

one (31), Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th Principal Meridian, Madison County, Iowa, more particularly described as follows: Beginning at the Southwest corner of Section Thirty-one (31); thence along the West line of the Southwest Quarter (1/4) of said Section, North 00°28'04" West 232.69 feet; thence South 89°57'57" East, 1124.04 feet; thence South 00°01'45" East 182.64 feet to the North right-of-way of the Public Highway; thence, along said right-of-way, North 89°46'38" West 218.14 feet; thence North 89°20'43" West 755.93 feet; thence South 00°28'04" East 58.85 feet to the South line of said Southwest Quarter (1/4); thence South 00°00'00" West 148.70 feet to the Point of Beginning, containing 4.795 acres, including 0.638 acres of county road right-of-way. (Emphasis added)

3. That instead of saying “. . . thence South 00°00'00" West . . .”, it should have said “. . . thence South 90°00'00" West . . .”. (Emphasis added)

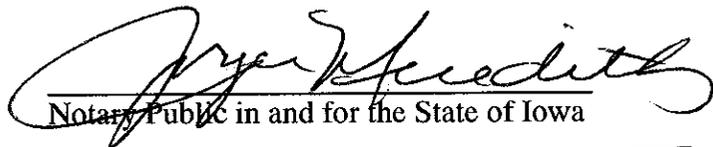
4. That the Warranty Deed to said property dated February 23, 2005 and filed of record March 3, 2005 in record 2005 at page 922 in the office of the Recorder of Madison County, the Mortgage dated February 23, 2005 and filed March 15, 2005 in record 2005 at page 1107 in the office of the Recorder of Madison County and the Assignment of Leases, Rents and Profits dated February 23, 2005 and filed of record March 15, 2005 in Book 2005 at page 1108 in the office of the Recorder of Madison County, Iowa, all were prepared using the legal description from the title opinion we prepared.

5. That all three of these documents contain the same scrivener's error and the correct legal description for all three documents is as shown in paragraph 1 of this Affidavit.

Dated and signed this 16th day of June, 2005.


John H. Terpstra

Subscribed and sworn to before me by the said John H. Terpstra this 16th day of June, 2005.


Notary Public in and for the State of Iowa

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