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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

AFFIDAVIT

RE: Parcel M in the NE ¼ of the SE¼, Section 10, Township 90 N, Range 4 West, Delaware County, Iowa, according to the Plat recorded at Book 2008, Page 1701

STATE OF IOWA)
) ss:
DUBUQUE COUNTY)

I, George A. Davis of Locher & Locher, being duly sworn, depose and state as follows:

1. I am familiar with Parcel M in the NE ¼ of the SE¼, Section 10, Township 90 N, Range 4 West, Delaware County, Iowa, according to the Plat recorded at Book 2008, Page 1701.

2. I am also familiar with a Quit Claim Deed dated July 10, 1992 from Theadale P. Swenka and Irene M. Swenka to Paul R. Swenka (one-half interest), Patricia M. Swenka (one-sixth interest), Ruth A. Swenka (one-sixth interest) and Alice R. Swenka (one-sixth interest) all as tenants in common recorded July 10, 1992 as Instrument No. 2007-308 in the records of the Delaware County Recorder's Office. Book 130 Page 140

3. The Deed referred to in paragraph 2 contains a retention of a life estate to Theadale P. Swenka and Irene M. Swenka of a parcel 1 acre in size being 208 feet, more or less, by 208 feet encompassing the residence, one-half of the machine shed and so much of the yard and adjoining land shall equal 1 square acre in size and excluding the other farm and out buildings.

4. That the reservation of the life estate in the 1 acre parcel referred to in paragraph 3 does not relate to the real estate that Alice and John Vontalge and Paul R. Swenka and Jane L. Swenka are transferring to Craig Hartke described in paragraph 1 above.

5. Further the affiant seyth not.

Dated this 16th day of August, 2012.

George A. Davis of Locher & Locher

Subscribed and sworn to before me on this 16th day of August, 2012 by George A. Davis.

TARA BAKER
Commission Number 721454
My Comm. Exp. 03-20-15

Notary Public, State of Iowa