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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

# Individual Trustee's Affidavit

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

**Preparer Information:** (Name, address and phone number)
Thomas J. Hanson, 401 East Main Street, Manchester, IA 52057, Phone: (563) 927-5920

**Taxpayer Information:** (Name and complete address)
CJH Farms, LLC 155th Street, Earlville, IA 52041

**Return Document To:** (Name and complete address)
CJH Farms, LLC 155th Street, Earlville, IA 52041

**Grantors:**
[redacted]
Mary J. Overmann

**Grantees:**
CJH Farms, LLC
Richard J. Overmann, Trustee
Mary J. Overmann , Trustee

**Legal description:** See Page 2

**Document or instrument number of previously recorded documents:**

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# INDIVIDUAL TRUSTEE'S AFFIDAVIT

**RE:**
An undivided one-third interest in and to the following described real estate:

The West one-half (W½) of the Northwest Quarter (NW¼) of Section Seventeen (17), and the East one-half (E½) of the Northeast Quarter (NE ¼) of Section Eighteen (18), Township Eighty-Nine (89) North, Range Five (5), West of the Fifth P.M., except Parcel A, a part of the West Half of the Northwest Quarter of Section 17, Township 89 North, Range 5, West of the 5th Principal Meridian, Delaware County, Iowa, according to amended plat recorded in Book 7 Plats, Page 119.

State of Iowa County of Linn ss:

I, Mary J. Overmann, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the trustee under the Trust dated July 26, 2005, to which the above-described real estate was conveyed to the trustee by Richard J. Overmann and Mary J. Overmann, pursuant to an instrument recorded the 9th day of December, 2005, in the office of the Delaware County Recorder in Book 2005, Page 4365 (insert recording data).

2. I am the presently existing trustee under the Trust and I am authorized to convey the above described real estate to the purchaser of said real estate being CJH Farms, LLC; further, I state that Richard J. Overmann and Mary J. Overmann, were husband and wife on the date of the conveyance described in paragraph 1 hereof. (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 ~~xxxnot~~ alive.

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

Mary J. Overmann
Mary J. Overmann Affiant

Signed and sworn to (or affirmed) before me on Jan 19th, 2012, by Mary J. Overmann.

NOTARIAL SEAL
TROY R. LOUWAGIE
Commission Number 701554
My Commission Expires
2-14-13

Notary Public

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