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LISA SMITH, COUNTY RECORDER  
MADISON IOWA

Prepared By: Mark L. Smith, P.O. Box 230, Winterset, IA 50273 Telephone: 515/462-3731

Return Document To: Mark L. Smith, P.O. Box 230, Winterset, IA 50273

AFFIDAVIT EXPLANATORY OF TITLE

STATE OF IOWA :

:SS

COUNTY OF MADISON :

I, Mark L. Smith, attorney of Winterset, Madison County, Iowa, after first being duly sworn upon oath, depose and state as follows:

- 1. This is an Affidavit Explanatory of Title to the following-described real property:

**Lot Thirty-four (34) in KEPHART'S ADDITION, PLAT II (2) to the Town of St. Charles, Madison County, Iowa;**

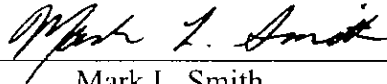
**AND,**

**Parcel "34L" in the Southeast Quarter of the Northeast Quarter of Section 23, Township 75 North, Range 26 West of the 5<sup>th</sup> P.M., City of St. Charles, Madison County, Iowa, more particularly described as follows: Beginning at the southwest corner of Lot 34 of KEPHART'S ADDITION TO ST. CHARLES, PLAT NO. 2; thence North 89°59'20" East 84.43 feet along the South line of said Lot 34 to the southeast corner of said Lot 34; thence South 00°00'37" East 288.01 feet to the south line of the Southeast Quarter of the Northeast Quarter of said Section 23; thence South 85°22'26" West 84.71 feet along said South line; thence north 00°00'37" West 294.86 feet to the Point of Beginning, containing 0.565 Acres.**

2. This real property has also been described by the following legal description:

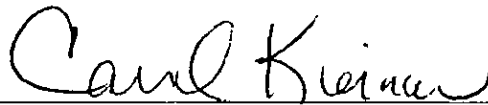
All that parcel of land in Town of St. Charles, Madison County, State of Iowa, as more fully described in Deed Book 2002, Page 3658, ID #870001600170000, being known and designated as Lot Thirty-four (34) in Kephart's Addition, Plat II (2), to the Town of St. Charles, Madison County, Iowa.

3. Anywhere in the chain of title that the legal description stated in paragraph 2 is used, it shall be read to mean the exact same legal description as is laid out in paragraph 1 hereof.



Mark L. Smith

Subscribed and sworn to before me by the said Mark L. Smith, on this 2<sup>nd</sup> day of September, 2008.



Notary Public in and for the State of Iowa

