Book 2009 Page 1733

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

ew
Richard Foust
709 Anderson St.
Manchester IA 52057

Individual Trustee's Affidavit

THE IOWA STATE BAR ASSOCIATION
Official Form No. 113
Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)
Michael A. Bowman, 114 S. Cedar St., Monticello, IA 52310, Phone: (319) 465-5448

Taxpayer Information: (Name and complete address)
Richard Foust, 709 Anderson St., Manchester, IA 52057

Return Document To: (Name and complete address)
Michael A. Bowman, P.O. Box 351, Monticello, IA 52310

Grantors:
Wayne A. Brunkan
Dorothy A. Brunkan

Grantees:
~~Richard Foust~~ WAYNE A. BRUNKAN, TRUSTEE
~~Diane Foust~~ DOROTHY A. BRUNKAN, TRUSTEE

Legal description: See Page 2

Document or instrument number of previously recorded documents:

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THE IOWA STATE BAR ASSOCIATION Official Form No. 113	Michael A. Bowman	FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE:

See attached "EXHIBT A".

State of California County of Ventura ss:

I, Wayne A. Brunkan and Dorothy A. Brunkan, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the trustee under the Trust dated September 9, 1996, to which the above-described real estate was conveyed to the trustee by Wayne A Brunkan, pursuant to an instrument recorded the 25th day of February, 1991, in the office of the Delaware County Recorder in Book 127, page 258 (insert recording data).

2. I am the presently existing trustee under the Trust and I am authorized to convey real estate

(describe the transfer to be made by the trustee to the bona fide purchaser), without any limitation or qualification whatsoever.

3. The Trust is in existence and I, as trustee, am authorized to transfer the interest in the real estate as described in paragraph 2, free and clear of any adverse claims.

4. The grantor of the trust is alive.

5. The trust is revocable or, if the trust is irrevocable, none of the beneficiaries of the trust are deceased.

Wayne A. Brunkan Dorothy A. Brunkan

Wayne A. Brunkan and Dorothy A. Brunkan Affiant

Signed and sworn to (or affirmed) before me on 3/16/09, by Wayne A. Brunkan and Dorothy A. Brunkan.

SHIRLEY RHOADS
COMM. # 1793398
NOTARY PUBLIC-CALIFORNIA
VENTURA COUNTY
My Commission Expires
APRIL 7, 2012

Notary Public

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ACKNOWLEDGMENT

State of California
County of Ventura)

On 3/16/09 before me, Shirley Rhoads
(insert name and title of the officer)

personally appeared Wayne A Brunkan and Dorothy A. Brunkan
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

SHIRLEY RHOADS
COMM. # 1793398
NOTARY PUBLIC-CALIFORNIA
VENTURA COUNTY
My Commission Expires
APRIL 7, 2012

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
- ☐ CORPORATE OFFICER

_____
TITLE(S)

- ☐ PARTNER(S)
- ☐ LIMITED
- ☐ GENERAL
- ☐ ATTORNEY-IN-FACT
- ☐ TRUSTEE(S)
- ☐ GUARDIAN/CONSERVATOR
- ☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

_____
TITLE OR TYPE OF DOCUMENT

_____
NUMBER OF PAGES

_____
DATE OF DOCUMENT

_____
SIGNER(S) OTHER THAN NAMED ABOVE

EXHIBIT A

The Southeast Quarter (SE1/4) and the East one-half (E1/2) of the Southwest Quarter (SW1/4) of Section Twenty Six (26), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., except Parcel C Part Of The Southeast Quarter (SE1/4) Of The Southwest Quarter (SW1/4), Part Of The Northeast Quarter (NE1/4) Of The Southwest Quarter (SW1/4), And Part Of The Southwest Quarter (SW1/4) Of The Southeast Quarter (SE1/4), All In Section Twenty-Six (26), Township Eighty-Nine North (T89N), Range Five West (R5W) Of The Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 2009, Page 1468

AND

That part of the Northeast Quarter (NE1/4) of the Northwest Quarter (NW1/4) of Section Thirty Five (35), Township Eighty Nine (89) North, Range Five (5), West of the Fifth P.M., lying North of the railway, except that part conveyed to the State of Iowa by Warranty Deed recorded in Book 62 L.D., Page 241