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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

Prepared By: Samuel H. Braland, P.O. Box 370, Earlham, Iowa 50072 (515)758-2267
Return To: Samuel H. Braland, P.O. Box 370, Earlham, Iowa 50072 (515) 758-2267

STATE OF IOWA)
) SS AFFIDAVIT
MADISON COUNTY)

Comes now Samuel H. Braland who on oath deposes and states as follows concerning the following described real estate, to-wit:

Commencing at the Northeast Corner of Lot 10 in Block 7 of the Original Town of Earlham, Madison County, Iowa, thence South along the East edges of Lots 10, 9, 8 and 7 to the Southeast Corner of said Lot 7 in said Block 7, thence East 20 feet to the Southeast Corner of Lot 6 in said Block 7, thence North along the West edges of Lots 6, 5, 4, and 3 to the Northwest Corner of Lot 3 in said Block 7, thence Northwesterly 20 feet along the Railroad right-of-way to the Northeast Corner of Lot 10 which is the point of beginning, all in Block 7 of the Original Town of Earlham, Madison County, Iowa.

And

Commencing at the Northeast Corner of Lot 11 in Block 7 of the Original Town of Earlham, Madison County, Iowa, thence South along the East edge of said Lot 11 to the Railroad right-of-way, thence Southeasterly 20 feet along the Railroad right-of-way to the Southwest Corner of Lot 1 in said Block 7, thence North along the West edge of said Lot 1 to the Northwest Corner of said Lot 1, thence West 20 feet to the Northeast Corner of Lot 11 which is the point of beginning, all in Block 7 of the Original Town of Earlham, Madison County, Iowa.

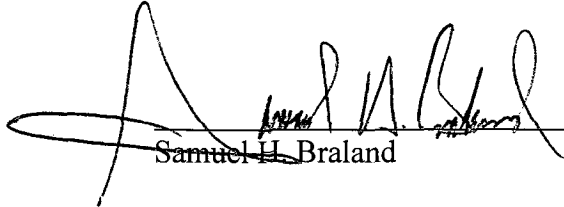
1. I am the City Attorney for the City of Earlham, Madison County, Iowa, and I maintain my office in the City of Earlham, Iowa.

2. On November 5, 2009, certified copies of Resolution No. 09-22 and Resolution No. 09-26 passed by the City Council of the City of Earlham, Iowa pertaining to the vacation and transfer of the alley in Block 7 in the Original Town of Earlham, Madison County, Iowa, were recorded in Book 2009, Page 3331, in the Office of the Recorder of Madison County, Iowa.

3. In both resolutions, a minor typographical error appears in the legal description of the alley being vacated between Lot 11 and Lot 1 in Block 7 of the Original Town of Earlham, Madison County, Iowa. Specifically, the legal description states to "Commence at the Northwest Corner of Lot 11 in Block 7 of the Original Town of Earlham, Madison County, Iowa." Instead, the description should state to "Commence at the Northeast Corner of Lot 11 in Block 7 of the Original Town of Earlham, Madison County, Iowa".

4. I state that at all times material in connection with the proceedings to vacate and convey said alley, it was intended that the alley be correctly described, and the typographical error contained in the proceedings to vacate and convey the alley was simply a scrivener's error and in no way affects the legality of the proceedings passed by the City Council to vacate and convey said alley. The typographical error in the legal description has been corrected in the instrument of conveyance.

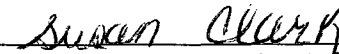
Further this affiant sayeth not.



Samuel H. Braland

Subscribed and sworn to before me and in my presence by the said Samuel H. Braland this 24th day of November, 2009.





Notary Public in and for the State of Iowa.