DELAWARE COUNTY IOWA
FILED
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BOOK 2004 PAGE 1611
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
11.00

Fidelity Bank + Trust
P.O. Box 277
Manchester IA
52040-0277

Prepared by: Tom Jenk, P.O. Box 304, Dyersville, IA 52040-0304 (563) 875-9112

AFFIDAVIT

RE: LOT THREE (3) OF HICKORY HILLS ESTATES A SUBDIVISION OF LOT ONE (1) OF THE NORTHEAST QUARTER (NE ¼) OF THE NORTHEAST QUARTER (NE ¼), SECTION TWENTY-FIVE (25), TOWNSHIP EIGHTY-NINE NORTH (T89N), RANGE THREE WEST (R3W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, ACCORDING TO PLAT RECORDED IN BOOK 2000, PAGE 2407, AND AMENDED PLAT RECORDED IN BOOK 2001, PAGE 1082, SUBJECT TO EASEMENTS OF RECORD

STATE OF IOWA)
) ss:
COUNTY OF DUBUQUE)

The undersigned, Tom Jenk, Attorney at Law, hereby states that a scrivener's error was made in the Warranty Deed – Joint Tenancy dated February 1, 2002, filed for record on February 4, 2002, and recorded in the Delaware County Recorder's Office in Book 2002, Page 432. As a result of the scrivener's error, the Grantees were listed as Joel Schmidt and Pamela S. Schmidt, husband and wife, as joint tenants with full rights of survivorship, and not as tenants in common. The Warranty Deed should have listed the Grantees as Joel M. Schmidt and Pamela J. Schmidt, husband and wife, as joint tenants with full rights of survivorship, and not as tenants in common.

Dated at Dyersville, Iowa, this 27th day of April, 2004.

Tom Jenk

Subscribed and sworn to before me by Tom Jenk this 27th day of April, 2004.

Notary Public in and for the State of Iowa

DONNA GIBBS
Commission Number 181486
My Commission Expires 10/4/04

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