Tri-County Bank
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Monticello, IA 52310

Book 2007 Page 2878

Document 2007 2878 Type 06 010 Pages 1
Date 9/04/2007 Time 9:47:31AM
Rec Amt $7.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

PREPARER: Nick Strittmatter 123 East First Street PO Box 229 Monticello,IA 52310 Ph 319-465-3531
RETURN TO: Matt McQuillen, P.O. Box 228, Anamosa, Iowa 52205-0228

AFFIDAVIT EXPLANATORY OF TITLE

RE: The Southeast Quarter (SE 1/4) of Section Twenty Five (25), except that part described as commencing at a point three hundred (300) feet South of the Northwest corner of the Southwest Quarter (SW 1/4) of said Southeast Quarter (SE 1/4), and running thence in a Southeasterly direction four hundred twenty seven (427) feet to a point one hundred thirteen (113) feet East of the West line of said Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4), thence West one hundred thirteen (113) feet to the West line of said Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4), thence North to the point of beginning, and further excepting Parcel C part of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4), Section Twenty-Five (25), Township Eighty-Seven North (T87N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, according to Amended Plat of Survey recorded in Book 2004, Page 4202

STATE OF IOWA, COUNTY OF JONES, §

I, NICK STRITTMATTER, first being duly sworn on oath, depose and state:

1) That I am a practicing attorney in Monticello, Iowa.

2) That I was well acquainted with Ernest J. Recker who died March 12, 2007.

3) That Ernest J. Recker and his wife, Irene K. Recker, owned the above-entitled real estate and transferred said real estate to the ERNEST AND IRENE RECKER LIVING TRUST, dated March 20, 2002, by Warranty Deed dated and recorded March 20, 2002 in Book 2002, Page 1024, in the office of the Delaware County Recorder, Manchester, Iowa.

4) That as a result of the death of Ernest J. Recker, no Federal Estate Tax was owed and no Federal Estate Tax Return was required to be filed as his estate was below the Federal Tax Exemption Credit. Furthermore, all beneficiaries of the Ernest J. Recker estate and the Living Trust were either his wife, Irene K. Recker, or his children, and therefore no Iowa Inheritance Tax was due.

5) That Neil J. Recker, a son of Ernest and Irene Recker, is the sole Trustee of the aforementioned Trust.

Dated August 31, 2007.

NICK STRITTMATTER

Subscribed and sworn to before me by NICK STRITTMATTER on this 31st day of August, 2007.

NOTARIAL SEAL IOWA
LINDA M. SCHATZ
COMMISSION NO. 723288
MY COMMISSION EXPIRES
7-8-2009

Notary Public