DELAWARE COUNTY IOWA
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DEBORAH L. NEWCOMB
DELAWARE CO. RECORDER
11.00

William D. Werger 401 East Main Manchester (563) 927-5920
Preparer Information

AFFIDAVIT EXPLANATORY OF TITLE

Concerning:

Parcel C, Part Of The SW ¼ Of The NW ¼ Of Section 29, T88N, R4W Of The Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 7 Plats, Page 43; and also that real estate lying generally North and West of Parcel C, running to the water front of Lake Delhi and then at right angles extending to the middle of Lake Delhi,

STATE OF IOWA)
) ss:
BLACKHAWK COUNTY)

I, John S. Pieters, Sr., being first duly sworn on oath do depose and state as follows:

1. I was the attorney who prepared the contract between Clifford K. First and Helen M. First, grantors, and Rocky Nook Association, Inc., grantee, recorded in Book 2000, Page 1566 Delaware County records on May 24, 2000. I represented Rocky Nook Association, Inc. at the time and am still providing legal services to said corporation.

2. On Exhibit 2 of that contract there is a description for perpetual use of lands which includes the following language:
   "The above description includes the perpetual use of the land adjacent to the lake, and riparian rights to the center of the lake of this property. This frontage commences at the dam structure, extending southward to the North boundary of Parcel C, First's Third Addition. This boundary is 84.5 feet in length, commencing at Center line of County Road X31. The seller claim no ownership North of this boundary of Parcel C."

3. The reference to Parcel C, First's Third Addition was incorrect as there is no Parcel C in First's Third Addition, rather, the Parcel C referred to in this description is not in First's Third Addition, but rather is the Parcel C described as a Part Of The SW ¼ Of The NW ¼ Of Section 29, T88N, R4W Of The Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 7 Plats, Page 43.

4. The word "North" in the last sentence is also incorrect. The Seller actually claims no ownership South of said line which is the northwesterly boundary of Parcel C.

5. This Affidavit is given to correct any discrepancy in the legal description as included on the first referenced contract and to clear title to the above-described property.

Dated this 16th day of October, 2002.

John S. Pieters, Sr.

Subscribed and sworn to before me, a Notary Public, by John S. Pieters, Sr. this 16th day of October, 2002.

TINA MEAD
Commission #704058
My Comm. Exp. July 16, 2003

Notary Public In And For The State Of Iowa