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MICHELLE UTSLER, COUNTY RECORDER
MADISON IOWA

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AFFIDAVIT
THE IOWA STATE BAR ASSOCIATION
Recorder's Cover Sheet

✓SATC

Preparer Information: (name, address and phone number)

James V. McKinney, 480 Sixth St., Waukee, IA 50263-0609, IA 50263, Phone: (515) 987-4578

Taxpayer Information: (name and complete address)

K. Properties, L.L.C. - c/o Kirke Financial Services L.L.C. - 417 Locust Street - Des Moines, IA 50309-3989

Return Document To: (name and complete address)

James V. McKinney
P.O. Box 609
Waukee, Iowa 50263

Grantors:

THE ESTATE OF
REX D. MOORE,
DECEASED

James V. McKinney
Debra Moore

Grantees:

K. Properties, L.L.C.

Legal Description: See Page 2

Document or instrument number of previously recorded documents:

AFFIDAVIT

STATE OF IOWA)
) ss
COUNTY OF DALLAS)

The undersigned affiant, Debra a. Moore, hereby state that she is the Co-Executor of the Estate of Rex D. Moore. The undersigned further states this Affidavit is being given to clear title objections given on the following described property as to noted leases to Commodity Credit Corporation:

The Fractional Northwest Quarter (1/4) and all that part of the North Half (1/2) of the Southwest Quarter (1/4) of Section Five (5), lying North of the county road running East and West through said North Half (1/2) of the Southwest Quarter (1/4), except the following tracts of real estate: Parcels "A" and "B" as shown and described on the Plat of Survey filed May 14, 2001 in the Madison County Recorder's Office in Record 2001, the Madison County Page 1965, and except Parcels "C" and "D" as shown and described on the Plat of Survey filed March 6, 2003 in the Madison County Recorder's Office in Record 2003, Page 1241, all in Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa.

That the title examiner to the above described real property made the following objections: That there were three leases granted to the Commodity Credit Corporation, as follows:

- a) At Entry No. 70 of Abstract No. 38455 there appears Certified Copy of Lease recorded August 30, 1960 in Mtg. Rec. 108, page 21 of the Madison County, Iowa records.
- b) At Entry No. 71 of said abstract there appears a Lease, recorded October 5, 1965 in Chattel Mtg. Rec. 56, page 404 of the Madison County, Iowa records.
- c) At Entry No. 72 of said abstract there appears a lease, recorded May 21, 1966 in Misc., Rec. 29, page 70 of the Madison County, Iowa records.

The undersigned Co-Executor hereby states that she has no knowledge of above stated leases. Further that she has been the Co-Executor of the Estate of Rex D. Moore since January 26, 2004, and has never been notified by Commodity Credit Corporation as to any potential leasehold interest in the above described real property. That to the best of the undersigned's knowledge, said leases have terminated and that these Commodity Credit Corporation grain bins are no longer on above described property.

The undersigned, Debra A. Moore, being first duly sworn on oath, depose and state that I am the Co-Executor of the Estate of Rex D. Moore, that I have read the foregoing Affidavit and know the contents thereof; and that the statements contained therein are true and correct as I verily believe.

Debra A. Moore

Debra A. Moore

Subscribed, sworn and acknowledged before me, a Notary Public, by Debra A Moore this 14th day of February, 2006.

Sonya L. Ubben

NOTARY PUBLIC IN AND FOR THE STATE OF IOWA

