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DELAWARE COUNTY IOWA
FILED
2002 DEC 30 AM 10:50
BOOK 2003 PAGE 4951
DEBORAH BEYER
DELAWARE COUNTY RECORDER
6.00

Preparer Information Thomas J. Hanson, 401 East Main Street, Manchester, (563) 927-5920
Individual's Name Street Address City Phone
Thomas J. Hanson, ISBA # 02110

SPACE ABOVE THIS LINE FOR RECORDER

AFFIDAVIT

RE: THE NORTH THREE FOURTHS (N¾) OF THE NORTHEAST QUARTER (NE¼), AND THE EAST ONE-HALF (E½) OF THE NORTHWEST QUARTER (NW¼) OF SECTION SEVENTEEN (17), TOWNSHIP EIGHTY EIGHT (88) NORTH, RANGE FIVE (5), WEST OF THE FIFTH P.M.

I, Robert L. Sudmeier, being first duly sworn on oath, depose and state that I am the attorney of record of Richard D. Bishop regarding a Dissolution of Marriage action wherein Richard D. Bishop is the Petitioner and Mary K. Bishop is the Respondent being Delaware County Iowa Case No. CDDM004718. That a Judgment and Decree was entered on January 4, 2002 in which the said Richard D. Bishop was awarded 505.69 acres of farmland located in Delaware County, Iowa, which includes the above, described real estate. Thereafter a Notice of Appeal was filed by and on behalf of the said Mary K. Bishop on February 6, 2002 appealing the final judgment of the Delaware County District Court to the Supreme Court of Iowa. However, the said Mary K. Bishop has not filed any kind of an appeal bond to stay proceedings on the final judgment.

As a result of the District Court's final judgment, and further as a result of the failure to file an appeal bond, a Certificate of Change of Title was issued by the Delaware County Clerk of Court changing the title to real estate, including the above described real estate, to Richard D. Bishop. That further, in the proceedings before the Delaware County District Court the said Mary K. Bishop has not asked that any real estate be awarded to her and, specifically, has not asked that title to the above described real estate be awarded to her as part of these proceedings. She has requested only a cash settlement and therefore any ruling by the Supreme Court of Iowa on appeal would not involve title to the above described real estate which has been changed to the said Richard D. Bishop by the Certificate of Change of Title referred to herein.

Robert L. Sudmeier

Subscribed and sworn to before me by Robert L. Sudmeier this 18th day of October, 2002.

JAYNE A. RAUSCH
COMMISSION NO. 164473
MY COMMISSION EXPIRES
3-26-04

Jayne A. Rausch
Notary Public in and for the State of Iowa