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MICHELLE UNGLER. RECORDER MADISON COUNTY, 10WA

This document was prepared by:

Davis, Brown, Koehn, Shors & Roberts P.C., 666 Walnut Suite 2500, Des Moines, IA 50309 (515)288-2500

AFFIDAVIT

STATE OF PENNSYLVANIA)) SS
COUNTY OF MONTGOMERY)

RE: The West 23 feet of Lot 4, Block 24 in the Original City of Winterset, Madison County, Iowa.

I, Brian Stanffe, , first being sworn upon oath depose and state that I am the Vice President of GMAC Commercial Mortgage Corporation who is the Master Servicer for Bankers Trust Company of California, N.A., Trustee, successor in interest by merger with Bank of America National Trust and Savings Association, as Trustee under that certain Pooling and Servicing Agreement dated as of July 1, 1992, for RTC Commercial Mortgage Pass-Through Certificates, Series, 1992-C5 and I further state that I have knowledge of the facts as follows:

- 1. On or about August 18, 1989 United Federal Savings of Iowa sold to Misan Partnership, Sandra Tyer and Michael Pomper, Partners, the above referenced real estate on Contract filed August 18, 1989 in Book 55, Page 219 of the Madison County Recorder's Office.
- 2. On or about July 27, 1992 the Resolution Trust Corporation as Receiver of United Federal Savings Bank of Iowa formerly known as United Federal Savings and Loan Association of Des Moines issued an Assignment of Mortgage wherein the RTC assigned all of its rights, title and interest in an instrument to Bank of America National Trust and Savings Association, as Trustee under that certain Pooling and Servicing Agreement dated as of July 1, 1992, for RTC Commercial Mortgage Pass-Through Certificates, Series 1992-C5. This Assignment was filed March 3, 1993 in Book 58, Page 164 of the Madison County Recorder's Office.
- 3. I further state that GMAC Commercial Mortgage Corporation, as Master Servicer, has full authority to execute documents on behalf of Bankers Trust Company of California, N.A., Trustee, successor in interest by merger with Bank of America National Trust and Savings

Association, as Trustee under certain Pooling and Servicing Agreement, dated as of July 1, 1992, for RTC Commercial Mortgage Pass-Through Certificates, Series 1992-C5.

This Affidavit is given to clear any apparent defect against the real estate referenced above.

Dated this 16th day of July, 1999.

Vice President

Subscribed to before me this 10th day of July, 1999.

Notary Public in for the State of Pennsylvania

NOTARIAL SEAL ROBIN A. WITHERSPOON, Notary Public Horsham Twp., Montgomery County My Commission Expires April 3, 2003

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