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Document 2008 2238 Type 06 010 Pages 1
Date 7/17/2008 Time 9:50:52AM
Rec Amt $7.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared by (& return document to):
James J. Roth, 1400 University Ave., Suite D, Dubuque, IA 52001
Phone: (563) 557-1611

AFFIDAVIT EXPLANATORY OF TITLE TO:

Lot Fourteen (14), Block One (1), Toogood & Bethel's Subdivision of the North part of Lot I in the Iowa Land Company's Subdivision to the Town of Manchester, Iowa, according to plat recorded in Book 1 Plats, Page 9; same being a part of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section Twenty Nine (29), Township Eighty Nine (89) North, Range Five (5), West of the Fifth Principal Meridian.

STATE OF IOWA, DUBUQUE COUNTY, ss:

I, James J. Roth, being first duly sworn on oath, depose and state:

1. I am an attorney licensed to practice law in the State of Iowa

2. On September 11, 2007 (in Book 2007 Page 2966) there was a mortgage filed which incorrectly listed the legal description as:

Lot Fourteen (14), Block One (1), Toogood & Bethel's Subdivision of the North part of Lot 1

3. There is no "Lot 1" in the Iowa Land Company's Subdivision. It should be listed as "Lot I".

4. This Affidavit is given pursuant to Iowa Code §558.8.

JAMES J. ROTH

Subscribed and sworn to before me this 16th day of July 2008.

Notary Public in and for said State

SUSAN M. [illegible]
Commission Number [illegible]
My Commission Expires
7-20-08