Book 2017 Page 2846

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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

CORRECTIVE

INDIVIDUAL TRUSTEE'S AFFIDAVIT

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

Preparer Information: (Name, address and phone number)
Matthew G. McQuillen, 301 E. Main St., PO Box 228, Anamosa, IA 52205, Phone: (319) 462-3577

Taxpayer Information: (Name and complete address)
Mark A. and Diane R. Sands, 2480 230th Avenue, Delhi IA 52223

Return Document To: (Name and complete address)
Mark A. and Diane R. Sands, 2480 230th Avenue, Delhi IA 52223

Grantors:
Mark A. Sands, Trustee

Grantees:
Mark A. Sands
Diane R. Sands

Legal description: See pages 3 - 5

Document or instrument number of previously recorded documents: 2017-2710

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INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: See 1 in Addendum

STATE OF IOWA, COUNTY OF Delaware, ss:

I, Mark A. Sands, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the trustee under the John E. and Lela B. Sands Revocable Trust dated March 19, 2002, to which the above-described real estate was conveyed to the trustee by John E. Sands and Lela B. Sands, pursuant to an instrument recorded on June 13, 2002, in the office of the Delaware County Recorder in Book 2002, Page 2210 (insert recording data).
2. I am the presently existing trustee under the Trust and I am authorized to sign the Trustee Warranty Deed to transfer title to Mark A. Sands and Diane R. Sands 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~~ / is not alive.
5. Form 706, United States Estate Tax return, IS NOT * required to be filed as a result of the death of the Grantor.
6. An Iowa inheritance tax return is not required to be filed pursuant to section 450.22 subsection 2 and 3.
7. The trust is revocable or, if the trust is irrevocable, none of the beneficiaries of the trust are deceased.

X Mark A. Sands
Mark A. Sands, Affiant

Signed and sworn to (or affirmed) before me on 10-13-17, by Mark A. Sands.

NOTARIAL SEAL IOWA
KEITH A. KRAMER
Commission Number 121093
My Commission Expires
02-19-19

Keith A Kramer
Signature of Notary Public

*THE CORRECT OPTION MUST BE SELECTED TO DETERMINE WHETHER THE IOWA ESTATE TAX MAY CONSTITUTE A LIEN ON THE ABOVE DESCRIBED PROPERTY.

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Addendum 1/2

1. Parcel 2017-59 Part of Lot 1 of the Sub. of the SE¼, & Part of the SE¼ - SE¼ Sec. 18, T88N, R4W of the Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2017, Page 2207.

   AND

   The North one-half (N½) of the Northeast Quarter (NE¼) of Section Twelve (12), Township Eighty Eight (88) North, Range Five (5), West of the Fifth P.M.

   AND

   The Southeast Quarter (SE¼) of Section Eighteen (18), Township Eighty Eight (88) North, Range Four (4), West of the Fifth P.M., in Delaware County, Iowa, except Parcel 2017-59 Part of Lot 1 of the Sub. of The SE¼, & Part of the SE¼ - SE¼ Sec. 18, T88N, R4W of the Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2017, Page 2207.

   AND

   The Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of Section 20, Township 88 North, Range 4 West of the 5th P.M., Delaware County, Iowa, except that portion thereof located within Sands Woodland Addition, part of the North One-half of the Northwest Quarter (N ½ NW ¼) of Said Section 20, according to plat recorded in Book 6, Page 189.

   Also except, Hickory Ridge Addition in Delaware County, Iowa, comprised of Lot 1, Lot 2, Lot 4, Lot 5, Lot 9 and Lot A all in Sands Woodland Addition in Section Twenty (20), Township Eighty-Eight (T88N), Range Four West (R4W) of the Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 2016 Page 44.

   Also except, commencing at the West Quarter corner of said Section 20, and running thence East 430.0 feet along the South line of said Northwest Quarter (NW ¼), thence North 15° 38' East 555.2 feet, thence North 36° 30' East 1,134.4 feet, thence North 47° 52' East 52.7 feet to the point of beginning, said point being on the Westerly line of the road, thence continuing North 47° 52' East 229.14 feet along said Westerly line of the road, thence North 89° 34' West 660.71 feet, thence South 0° 26' West 155.0 feet, thence South 89° 34' East 491.95 feet to the point of beginning.

   Also except that portion described as commencing at the West Quarter corner of said Section 20, and running thence East 430.0 feet along the South line of said Northwest Quarter (NW ¼), thence North 15° 38' East 555.2 feet, thence North 36° 30' East 969.4 feet to an existing iron rod corner marker, which point is the point of beginning, thence North 89° 34' West 355.0 feet, thence North 0° 26' East 169.0 feet, thence South 89° 34' East 491.95 feet to the Westerly line of the road, thence South 47° 52 West 52.7 feet,

Addendum 2/2

thence South 36° 30' West 165.0 feet to the point of beginning.

Also except, the South 238 feet, 4 inches, of the East 288 feet, 8 inches, of the West 790 feet, 3 inches, of the Northwest Quarter of the Northwest Quarter (NW ¼ NW ¼) of said Section 20, all being in Township 88 North, Range 4 West of the 5th P.M., Delaware County, Iowa, Subject to roadways and easements of record.

See Exhibit A for additional legal description.

(The John E. and Lela B. Sands Revocable Trust is one and the same as the John and Lela Sands Revocable Trust dated March 19, 2002)

EXHIBIT A

That part of the East one-half (E½) of the Southwest Quarter (SW¼) of Section Seventeen (17), Township Eighty Eight (88) North, Range Four (4), West of the Fifth Principal Meridian described as commencing at the Southwest corner of the Northeast Quarter (NE¼) of the Southwest Quarter (SW¼) of said Section Seventeen (17), and running thence North four hundred thirty (430.0) feet to the South line of Charles Street, thence East five hundred twenty eight (528.0) feet, thence South four hundred ninety four (494.0) feet, thence East two hundred sixty four (264.0) feet, thence South one hundred ninety eight (198.0) feet, thence East one hundred thirty two (132.0) feet, thence South one hundred thirty two (132.0) feet, thence East two hundred sixty four (264.0) feet, thence South one hundred forty eight (148.0) feet, thence West one thousand one hundred eighty eight (1188.0) feet to the West line of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of said Section Seventeen (17), thence North five hundred forty two (542.0) feet to the point of beginning, except Lots One (1) through Twelve (12), Block Ten (10); Lots One (1), Two (2), Three (3), Four (4), Five (5) and Six (6), Block Fifteen (15), Lots Six (6) and Seven (7), Block Eleven (11), Lot Six (6), Block Fourteen (14); and Lots Eight (8), Nine (9) and Ten (10), Block Eighteen (18) and the sixteen (16) foot alley adjacent to said Lots Eight (8), Nine (9), and Ten (10); all in Hobbs Addition to Delhi, Iowa, according to plat recorded in Book D L.D., Page 516; also except Parcel No. 1 in Hobbs Addition to Delhi, a Subdivision of the NE 1/4 - SW 1/4 Section 17, T88N-R4W Original Town Delhi, Delaware County, Iowa, according to plat recorded in Book 2004, Page 2483; also the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section Seventeen (17), Township Eighty Eight (88) North, Range Four (4), West of the Fifth P.M., except Parcel K Of The Southwest Quarter (SW1/4) Of The Southwest Quarter (SW1/4) Section Seventeen (17), Township Eighty-Eight North (T88N), Range Four West (R4W) Of The Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 2003, Page 2225,