THE IOWA STATE BAR ASSOCIATION Official Form No. 113	Tom Jenk ISBA # 02673	FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

CSB

DELAWARE COUNTY IOWA
FILED
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BOOK 98 PAGE 3197
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
#6.00

Preparer Information Tom Jenk, 225-1st Avenue East, P.O. Box 304, Dyersville, Iowa 52040-0304, (319) 875-9112
Individual's Name | Street Address | City | Phone

SPACE ABOVE THIS LINE FOR RECORDER

INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: Lots Six (6) and Seven (7) of Block Twelve (12) of Pitkins Addition to the Town of Earlville, formerly Nottingham, Iowa, according to plat recorded in Book I, L.D., Pages 456-457, subject to easements of record

State of IOWA County of Dubuque ss:

I, HELENE ~~XXXXX~~K. Sudmeier, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the trustee under the Trust dated April 9, 1997, to which the above-described real estate was conveyed to the trustee by HELENE ~~XXXXX~~K. Sudmeier, pursuant to an instrument recorded the 3rd day of September, 1997, in the office of the Delaware County Recorder in Book 55, TLD, Page 415 (insert recording data).

2. I am the presently existing trustee under the Trust and I am authorized to sell the above-described property to Russell J. Sudmeier and Rosalie E. Sudmeier, husband and wife, per a Real Estate Contract

(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.

Helene K. Sudmeier
HELENE ~~XXXXX~~K. Sudmeier Affiant

Sworn to (or affirmed) and subscribed before me by HELENE ~~XXXXX~~K. Sudmeier on this 5th day of September, 2002.

JOANNE OBERBROECKLING
Commission Number 108033
My Comm. Exp. 9/15/2002

Joanne Oberbroeckling
Joanne Oberbroeckling
Notary Public in and for said State

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IOWADOCS ®