Book 2009 Page 1738
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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 2009, Page 1713.

AFFIDAVIT

FINAL PLAT-MAURER FAMILY SUBDIVISION, A SUBDIVISION OF PART OF THE NE ¼ AND SE ¼ OF SEC. 33, AND A SUBDIVISION OF PART OF THE NW ¼ AND SW 1/4 OF SEC. 34, ALL IN T89N, R5W 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 FINAL PLAT-MAURER FAMILY SUBDIVISION, A SUBDIVISION OF PART OF THE NE ¼ AND SE ¼ OF SEC. 33, A SUBDIVISION OF PART OF THE NW ¼ AND SW 1/4 OF SEC. 34, ALL IN T89N, R5W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA **as recorded on April 29, 2009, in Book 2009, Page 1713 in the Office of the Delaware County Recorder; and that**

2) A scrivener's error was made in the filing of the plat, where the Mortgage Holders Acknowledgement was not attached:

3) Attached to this document is the signed *Mortgage Holder's Acknowledgement* of First State Bank, Manchester, Iowa, as Mortgage Holder's noted in the Attorney's Opinion of Thomas J. Hanson, dated April, 27, 2009, Sheet 12 of 14 of subdivision plat.

Dated this 30th day of April, 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.

4/30/09

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 30th day of April, 2009,

Donna M. Kunde

Notary Public in and for the State of Iowa

DONNA M. KUNDE
Commission Number 17[illegible]97
My Commission Expires
8-16-09

MORTGAGE HOLDERS ACKNOWLEDGMENT

The 1st State Bank, State of Iowa, does hereby certify that the above survey, as shown by the attached Plat, is made with our free consent and in accordance with our desire as mortgage holder of a portion of the premises described herein.

By _____
JOSEPH WIEWEL

By _____
DAVID DUDLEY

STATE OF IOWA, Delaware County, Iowa, Ss:

On this 30 day of April, 2009, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Joseph Wiewel and David Dudley, to me personally known, who being duly sworn, did say that they are the V Pres and Exec VP respectively, of the 1st State Bank executing the within and foregoing instrument to which this is attached, that (~~no seal has been procured by the~~) (the seal affixed hereto is the seal of the) 1st State Bank ; that said instrument was signed (and sealed) on behalf of the 1st State Bank by authority of its Board of Directors; and that Joseph Wiewel and David Dudley as officers acknowledged the execution of the foregoing instrument to be the voluntary act and ~~deed~~ of the 1st State Bank, by it and by them voluntarily executed.

Barbara Topping
Notary Public in and for said State

BARBARA TOPPING
Notarial Seal - Iowa
Commission # 148309
My Commission Expires 8-24-09

FIRST STATE BANK CORPORATE SEAL MANCHESTER, IOWA