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LISA SMITH, COUNTY RECORDER  
MADISON IOWA

**AFFIDAVIT**

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**Prepared by and return to:** Charles P. Augustine, Dunakey & Klatt, P.C., 531 Commercial, Ste 700, Waterloo, IA 50701 (319) 232-3304

**Grantor/Affiant:** Charles P. Augustine.

**Grantee:** The Public.

**Legal Description:** See below.

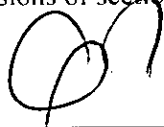
TSC#062285

STATE OF IOWA, BLACK HAWK COUNTY, ss:

I, Charles P. Augustine, a licensed and practicing attorney in Waterloo, Black Hawk County, Iowa, first being duly sworn on oath, do depose and state as follows:

1. I am familiar with the chain of title to real estate legally described as follows, to-wit: *The South Half (½) EXCEPT the East 119.39 feet thereof, of Out Lot Nine (9) of Loughridge & Cassiday's Addition to the City of Winterset, Madison County, Iowa* (hereinafter the "Real Estate").
2. I am familiar with one certain foreclosure proceeding affecting the Real Estate, Madison County District Court Case No. EQCV 031641.
3. I have determined that said foreclosure proceeding was indexed to the Real Estate in the Lis Pendens index on December 15, 2005.
4. I am familiar with one certain judgment in favor of the State of Iowa and against Kimberly Ann Letera, filed January 23, 2006, in Case No. OWCR106326.
5. Since the herein-referenced judgment, filed in Case No. OWCR106326 was filed after the lis pendens filing of the herein-referenced foreclosure proceeding, said judgment has no bearing on title pursuant to the provisions of section 617.11 of the Code of Iowa.



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\_\_\_\_\_  
Charles P. Augustine

Subscribed and sworn to before me on this 21<sup>st</sup> day of June, 2007, by Charles P. Augustine.

x   
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Notary Public in and for the State of Iowa

