE OF WISCONSIN ROBERT T. FENWICK