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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Prepared By & Return To: Steven E. Carr, PO Box 333, Manchester, Iowa 52057 (563) 927-4164

AFFIDAVIT

STATE OF IOWA)
) ss.
DELAWARE COUNTY)

The undersigned after being duly sworn on oath states as follows:

1. This affidavit has to do with the following described real estate:

A strip of land 100 feet in width extending over and across the Southeast Quarter of Section 1, Township 89 North, Range 5 West of the Fifth Principal Meridian, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Dubuque and North Western Railway Company (later the Chicago Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established over and across said Section 1.

ALSO:

A strip of land 50 feet in width lying Northeasterly of and adjoining said above described 100 foot-wide strip of land, and lying between lines drawn at right angles to said original main track center line at points thereon distant 1,090 feet and 2,240 feet, respectively, Northwesterly, from the intersection thereof with the East line of said Section 1.

2. I am the surviving spouse of John J. Moorman who died testate on March 8, 1994.

3. That the decedent's will was admitted to probate without present administration on May 2, 1994 in Delaware County, Iowa in Probate Case Number ESPR3563.

4. That notice was given in accordance with Iowa Code Section 633.305 of proof of will without present administration.

5. That all of the property of the decedent passed to the undersigned and the undersigned did not elect to take against the will.

6. That no child was born to or adopted by the decedent after execution of the will.

7. That there was no liability for Iowa Inheritance Taxes nor was there any liability for federal estate tax.

Dated this 15th day of November, 2006.

Norita N. Moorman

Subscribed and sworn to before me by Norita N. Moorman this 15th day of November, 2006.

Notary Public in and for the State of Iowa

NOTARIAL SEAL IOWA

STEVEN E. CARR
COMMISSION NO. 713328
MY COMMISSION EXPIRES
10-30-07