DELAWARE COUNTY IOWA
FILED
2003 JA 15 AM 10: 03
BOOK 2003 PAGE 330
DEBORAH L. PEYTON
DELAWARE CO RECORDER
14.00

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

AFFIDAVIT

STATE OF IOWA )
) ss:
DELAWARE COUNTY )

RE: Lot 4 except the West 66 feet thereof, of the Subdivision of Lot 25, Burrington's Add to Manchester, Iowa, according to the plat recorded in Book 1, Plats, Page 96 and the South 16 feet of the East 220 feet of Lot 26, Burrington's Addition to Manchester, Iowa, according to the plat recorded in Book I L.D., page 245.

I, John LeClere, first being duly sworn, on oath, depose and state:

1. That I am the Sheriff of Delaware County, Iowa, and, as such, am knowledgeable of the contents of the Sheriff's Sale files kept in my office.

2. That my attention has been directed to the file concerning the sale in the case of Commercial Federal Mortgage Corporation vs. Frederick A. Pasker, et al., docketed in the Office of the Clerk of the District Court of Iowa in and for Delaware County, under Equity No. EQCV003986, which sale was that of the above described real estate.

3. That said file contains the original of a letter from Theodore R. Boecker, Attorney At Law, dated August 7, 1998, and addressed to the Delaware County Sheriff; the letter concerns the original Certificate of Purchase issued at the Sheriff's Sale referred to above, and an assignment of the same to the Secretary of Housing and Urban Development of Washington, D.C.; said file also contains a copy of the assignment, which is dated July 30, 1998.

4. Attached hereto, marked Exhibit "A" and by this reference made a part hereof, is a copy of said letter and said assignment as it appears in the Sheriff's Sale file.

Dated at Manchester, Iowa, this 15th day of January, 2003.

John a. LeClere, Sheriff
John LeClere

Subscribed and sworn to before me by the said John LeClere this 15th day of January, 2003.

NOTARIAL SEAL IOWA
MARY LOU TRACEY
COMMISSION # 400126
MY COMMISSION EXPIRES
11-1-2005

Mary Lou Tracey
Notary Public in and for
the State of Iowa

EXHIBIT "A"

**PETOSA, PETOSA, BOECKER & NERVIG, L.L.P.**
ATTORNEYS AND COUNSELORS AT LAW
4400 WESTOWN PARKWAY
REGENCY WEST 7 • SUITE 400
WEST DES MOINES, IOWA 50266-6756

TELECOPIER
(515) 222-9121

TELEPHONE
(515) 222-9400

August 7, 1998

Delaware County Sheriff
Courthouse
P.O. Box 116
Manchester, Iowa 52057-0116

RE: Sheriff's Certificates of Purchase
CFMC vs. Frederick A. Pasker, et al.
Equity No EQCV003986

Enclosed please find original Certificate of Purchase and Assignment of same regarding the above captioned foreclosure matter. The redemption period has expired and we request that you issue a Sheriff's Deed to HUD and return same to the undersigned as soon as possible. Our check for $25.00 is also enclosed.

Thank you for your assistance.

Very truly yours,

PETOSA, PETOSA, BOECKER & NERVIG, L.L.P.

Theodore R. Boecker

Theodore R. Boecker

TRB:lc
Enclosures

# ASSIGNMENT OF SHERIFF'S CERTIFICATE

For valuable consideration, the receipt of which is hereby acknowledged, Commercial Federal Mortgage Corporation, by these presents, does hereby assign, sell, transfer and convey to the Secretary of Housing and Urban Development of Washington, D.C., whose address is Washington, D.C., and his successors in such office, as such, and his or their assigns, the within and foregoing Sheriff's Certificate of Purchase covering the following described premises situated in Delaware County, Iowa, to-wit:

Lot Four (4), except the West sixty-six (66), feet thereof, of the Subdivision of Lot Twenty Five (25), Burrington's Addition to Manchester, Iowa, according to plat recorded in Book 1, Plats, Page 96, and the South sixteen (16) feet of the East two hundred twenty (220) feet of Lot Twenty-six (26), Burrington's Addition to Manchester, Iowa, according to plat recorded in Book I L.D., page 245,

issued by the Sheriff of Delaware County, Iowa, in the case of Commercial Federal Mortgage Corporation vs. Frederick A. Pasker, et al., docketed in the Office of the Clerk of the District Court of Iowa in and for Delaware County, under Equity No. EQCV 003986 and all rights, title and interest thereunder.

The undersigned Assignor, Commercial Federal Mortgage Corporation, has further agreed to and by these presents and does hereby represent, covenant and warrant to the said Assignee that there are no intervening or outstanding rights, title and interest in said Certificate of Sale prior or superior to said Assignee's rights, title and interests therein; and, that said Secretary, as Assignee, will upon expiration of the statutory period of redemption, if no redemption shall have been made, be entitled to a Deed conveying to said Assignee or delivery thereof merchantable fee simple title to the real estate described in said Certificate of Sale.

Dated this 30 day of July, 1998.

COMMERCIAL FEDERAL MORTGAGE CORPORATION

By _____

By _____

STATE OF Nebraska )
) ss
COUNTY OF Douglas )

On this _____ day of July, 1998, before me, the undersigned, a Notary Public in and for the said State, personally appeared James P. Palmer and Kristine L. Anderson, to me personally known, who being by me duly sworn, did say that they are the Sr Vice President and Vice President respectively, of the corporation executing the within and foregoing instrument, that (no seal has been procured by the) (the seal affixed thereto is the seal of the) corporation; that said instrument was signed (and sealed) on behalf of the corporation by authority of its Board of Directors; and that _____ and _____ as officers acknowledged the execution of the foregoing instrument to be the voluntary act and deed of the corporation, by it and by them voluntarily executed.

LuAnn K. Krusemark
Notary Public in and for the
State of Nebraska

GENERAL NOTARY-State of Nebraska
LUANN K. KRUSEMARK
My Comm. Exp. Nov. 20, 2001