DELAWARE COUNTY IOWA
FILED
2001 JA 18 PM 2:13
BOOK 2001 PAGE 217
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
$11.00

CARR & CARR LAWYERS P.O. BOX 333
MANCHESTER, IA 52057 319-927-4164

AFFIDAVIT

STATE OF IOWA)
) ss.
DELAWARE COUNTY)

I, Muriel Hillers, after being duly sworn on oath depose and state as follows:

1. That I have been a neighbor of Francis W. Kirk and Thelma E. Kirk for many years. They were my friends and I know that Francis W. Kirk died on December 12, 2000 and Thelma E. Kirk died on January 17, 1998.

2. The real estate described on the attached sheet marked Exhibit "A" was owned only by Francis W. Kirk and Thelma E. Kirk as joint tenants with full rights of survivorship at the time of the death of Thelma E. Kirk.

Dated this 16th day of January, 2001.

Muriel Hillers
Muriel Hillers

Subscribed and sworn to before me by Muriel Hillers this 16 day of January, 2001.

E. Michael Carr

EXHIBIT "A"

That part of Lot Three (3) of the Subdivision of Lot Nine (9) of the Subdivision of the North one-half (N½) of the Southeast Quarter (SE¼) and the South one-half (S½) of the Northeast Quarter (NE¼) according to plat recorded in Book A Plats, Page 73, and of Lot Eleven (11) of the Subdivision of the North one-half (N½) of the Southeast Quarter (SE¼) and the South one-half (S½) of the Northeast Quarter (NE¼) according to plat recorded in Book A Plats, Page 6, all in Section Twenty Nine (29), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., described as commencing at a point on the South line of Clara Avenue four hundred twenty seven (427.0) feet East of the East line of Franklin Street in Manchester, Iowa, and running thence East sixty seven (67.0) feet, more or less, to the Northeast corner of said Lot Three (3) of the Subdivision of Lot Nine (9), thence South parallel with the East line of Franklin Street one hundred fifty five (155.0) feet, thence West sixty seven (67.0) feet, more or less, to a point directly South of point of beginning, thence North parallel with the East line of Franklin Street one hundred fifty five (155.0) feet to the point of beginning, except that part included in the East ten and ten-thirty ninths (10 10/39) rods of Lot Eleven (11) of said Subdivision