Book 2009 Page 100

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Prepared By /Return To Randall L. Rattenborg, 105 West Main Street, Manchester, IA, 563-927-2434
Grantors: See below. Grantees: See below. Legal Description: See below
Documents or Instrument No. of Previously recorded document: Book 2008, Page 3958.

AFFIDAVIT

DOWNS FAMILY SUBDIVISION

A SUBDIVISION OF PART OF THE NE ¼ - SE ¼ AND PART OF THE NE ¼, SECTION 2; PART OF THE NW ¼, SEC. 1, ALL IN T89N, R6W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA

STATE OF IOWA)
) ss:
COUNTY OF DELAWARE)

I, Randall L. Rattenborg, being first duly sworn on oath depose and state that

***1) I prepared the Subdivision Plat of the DOWNS FAMILY SUBDIVISION A SUBDIVISION OF PART OF THE NE ¼ - SE ¼ AND PART OF THE NE ¼, SECTION 2; PART OF THE NW ¼, SEC. 1, ALL IN T89N, R6W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA* as recorded on December 30, 2008 in Book 2008, Page 3958 in the Office of the Delaware County Recorder; and that**

2) A scrivener's error was made on the Northerly Line of the NE ¼ of Section 1 on Sheet 1 of the Subdivision Plat where it reads:

N 88°56'30" E 1324.64' and N 88°48'35" E 1325.95'

Both bearing and distances should read: N 88°52'32" E 1325.30'

3) A scrivener's error was made on the Northerly Line of the NW ¼ - NW ¼ of Section 1, being the Northerly Line of Lot 7 on Sheet 5 of the Subdivision Plat where it reads:

N 88°56'30" E 1324.64' This should read: N 88°52'32" E 1325.30'

4) A scrivener's error was made in the sixth (6th) THENCE in the Legal Description where it reads:

THENCE along the Northerly Line of Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section One (1), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa, North 88° 56' 30" East, to the Northeast Corner of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of said Section One (1), 1324.64 feet;

And should read:

THENCE along the Northerly Line of Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of Section One (1), Township Eighty-nine North (T89N), Range Six West (R6W) of the Fifth Principal Meridian, Delaware County, Iowa, North 88° 52' 32" East, to the Northeast Corner of the Northwest Quarter (NW ¼) of the Northwest Quarter (NW ¼) of said Section One (1), 1325.30 feet;

Dated this 8th day of January, 2009,

SURVEYOR'S CERTIFICATE

I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

1/8/09

Randall L. Rattenborg L. S. #17939 DATE
My license will be renewed on December 31, 2009

LICENSED LAND SURVEYOR
RANDALL L. RATTENBORG
17939
IOWA

Subscribed and sworn to before me this 8th day of January, 2009,

Donna M. Kunde
Notary Public in and for the State of Iowa

NOTARIAL SEAL IOWA
DONNA M. KUNDE
Commission Number 175597
My Commission Expires
8-16-09