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Sharon McCrabb Auditor
By Carol Beeler Deputy

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DEBORAH L. PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

TRUSTEE'S AFFIDAVIT

Recorder's Cover Sheet

Preparer Information: (name, address and phone number)
Lee E. Wilmarth
212 Winnebago St.
P.O. Box 450
Decorah, IA 52101 (563) 382-2959

Taxpayer Information: (name and complete address)

Rodney G. Baumgartner (Residuary) Trust
c/o Dianne L. Baumgartner
1722 120th Avenue
Dundee, IA 52038

Return Document To: (name and complete address)

(X) Lee E. Wilmarth
212 Winnebago St.
P.O. Box 450
Decorah, IA 52101 (563) 382-2959

Grantors:

Rodney G. Baumgartner Revocable Trust

Grantees:

Rodney G. Baumgartner (Residuary) Trust

Document or instrument number of previously recorded documents: _____

Prepared by: Lee E. Wilmarth, P.O. Box 450, Decorah, IA 52101-0450, (563) 382-2959.

Address tax statements to:
Rodney G. Baumgartner Trust
c/o Dianne L. Baumgartner
1722 120th Avenue
Dundee, IA 52038

TRUSTEE'S AFFIDAVIT

STATE OF IOWA)
)-ss:
County of Delaware,)

I, Dianne L. Baumgartner, being first duly sworn under oath, state of my personal knowledge that:

1. The grantor of the Rodney G. Baumgartner Revocable Trust was Rodney G. Baumgartner who died on July 9, 2004.

2. I, Dianne L. Baumgartner, am the successor trustee under the Rodney G. Baumgartner Revocable Trust dated November 22, 1993, to which the following described real estate was conveyed by the Grantor, Rodney G. Baumgartner, pursuant to a Quit Claim Deed recorded the 29th day of November, 1993, in the office of the Delaware County Recorder in Book 53, page 104 and said real estate is described as follows:

The West One Half of the Southeast Quarter and the South 2 rods of the Southeast Quarter of the Southeast Quarter of Section 9, Township 89 North, Range 6 West of the 5th P.M., in Delaware County, Iowa.

One half interest in:
The North 138 acres of the Northwest Quarter and the West One Half of the Northeast Quarter of Section 9, Township 89 North, Range 6 West of the 5th P.M., in Delaware County, Iowa.

3. The trust became irrevocable on July 9, 2004, upon the death of the grantor.

4. Said property shall continue to be held under the terms of the trust which now has become irrevocable and shall be known as the Rodney G. Baumgartner (Residuary) Trust.

5. The Trust is in existence and I, Dianne L. Baumgartner, am the trustee under the terms of the trust and I am authorized to transfer the real estate as described in paragraph 2, free and clear of any adverse claims if necessary.

Dianne L. Baumgartner

Dianne L. Baumgartner

Subscribed and sworn to before me this 16th day of June, 2005.

SHELIA D. SMITH
Commission Number 196196
My Comm. Exp. 5-4-07

Shelia D. Smith

Notary Public in and for the State of Iowa.

(1estates\Baumgartner Rodney\Trustee's Affidavit)