

AFTER RECORDING RETURN TO-  
✓DBKS&R  
ATTN: DAVID D. NELSON  
THE FINANCIAL CENTER  
666 WALNUT ST. SUITE 2500  
DES MOINES, IA 50309-3993

REC'S 15<sup>00</sup>  
AUD'S \_\_\_\_\_  
R.M.F.'s J<sup>00</sup>

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Prepared by: James L. Sayre, 612 Equitable Building,  
Iowa 50309, 283-8558

RACHELLE UTSLER  
Des Moines  
MADISON COUNTY, IOWA

AFFIDAVIT PURSUANT TO SECTION 614.14,  
CODE OF IOWA (1997)

STATE OF IOWA        )  
                          )    SS: 478 - 64 - 1156  
COUNTY OF POLK     )

IN RE TITLE TO:

See attached Exhibit A.

Locally known as: 2607 Cumming Road  
Winterset, Iowa 50273

I, Madonna M. Swartz, being first duly sworn and under oath,  
state of my own personal knowledge that:

1. I am the Trustee of the Madonna M. Swartz Living Trust,  
dated September 13, 1994, and to which the real estate described in  
attached Exhibit A was conveyed to the Trustee by Warranty Deed  
dated September 13, 1994, and recorded October 17, 1994, in Book  
133 at Page 477 of the records of the Recorder of Madison County,  
Iowa.

2. I am the presently existing Trustee under the terms of the  
Madonna M. Swartz Living Trust created September 13, 1994, and I am  
authorized to execute deeds, mortgages and other instruments  
affecting real estate owned by the trust, without any limitation or  
qualification whatsoever.

3. The Madonna M. Swartz Living Trust is in existence and I, as Trustee, am authorized to transfer the interest in the real estate, as described in attached Exhibit A, free and clear of any adverse claims.

4. All of the foregoing facts are true and correct as I verily believe and that this Affidavit is made pursuant to the provisions of Section 614.14, Code of Iowa (1997), and, further, to clear any possible clouds on the title to the real property herein described.

Madonna M. Swartz  
Madonna M. Swartz

Subscribed and sworn to before me on this 25 day of February, 1999.

W.T. Gay, Jr. W T Gay Jr  
Notary Public in and for the  
State of Iowa

My commission expires November 27, 2001

EXHIBIT A

A tract of land described as follows: Commencing at the Southwest corner of Section Two (2), in Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, thence North 1329 feet along the West line of said Section Two (2), thence East 611.2 feet along the North line of the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of said Section Two (2), thence South 1327.6 feet to the South line of said Southwest Quarter (1/4) of the Southwest Quarter (1/4), thence West 611.2 feet to the point of beginning, containing 18.6377 acres; subject to a waterline easement 10 feet in width being 5 feet either side of a centerline described as commencing 153.3 feet North of the Southeast corner of the above described tract, thence North 32°58' West 159.9 feet, thence North 50°45' West 123.7 feet, thence North 35°55' West 115.2 feet to the well.

AND

(MCA)

A tract of land described as follows, to-wit: Commencing at the Northwest corner of Section Eleven (11), in Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, running thence East along the North line of the Northwest Quarter (1/4) of the Northwest Quarter (1/4) of said Section Eleven (11), 611.2 feet, thence South 315.2 feet to the centerline of a county road, thence South 86°45' West, 512.0 feet along said centerline, thence Westerly 100.2 feet along a 1273.3 foot radius curve concave northerly and having a central angle of 4°30.36' to the West line of said Northwest Quarter (1/4) of Northwest Quarter (1/4), thence North 346.3 feet to the point of beginning, less county road right of way and except the East 100 feet of said tract.