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DELAWARE COUNTY, IOWA
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BOOK 2002 PAGE 514
DEBORAH L. PEYTON
DELAWARE CO RECORDER
11.00

Preparer Information Mary Lou Tracey (Name) 105 N. Franklin Street (Street Address) Manchester, Iowa (City) 563/927-4925 (Phone)

AFFIDAVIT

STATE OF IOWA )
) ss:
DELAWARE COUNTY )

We, Dorothy Palmer, Marilda Elvidge and Florence Foust, all single persons, first being duly sworn, on oath, depose and state that we are the sole surviving members of the Anderson Park Owners Association, the fourth and final member of said Association, namely, James R. Durey, having died on November 27, 2001, and his estate now being under administration in Delaware County, Iowa.

That James R. Durey was the owner of at the time of his death, the following property:

> Unit #1, also known as 105 Anderson Street, and an undivided 25% interest in and to the common elements of Anderson Park, a Condominium, as set out in Declaration of Submission of Property to Horizontal Property Regime for Anderson Park, a Condominium, recorded in Book U Misc., Page 78; said unit being located on the North one hundred forty (140) feet of the West one hundred sixteen and one-half (116½) feet of Lot Four (4) of the Subdivision of the Southwest Quarter (SW¼) and the South one-half (S½) of the Northwest Quarter (NW¼) of Section Twenty Eight (28), Township Eighty Nine (89) North, Range Five (5), West of the Fifth Principal Meridian, according to plat recorded in Book A Plats, Page 4, except the West seven and one-half (7½) feet thereof.

Under the provisions of Article XI, Paragraph 1, of the Declaration of Submission of Property to Horizontal Property Regime for Anderson Park, a Condominium, we state that there are no outstanding assessments of any kind, or any other charges, due to the Association by James R. Durey, and, further, under the provisions of Article XI, Paragraph 11, Subparagraph a, of said Declaration of Submission, we were given due notice that the above property was to be sold by the Executor of the Estate of James R. Durey. We, individually, and as the members of the Anderson Park Owners Association, hereby consent to the sale of the premises by the estate to Joseph R. Tinker. This affidavit is made to clear any cloud on the title which may be caused by the provisions of Article XI.

Dated this 4th day of February, 2002.

Dorothy Palmer

Marilda Elvidge

Florence Foust

Subscribed and sworn to before me by Dorothy Palmer, Marilda Elvidge and Florence Foust this 5th day of February, 2002.

BARBARA K. SAILER
Commission Number 194508
My Commission Expires
1-26-2004

Barbara K Sailer
Notary Public in and for
the State of Iowa