85-3828
DELAWARE COUNTY IOWA
FILED
1998 JN -2 PM 4:15
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DEBORAH L. PENTON
DELAWARE CO RECORDER
11.00

Farm Credit Services

Prepared by Linda M. Kirsch of Simmons, Perrine, Albright & Ellwood, P.L.C.
115 3rd Street SE, Suite 1200, Cedar Rapids, Iowa 52401, Telephone (319) 366-7641

AFFIDAVIT

In Re: The South 40 acres of the S½ SE¼ of Section 21, Township 87, Range 6, West of the 5th P.M., Delaware County, Iowa. Subject to easements and restrictions of record.

STATE OF IOWA)
) ss:
COUNTY OF Black Hawk)

I, **RUSSELL E. CURTIS**, being first duly sworn, on oath depose and state of my personal knowledge that:

1. I am Vice President of Firstar Bank Iowa, N.A., formerly known as Firstar Bank Cedar Rapids, N.A., and also formerly known as The Merchants National Bank of Cedar Rapids, Iowa, which bank is the duly appointed Co-Trustee of the Marital Trust Under Article V of the Last Will and Testament of David E. Linge, Deceased. That the above-described real estate was transferred to said Trust pursuant to the terms of The Last Will and Testament of David E. Linge, said Will being admitted to probate in the District Court of Iowa, in and for Linn County, as Probate No. 16967-0888.

2. That the duly appointed Co-Trustees of said Trust are Audrey R. Linge-Ovel, John Knapp and Firstar Bank Iowa, N.A. That John Knapp died on June 12, 1994 and no successor Co-Trustee was appointed.

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3. That Firstar Bank Iowa, N.A. and Audrey R. Linge-Ovel are the sole Co-Trustees of said Marital Trust and have full authority to execute a Trustees' Deed to convey the above-described real estate to Elaine Linge, Scott Linge and Eric Linge as Co-Trustees of the Family Trust Created Under Article VI of the Last Will and Testament of Carl Scott Linge, Deceased, without any limitation or qualification whatsoever.

4. The said Marital Trust remains in full force and effect and has been in continual existence since the appointment of the Co-Trustees on September 20, 1988, and said Co-Trustees are authorized to transfer the interests in the said real estate, as set out in Paragraph 3 above, free and clear of any adverse claim.

Dated this 28th day of April, 1998.

Russell E. Curtis

RUSSELL E. CURTIS

Sworn to and subscribed before me by **RUSSELL E. CURTIS** on this 28th day of April, 1998.

LeAnn Watts

NOTARY PUBLIC - STATE OF IOWA

LEANN WATTS
MY COMMISSION EXPIRES
10-08-00