

MICHELLE UTSLER, COUNTY RECORDER  
MADISON IOWA

COMPUTER	<input checked="" type="checkbox"/>
RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input checked="" type="checkbox"/>

MCA

This instrument prepared by:  
MARK U. ABENDROTH, ABENDROTH & RUSSELL, P.C., 2536 - 73<sup>rd</sup> Street, Urbandale, Iowa 50322 (JDS) Phone # (515) 453-4635

Return to:  
IOWA REALTY, 3501 Westown Parkway, West Des Moines, Iowa 50266

Mail tax statements to:  
K PROPERTIES, LLC, 417 Locust Street, Des Moines, IA 50309

File #10510041

## AFFIDAVIT EXPLANATORY OF TITLE

Legal: See Attached Exhibit "A"

Address: N/A

Parcel ID: 011 011010286000000 00; 011 011010284000000 00; 011  
011010268000000 00; 011 011010264000000 00; 011 011010262010000  
00; 011 011011142010000 00; 011 011011128000000 00; 011  
011011126000000 00; 011 011011124000000 00; 011 011011148000000  
00; 011 01101162020000 00; 011 011011164000000 00; 011  
011011168020000 00; 011 011011182000000 00; 011 011011188000000  
00; 011 011011186010000 00; 011 011011184010000 00; 011  
011011182000000 00

We, Diane Schoenauer, Russell Schoenauer, Jr., and Frank Schoenauer, being first duly sworn upon our oath, do depose and state that we are the record titleholders in possession or have been duly authorized by the record titleholders in possession of the above-described real estate.

In such capacity, We further state that we are familiar with the chain of title to the above-referenced property. We further state that we have no knowledge that said principal is deceased, and that we have received no written notice that the principal has revoked said Power of Attorney.

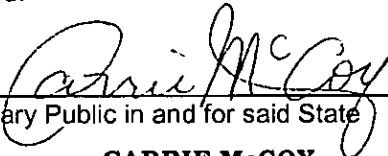
We further depose and state that this property is not claimed by the titleholder as a homestead.

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 )


On this 8 day of NOVEMBER,  
20 05, before me the undersigned, a Notary Public  
in and for said State, personally appeared **Diane  
Schoenauer and Russell Schoenauer, Jr., and  
Frank Schoenauer**, to me known to be the identical  
person named in and who executed the foregoing  
instrument and acknowledged that the person  
executed the same as that person's voluntary act and  
deed.

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

**CARRIE McCOY**  
**NOTARIAL SEAL - IOWA**  
**COMMISSION NO. 187782**  
**MY COMMISSION EXPIRES DEC. 2, 2005**

Dated: 11-18, 2005

  
\_\_\_\_\_  
Diane Schoenauer

  
\_\_\_\_\_  
Russell Schoenauer, Jr.

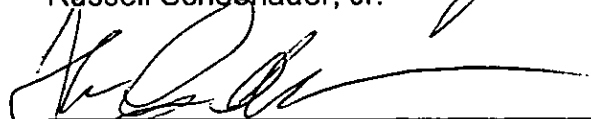
  
\_\_\_\_\_  
Frank Schoenauer

Exhibit "A"

**The East 100 Acres of the Southeast Quarter (1/4); Southeast Quarter (1/4) of the Northwest Quarter (1/4); South Half (1/2) of the Northeast Quarter (1/4); Northwest Quarter (1/4) of the Northeast Quarter (1/4); and East 30 Acres of the Northeast Quarter (1/4) of the Northwest Quarter (1/4); all in Section Eleven (11), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa**



**-AND-**

**The West Half (1/2) of the Southeast Quarter (1/4), the East Half (1/2) of the Southwest Quarter (1/4), and the Northwest Quarter (1/4) of the Southwest Quarter (1/4) all in Section Two (2), in Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa, except a parcel of land described as commencing at the East Quarter (1/4) Corner of Section Two (2), thence North 90°00' West 2684.15 feet along the North line of the South Half (1/2) of said Section Two (2) to the Point of Beginning, thence continuing North 90°00' West 225.47 feet, thence South 10°00' East 238.16 feet, thence North 90°00' East 166.00 feet, thence North 4°25' East 235.24 feet to the Point of Beginning, containing 1.0539 Acres including 0.2056 Acres of County Road Right-of-Way.**