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MICKI UTSLER RECORDER MADISON COUNTY, IOWA

Prepared By: Samuel H. Braland, P.O. Box 370, Earlham, Iowa 50072 Telephone (515) 758-2267.

## **AFFIDAVIT**

STATE OF IOWA

SS

**POLK COUNTY** 

I, Robert E. Hunter, being duly sworn on oath depose and state as follows, concerning the following described real estate, to-wit:

See Real Estate described on Exhibit "A" attached hereto and by this reference incorporated herein.

- 1. Robert E. Hunter is the trustee under the Robert E. Hunter Revocable Trust under Agreement dated June 18, 1993 to which the above described real estate was conveyed by Robert E. Hunter as grantor, and Shirley Davis Hunter his spouse, pursuant to an instrument recorded on August 30, 1993, in Book 132, Pages 18 and 19 in the Office of the Recorder of Madison County, Iowa.
- 2. Robert E. Hunter is the presently existing trustee under the Robert E. Hunter Revocable Trust under Agreement dated June 18, 1993, and the said Robert E. Hunter as trustee is authorized to transfer the above described real estate to William W. Hunter and H H I Co., an Iowa corporation, without any limitation or qualification whatsoever.
- 3. The Robert E. Hunter Revocable Trust under Agreement dated June 18, 1993 is in existence and I, Robert E. Hunter, 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 alive.

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

Subscribed and sworn to before me and in my presence by the said Robert E. day of August, 2000.

## EXHIBIT "A"

A parcel of land in the Northeast Fractional Quarter (1/4) of Section Five (5) in Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5<sup>th</sup> P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Northeast Corner of Section Five (5), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5<sup>th</sup> P.M., Madison County, Iowa; thence South 00°00'00" 1,048.32 feet, along the East line of the Northeast Fractional Quarter (1/4) of said Section Five (5); thence North 89°28'19" West 1,308.60 feet to the point of beginning. Thence South 00°30'19" West 816.63 feet; thence North 89°53'12" West 1,323.05 feet to the West line of said Northeast Fractional Quarter (1/4); thence North 00°15'50" East 235.04 feet, along said West line, to a point on the Southerly Right of Way line of Interstate Highway No. 80; thence North 43°55'06" East 1,523.35 feet along said Southerly Right of Way line; thence South 45°12'18" East 387.09 feet; thence South 00°30'19" West 245.65 feet to the point of beginning, said parcel of land contains 26.481 acres; AND the South 20 Acres of the Southwest Quarter of the Northeast Quarter (SW¼ NE¼); the West 120 Acres of the Southeast Quarter (SE1/4); and the Southwest Quarter (SW1/4), all in Section Five (5), Township Seventy-seven (77) North of Range Twenty-nine (29) West of the 5<sup>th</sup> P.M., Madison County, Iowa, EXCEPT 27.6 acres, more or less, in the N½ SW¼ of said Section Five (5) conveyed to the State of Iowa for road purposes under warranty deed recorded in Book 89, Page 221, in the Office of the Recorder of Madison County, Iowa.

and

The East One-half of the Northeast Fractional Quarter (E½ NEFrl.¼) of Section 3, Township 77 North, Range 29 West of the 5<sup>th</sup> P.M., Madison County, Iowa, EXCEPT the right-of-way of the C.R.I. & P. Railroad Company.