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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared by/Return to:
Todd J. Locher, Locher & Locher, 202 2nd Avenue NW, Box 7, Farley, IA 52046 Phone: (563) 744-3359

RE: The West one-half (W ½) of the Northwest Quarter (NW 1/4) of Section Four (4), Township Eighty Seven (87) North, Range Three (3), West of the Fifth P.M., subject to easements of record.

AFFIDAVIT

STATE OF IOWA)
) ss:
COUNTY OF DUBUQUE)

I, Bernadette Smith, do hereupon my oath depose and state as follows:

1. That I signed a General Power of Attorney on April 5, 1996 appointing Mark Smith or Katherine Heitz as my Power of Attorney. This Power of Attorney was recorded July 1, 2008 in Book 2008, Page 2077 of the records of Delaware County, Iowa.

2. That from April 5, 1996 to July 1, 2008 the above described real estate was not my homestead.

3. That it was my intent to give Mark Smith or Katherine Heitz the authority and right to deed any of my real estate, including my homestead.

Dated this 28th day of August, 2008.

Bernadette Smith
Bernadette Smith, Affiant

Subscribed and sworn to before me by Bernadette Smith this 28th day of August, 2008.

Notary Public, State of Iowa

TODD J. LOCHER
Iowa Notarial Seal
Commission Number: 176419
My Commission Expires: 10/12/09