DELAWARE COUNTY IOWA
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BOOK 2003 PAGE 1130
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
6.00

Jeffrey E. Clements, #000007906, 117½ S. Vine Street
P.O. Box 164, West Union, Iowa 52175; (563) 422-3545

AFFIDAVIT OF TRUSTEE IN RE

THE NORTH 39 FEET OF LOT 1 AND THE NORTH 39 FEET OF THE EAST 16 FEET OF LOT 2, AND THAT PART OF LOTS 1, 2 AND 8, BLOCK 15, PITKIN'S ADDITION TO EARLVILLE, FORMERLY NOTTINGHAM, IOWA, ACCORDING TO PLAT RECORDED IN BOOK I L.D., PAGE 456, AND OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 35, TOWNSHIP 89 NORTH, RANGE 4 WEST OF THE 5TH P.M. DESCRIBED AS COMMENCING AT A POINT 39 FEET SOUTH OF THE NORTHEAST CORNER OF SAID LOT 1, AND RUNNING THENCE SOUTH 39 FEET, THENCE WEST 130 FEET, THENCE NORTH 39 FEET, THENCE EAST 130 FEET TO THE POINT OF BEGINNING.

STATE OF KANSAS
ss:
COUNTY OF JOHNSON

I, Carol W. Mahley, being first duly sworn and under oath state of my personal knowledge that:

1. I am the trustee of the Henry L. Mahley Revocable Trust (Family Trust) U/T/A 8-22-91 and the Carol W. Mahley Revocable Trust U/T/A 8-22-91, to which the above described real estate was conveyed to the trustee by Gordon N. Peterson and Linda M. Peterson, husband and wife, pursuant to an instrument recorded the 3rd day of May, 1997, recorded in the office of the Delaware County Recorder in Book 56, T.L.D., at Page 24.

2. I am the presently existing trustee under the trust and am authorized to convey the above described real estate by warranty deed to Chris S. Mahley and Susan H. Mahley, husband and wife, 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.

Carol W. Mahley

Sworn to and subscribed before me by Carol W. Mahley on this 26th day of April, 2003.

Diane Shepherd
Notary Public in and for the State of KANSAS

DIANE SHEPHERD
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Expires 3-2-07