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DELAWARE COUNTY IOWA
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2003 AP 29 AM 11:0
BOOK 3 PAGE 2019
DEBORAH L. PEYTON
DELAWARE CO RECORDER
11.00

Douglas M. Henry
200 Security Building
151 West 8th Street Dubuque, Iowa 52001
(319) 556-4011

SPACE ABOVE THIS LINE FOR RECORDER

AFFIDAVIT

Re: The following real property in Manchester, Delaware County, Iowa:

The North 46 feet of Lots ninety-Two (92) and Ninety-Three (93), Manchester, Iowa, according to the plat recorded in Book I L.D., p. 284

State of Iowa)
) SS:
Dubuque County)

The undersigned, being first duly sworn and on oath, states:

1. I am and at all times material to the events described herein have been the Secretary and Treasurer of Iowa Oil Company, the owner of the above described property during the time of the events described herein. I make this affidavit based upon my own personal knowledge of the events and based upon business records of Iowa Oil Company within my custody as Secretary of said company.

2. On or about the 12th day of January, 1983, one certain document entitled "CONSENT & WAIVER" was recorded in Book V, Miscellaneous, P. 204, records of the Delaware County Recorder, between Iowa Oil Company and Equico Lessors, Inc., with respect to one certain Lease or Conditional Sales Contract dated November 26, 1982, and one new 24 x 24 Two Column TFC Canopy described within the "CONSENT & WAIVER."

3. The Lease or Conditional Sales Contract dated November 26, 1982, expired on December 20, 1987. At the time of expiration, Iowa Oil Company exercised an option to purchase contained within the agreement, and purchased the personal property which was the subject of the Lease or Conditional Sales Contract and the "CONSENT & WAIVER."

4. The canopy described within the "CONSENT & WAIVER" thereupon became the property of Iowa Oil Company, free and clear of any retained interest of Equico Lessors, Inc. However, to the best of my knowledge, no bill of sale or other instrument of conveyance was received, or, if received, cannot be found. I know of my personal knowledge that Equico Lessors, Inc., has asserted no claim to the personal property and has made no demand therefor at any time since December 20, 1987, the date of expiration of the Lease or Conditional Sales Contract. I have made personal inquiry based upon all documentation and correspondence available to me

relating to the above described transaction, and I have been unable to locate Equico Lessors, Inc., or any successor thereto.

5. Based upon all of the foregoing, the canopy described in the above described "CONSENT & WAIVER," and in the Lease or Conditional Sales Contract dated November 26, 1982, became the property of Iowa Oil Company on or about December 20, 1987, and neither Equico Lessors, Inc., nor any successor thereto has any present right, title or interest therein.

Dated at Dubuque, Iowa, this 28th day of April, 2003.

John L. Noel, Affiant

Subscribed and sworn to before me, a Notary Public in and for the State of Iowa, on this 28 day of April, 2003.

Notary Public in and for said County and State

NOTARIAL SEAL IOWA

DOUGLAS M. HENRY
COMMISSION NO. 107407
MY COMMISSION EXPIRES
JANUARY 18, 2005