THE IOWA STATE BAR ASSOCIATION
Official Form No. 113

005563

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

James E. Hoeger
3846 245th St.
Earlville, IA
52041-

DELAWARE COUNTY IOWA
FILED
2001 FE 26 PM 3:01
BOOK 2001 PAGE 604
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
$6.00

Preparer Information: David C. Tracey (Individual's Name) | 105 N. Franklin St. (Street Address) | Manchester (City) | 319/927-4925 (Phone)

SPACE ABOVE THIS LINE FOR RECORDER

INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: The North One-half (N½) of the Northeast Quarter (NE¼) and the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼) of Section Eleven (11), the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) of Section Eleven (11), the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼) of Section Eleven (11), all in Township Eighty-eight (88) North, Range Four (4) West of the Fifth Principal Meridian, subject to any easements of record.

State of IOWA County of DELAWARE ss:

I, Therese V. Gibbs, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the trustee under the Trust dated September 13, 19 91, to which the above-described real estate was conveyed to the trustee by William C. Gibbs & Therese V. Gibbs, pursuant to an instrument recorded the 24th day of September, 19 91, in the office of the Delaware County Recorder in Book 50, T.L.D., Page 387 (insert recording data).

2. I am the presently existing trustee under the Trust and I am authorized to convey to James E. Hoeger and Diane M. Hoeger, Husband and Wife, the above described real estate

(describe the transfer to be made by the trustee to the bona fide purchaser), without any limitation or qualification whatsoever.

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

4. The grantor of the trust is alive.

5. The trust is revocable or, if the trust is irrevocable, none of the beneficiaries of the trust are deceased.

Therese V. Gibbs
Therese V. Gibbs — Affiant

Sworn to (or affirmed) and subscribed before me by Therese V. Gibbs on this 26th day of February, 2001.

LILA LUENSMANN
NOTARIAL SEAL

Lila Luensmann
Lila Luensmann
Notary Public in and for said State

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