

MICHELLE "MICKI" UTSLER, COUNTY RECORDER  
MADISON IOWA

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|----------|-------------------------------------|
| SEARCHED | <input checked="" type="checkbox"/> |
| RECORDED | <input checked="" type="checkbox"/> |
| COMPARED | <input type="checkbox"/>            |

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✓ This instrument prepared by:  
 ROSS F. BARNETT, ABENDROTH & RUSSELL, P.C., 2536 - 73<sup>rd</sup> Street, Urbandale, Iowa 50322 PH # (515) 278-0623  
 Mail tax statements to:  
 BRENT & MARA VAN EE, 1361 Pointe Court, Cumming, Iowa 50061 File #3918-04-MUA

## AFFIDAVIT EXPLANATORY OF TITLE

I, **Ross F. Barnett**, being first duly sworn upon my oath, do depose and state that I have been duly authorized by the record titleholder in possession of the following-described real estate:

**Lot 26 of POLO POINTE PLAT 2 SUBDIVISION, a subdivision in the South Half (S 1/2) of the Northwest Quarter (NW 1/4), and the South Half (S 1/2) of the Northeast Quarter (NE 1/4), Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4), and the North Half (N 1/2) of the Southeast Quarter (SE 1/4) of Section Twenty-four (24), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa.**

I further state that I am familiar with the chain of title to the above-referenced property. This affidavit is used to correct the scrivener's error in the mortgage from Brent R. Van Ee and Mara A. Van Ee, husband and wife, to First American Bank. The mortgage incorrectly describes the real estate as:

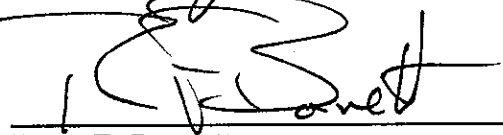
**Lot 26 of POLO POINTE PLAT 2 SUBDIVISION, a subdivision in the South Half (S 1/2) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4), Northeast Quarter (NE 1/4) of the Southwest Quarter (SW 1/4), and the North Half (N 1/2) of the Southeast Quarter (SE 1/4) of Section Twenty-four (24), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa**

The legal should be as it appears above.

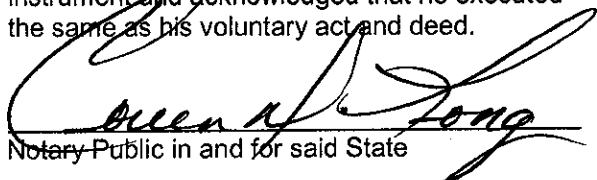
This Affidavit is given pursuant to Iowa Code § 558.8 to explain a defect in the chain of title.

Further this Affiant sayeth naught.

STATE OF IOWA        )  
                                   ) SS:  
 COUNTY OF POLK        )

Dated: August 10, 2004  
  
 \_\_\_\_\_  
 Ross F. Barnett

On this 10 day of August, 2004, before me the undersigned, a Notary Public in and for said State, personally appeared **Ross F. Barnett**, to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed.

  
 \_\_\_\_\_  
 Notary Public in and for said State

