Generations Financial Group
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Book 2005 Page 4328

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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Prepared by Martin R. Anderson, 2400 86th St., Suite 6, Des Moines, Iowa 50322. Ph. (515) 727-1354
After Recording Return to: Max J. Andrews, 1408 Early Stagecoach Road, Manchester, IA 52057

STATE OF IOWA)
) SS:
COUNTY OF BLACK HAWK)

AFFIDAVIT IN RE: Section 614.14

The West One-half of the Southeast Quarter of the Northeast Quarter (W½ SE¼ NE¼) of Section 27, Township 89 North, Range 6 West of the 5th P.M., Delaware County, Iowa, subject to roadways and easements of record; and the East 21 acres of the Southwest Quarter of the Northeast Quarter (SW¼ NE¼) of said Section 27; also that part of the North One-half of the Northeast Quarter (N½ NE¼) of said Section 27 described as: Commencing at a point on the South line of said North One-half of the Northeast Quarter (N½ NE¼) 20 rods East of the Southeast corner of the Northwest Quarter of the Northeast Quarter (NW¼ NE¼) of said Section 27, thence Northwesterly to a point 12 rods West and 7 rods North of said Southeast corner of the Northwest Quarter of the Northeast Quarter (NW¼ NE¼), thence North 6 rods, thence Southeasterly and parallel with the first above described line 16 rods, thence Southeasterly along the center of the road to the point of beginning; also that part of the North One-half of the Northeast Quarter (N½ NE¼) of said Section 27 described as commencing at a point on the North line of the Southeast Quarter of the Northeast Quarter (SE¼ NE¼) 20 rods East of the Northwest corner thereof, running thence West along the South line of the said North One-half of the Northeast Quarter (N½ NE¼) 32 rods, thence North 7 rods, thence Southeasterly to the point of beginning; all in Township 89 North, Range 6 West of the 5th P.M., Delaware County, Iowa, except the East 165 feet of the North 250 feet of the Northeast corner of the following described property: The East One-half of the West One-half of the Southeast Quarter of the Northeast Quarter (E½ W½ SE¼ NE¼) of Section 27, Township 89 North, Range 6 West of the 5th P.M., Delaware County, Iowa, subject to all other rights, reservations, restrictions, easements, liens and encumbrances of record.

* * *

I, Duane L. Wessels, being first duly sworn and under oath state of my personal knowledge that:

1. I am the trustee under the Lowell and Marilyn Smith Charitable Trust, under agreement, dated October 20, 2005, to which the above-described real estate was conveyed to the trustee by Lowell O. Smith, a/k/a Lowell Oscar Smith, and Marilyn L. Smith, a/k/a Marilyn Larue Smith, husband and wife, pursuant to a warranty deed recorded the 21st day of November, 2005, recorded in the office of the Delaware County Recorder in **Book 2005, Page 4177**.

2. I am the presently existing trustee under the trust and am authorized to convey the real estate to Max J. Andrews and Terri M. Andrews, as Joint Tenants with Full Rights of Survivorship, and not as Tenants in Common (bona fide purchasers for value), by warranty deed, without any limitation or qualification whatsoever.

3. The trust is in existence and I as trustee am authorized to transfer the interests in the real estate as described in paragraph 2, free and clear of any adverse claims.

Duane L. Wessels, Affiant/Trustee

Sworn to and subscribed before me by Duane L. Wessels on this 2ND day of DECEMBER, 2005.

CHRISTY K. RIEGER
COMMISSION NO. 733084
MY COMMISSION EXPIRES
02-22-08

Notary Public in and for Iowa

CHRISTY K RIEGER

Print Name of Notary Public