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DEBORAH L. PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer Information (X) 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

I, Thomas J. Hanson, being first duly sworn on oath depose and state that I am an attorney at law practicing in the Manchester, Delaware County, Iowa. As attorney for Harold C. Petlon and Ettagene I. Petlon, husband and wife, I prepared Quit Claim Deeds to various grantees of lake frontage running along Lake Delhi which contained an error in the legal description. The deeds containing the error in the legal description are as follows:

| Grantees: | Date of Recording: | Book & Page #: |
|---|---|---|
| Edwin T. Sleep & Carol A. Sleep | June 12, 1989 | 124/266 |
| David F. Rehage & Marna T. Rehage | June 20, 1989 | 124/279 |
| David Hanzelka & Carolyn A. Hanzelka | June 8, 1989 | 124/253 |
| David C. Hanzelka & Carolyn A. Hanzelka | November 21, 1994 | 134/97 |
| Steven F. Nebel & Julie A. Nebel | August 22, 1994 | 133/304 |
| Matt Mescher | June 30, 1989 | 124/298 |
| Mildred I. Shaw | July 10, 1989 | 124/310 |

The legal description for the lake frontage described on said Deeds stated as follows:

> "All lake frontage running from the water front and at right angles to the middle of Lake Delhi in respect to the following described real estate..."

The legal description on said Deeds was intended to state as follows:

"All lake frontage running to the water front and then at right angles to the middle of Lake Delhi in respect to the following described real estate…"

The use of the word "from" rather than the word "to" and the omission of the word "then" was as a result of a scrivener's error and the intention of the grantors with respect to said deeds was to convey all lake frontage with regard to the real estate described in said deeds and there was no intent to retain any lake frontage with regard to the premises described in each said deed.

Thomas J. Hanson

Subscribed and sworn to before me by Thomas J. Hanson this 17th day of May, 2005.

NOTARIAL SEAL IOWA

TRACY L. FONCK
COMMISSION # 223445
MY COMMISSION EXPIRES
7-8-05

Notary Public in and for the State of Iowa