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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

PREPARED BY/RETURN TO: Pete M. Wessels, ISBA #05944, WESSELS & STOJAN P.C., P. O. BOX 4300, ROCK ISLAND IL 61204-4300; (309) 794-9400

INDIVIDUAL TRUSTEE'S AFFIDAVIT

CERTAIN REAL ESTATE LOCATED IN DELAWARE COUNTY, IOWA. SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF

STATE OF IOWA, COUNTY OF DELAWARE, ss:

I, MILTON C. DEERR, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the successor trustee under the Richard E. Deerr Trust dated September 20, 1990, as amended, (hereinafter the "Trust") to which an undivided one-half interest in the above-described real estate was conveyed to the trustee by a Deed in Trust, pursuant to an instrument recorded the 12th day of October, 1990 as File No. 48-899 in Book 127, Page 13. The remaining undivided one-half interest in the above-described real estate was conveyed to the trustee by Trustee's Deed, pursuant to an instrument recorded the 3rd day of October, 2002 in Book 2002, Page 3558.

2. I am the presently existing successor trustee under the Trust and I was authorized to join in the sale and conveyance of real estate to Milton C. Deerr, a single person, without any limitation or qualification whatsoever.

3. The Trust has no provisions against gifts by the Trustee and has no provisions against self-dealing by the Trustee to a beneficiary's interest.

4. The Trust is in existence and I, as successor trustee, was authorized to transfer the interest in the real estate as described in paragraph 2, free and clear of any adverse claims.

5. The grantor of the trust, Richard E. Deerr, is not alive.

6. All beneficiaries of the Richard E. Deerr Trust dated September 20, 1990 are alive.

Milton C. Deerr

MILTON C. DEERR, Individually and as Successor Trustee of the Richard E. Deerr Trust dated 9/20/90

Sworn to (or affirmed) and subscribed before me by Milton C. Deerr on this 3rd day of January, 2006.

Patty Coleman

Notary Public

PATTY COLEMAN
Commission Number 719121
My Comm. Exp. 10/18/08

EXHIBIT "A"

That part of the South One-Half (S ½) of the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼) of Section Twenty Nine (29), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M. and of Lot Seventeen (17) of Subdivision of part of the North One-Half (N ½) of the Southeast Quarter (SE ¼) and the South One-Half (S ½) of the Northeast Quarter (NE ¼) of Section Twenty Nine (29), Township Eighty Nine (89) North, Range Five (5), West of the Fifth Principal Meridian, described as commencing at a point on the South line of Clara Avenue one hundred thirty two (132) feet West of the West line of New Street, thence South one hundred (100) feet, thence West ninety seven and fifteen one-hundredths (97.15) feet, thence North one hundred (100) feet, thence East ninety seven and fifteen one-hundredths (97.15) feet to the point of beginning

Subject to the following:

an easement over a strip of ground not exceeding 12 feet in width over said land owned by grantors for the construction and maintenance of a sewer to connect with an already existing sewer located approximately 10 feet north of the residence now situated on said premises, such sewer to be constructed in a direct northerly line from said existing sewer to the north boundary line of said premises owned by grantors, together with the right of using said sewer or drain for the passage of sewer water from said land herein conveyed to the grantees and for that purpose also the right to make and at all times repair and maintain all such connections with the said sewer or drain as may be reasonable and proper in that behalf.