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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Preparer Information: Yara E. Halloush, Halloush Law Office, P.C., 1930 St Andrews Ct NE, Cedar Rapids, IA 52402
& RETURN TO: **(319) 560-9430**

AFFIDAVIT

STATE OF IOWA)
ss:)
COUNTY OF LINN)

RE: Homestead located at 213 4th Street, Greeley, Iowa, legally described as:

Lot Seven (7) of the Subdivision of the Southwest Quarter (SW ¼) of the Northeast Quarter (NE ¼) of Section Twenty-nine (29), Township Ninety (90) North, Range Four (4), West of the Fifth Principal Meridian, according to Plat recorded in Book 1 of Plats, Page 126 Situated in Delaware County and the State of Iowa.

The undersigned being first duly sworn deposes and states that a copy of the written demand, a copy of which is attached hereto marked Exhibit "B", was served upon Providian National Bank, by personally serving Kevin Abbott, Attorney at Law, and attorney of record for the Plaintiff, on September 24, 2012 as shown by the Acceptance of Service marked Exhibit "C" attached hereto. Following the service of the written demand, Providian National Bank, the judgment creditor in Delaware County case number SCSC007834, did not cause any execution to be levied against the property described above as required by the provisions of §624.23(2) and the written demand marked Exhibit "B". The property described above was, at the time of the service of the written demand on the judgment holder, and still remains, the homestead of Randall W. Brooks and Lori L. Brooks.

Yara El-Farhan Halloush.
Yara El-Farhan Halloush

Subscribed and sworn to before me by Yara El-Farhan Halloush this 6th th day of October, 2012.

BRYAN D STOBB COMMISSION NO. 771253 Iowa MY COMMISSION EXPIRES MARCH 23, 2015 NOTARIAL SEAL

NOTARY PUBLIC-STATE OF IOWA

IN THE IOWA DISTRICT COURT IN AND FOR DELAWARE COUNTY

PROVIDIAN NATIONAL BANK, Plaintiff, vs. RANDY W. BROOKS, Defendant.	Case No.: SCSC007834 ACCEPTANCE OF SERVICE

The undersigned, Kevin Abbott, Attorney at Law, and attorney of record for the Plaintiff in the above-captioned lawsuit, does hereby accept service of a Written Demand to levy execution, pursuant to Section 624.23(2) of the Iowa Code, and does hereby acknowledge due and timely service of said Written Demand on behalf of the Plaintiff, Providian National Bank, on the 24TH day of September, 2012. Kevin Abbott does further acknowledge that this service shall be as effective as if served upon the corporate registered agent of Plaintiff.

Kevin Abbott

STATE OF IOWA)
) SS:
COUNTY OF Polk)

On this 24th day of September, 2012, before me, the undersigned, a Notary Public in and for said county and state, personally appeared Kevin Abbott, to me personally known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

Notary Public in and for said county and state

NOTARIAL SEAL IOWA
SUSAN T. WOODSIDE
Commission Number 192414
My Commission Expires
September 11, 2015

EXHIBIT C

NOTICE

TO: Providian National Bank
c/o Attorney Kevin Abbott
Wetsch, Abbott & Osborn, P.L.C.
974 73rd St. Suite 20
Des Moines, IA 50324

You and each of you are hereby notified that §624.23(2), Code of Iowa, provides that judgment liens resulting from judgments of the District Courts of the State of Iowa shall not remain a lien upon real estate of the Defendant, platted as a homestead pursuant to §561.4, Code of Iowa, unless execution is levied within thirty days of the time the Defendant or the Defendant's agent has served written demand on the owner of the judgment. Therefore, the judgment lien resulting from the judgment, which was entered in Delaware County Case number SCSC007834 in favor of Providian National Bank, against Randy W. Brooks, and all benefits, derived therefrom relating to the real estate located at 213 4th Street, Greeley, Iowa 52050 and legally described as set out in Exhibit "A" attached hereto and incorporated herein by reference, shall be forfeited unless you levy execution against said real estate within thirty days from the date of the service of this written demand upon you. Said real estate described above is owned by Randall W. Brooks and Lori L. Brooks.

Dated September 20, 2012.

Yara E. Halloush.

Yara El-Farhan Halloush AT0003141
HALLOUSH LAW OFFICE, P.C.
1930 St Andrews Ct NE
Cedar Rapids, IA 52402
Telephone: (319) 560-9430
E-mail: yelfarhan1@hotmail.com
Attorneys for Randall W. Brooks and Lori L. Brooks

EXHIBIT B

EXHIBIT A – LEGAL DESCRIPTION

Lot Seven (7) of the Subdivision of the Southwest Quarter (SW ¼) of the Northeast Quarter (NE ¼) of Section Twenty-nine (29), Township Ninety (90) North, Range Four (4), West of the Fifth Principal Meridian, according to Plat recorded in Book 1 of Plats, Page 126 Situated in Delaware County and the State of Iowa.