ESB

Preparer Information David C. Tracey 105 N. Franklin St. Manchester 319/927-4925

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DELAWARE COUNTY, IOWA

43-2191

AFFIDAVIT

STATE OF IOWA )
) ss:
DELAWARE COUNTY )

I, David C. Tracey, first being duly sworn on oath depose and state that I am an Attorney At Law having practiced in the City of Manchester, Iowa, for more than thirty-five years last past. That during the course of this practice we prepared a Warranty Deed from the Burke Heirs as shown in Entry No. 12 of said abstract conveying the following described real estate to Calvin D. Coohey and Deanne M. Coohey:

> The Southeast Quarter (SE¼) of the Southwest Fractional Quarter (SW Fr¼) and the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) and the South Half (S½) of the West Fractional Half (W Fr½) of the Southwest Quarter (SW¼), Section Seven (7), Township Eighty-eight (88) North, Range Three (3), West of the Fifth P.M., Delaware County, Iowa, containing 110 acres more or less.

That Entry No. 15 of the abstract shows the Dissolution of Marriage of Deanne Marie Coohey and Calvin David Coohey being DM No. 1061, Case No. CD DM 3299, District Court of Delaware County, Iowa, wherein the property set forth above was described as:

> The Southeast Quarter (SE¼) of the Southwest Fractional Quarter (SW Fr¼) and the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) and the South Half (S½) of the West Fractional Quarter (W Fr¼) of the Southwest Quarter (SW¼), Section Seven (7), Township Eighty-eight (88) North Range Three (3), West of the Fifth P.M., whereas it should have been "The West Fractional Half (W Fr½) of the Southwest Quarter (SW¼)".

Further, the same error in description is shown in Entry No. 17 of the abstract which is a Quit Claim Deed from Deanne Marie Coohey, divorced and not remarried to Calvin David Coohey dated March 28, 1994, and filed for record April 4, 1994, in Book 133, L.D., Page 28. The purpose of this affidavit is to rectify the errors in description as set forth above and for no other reason. I know these matters of my own personal knowledge.

Dated this 26th day fo January, 1998.

David C. Tracey

David C. Tracey

Subscribed and sworn to before me this 26th day of January, 1998.

LILA LUENSMANN NOTARIAL SEAL IOWA

Lila Luensmann

Lila Luensmann, Notary Public in and for the State of Iowa.

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