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INDX 1

LISA SMITH, COUNTY RECORDER MADISON COUNTY 10WA

SCAN CHEK

INDIVIDUAL TRUSTEE'S AFFIDAVIT

THE IOWA STATE BAR ASSOCIATION
Official Form No. 113
Recorder's Cover Sheet

Preparer Information: (name, address and phone number)

James E. Van Werden, 1009 Main Street, Adel, IA 50003, Phone: (515) 993-4545

Taxpayer Information: (name and complete address)

James M. Hochstetler, Trustee of the S. Kaye Hochstetler 2006 Revocable Trust, 2020 Heritage Ave., Winterset, IA 50273

Return Document To: (name and complete address)

James E. Van Werden, 1009 Main Street, Adel, IA 50003

Grantors:

James M. Hochstetler, Trustee of the S. Kaye Hochstetler 2006 Revocable Trust

Grantees:

James M. Hochstetler J. Russell Hochstetler Susan M. Aman

Legal Description: See Page 2

Document or instrument number of previously recorded documents:

James E. Van Werden

INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: See attached.

STATE OF IOWA, COUNTY OF DALLAS, ss:

I, James M. Hochstetler, Trustee of the S. Kaye Hochstetler 2006 Revocable Trust, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

- 1. I am the trustee under the Trust dated May 10, 2006, to which the real estate on the attached Addendum I was conveyed to the Trustee by S. Kaye Hochstetler and James M. Hochstetler, wife and husband, pursuant to an instrument recorded the 26th day of September, 2006, in the office of the Madison County Recorder in Winterset, Madison County, Iowa, and the real estate on the attached Addendum II was conveyed to the Trustee by S. Kaye Hochstetler and James M. Hochstetler, wife and husband, pursuant to an instrument recorded the 15th day of March, 2007, in the office of the Madison County Recorder in Winterset, Madison County, Iowa.
- 2. I am the presently existing trustee under the Trust and I am authorized to convey real estate without any limitation or qualification whatsoever.
- 3. The Trust is in existence and I, as Trustee, am authorized to transfer the interest in the real estate as described in paragraph 2, free and clear of any adverse claims.
- 4. The grantor of the trust, S. Kaye Hochstetler, is deceased, and her estate was not large enough to generate a federal estate tax, nor any other taxes. Grantor, James M. Hochstetler, as Trustee, and James M. Hochstetler, J. Russell Hochstetler, and Susan M. Aman as beneficiaries of the S. Kaye Hochstetler 2006 Revocable Trust, are alive.
- 5. The trust became irrevocable upon the death of S. Kaye Hochstetler, which occurred on July 8, 2010.

James M. Hochstetler,

Trustee of the S. Kaye Hochstetler

Jayre Market Fayne Marwell, Notary Public

2006 Revocable Trust,

Affiant

Signed and sworn to (or affirmed) before me on May 27, 2011, by James M. Hochstetler, Trustee of the S. Kaye Hochstetler 2006 Revocable Trust.



Addendum

1. The SW¼ of the NW¼ of Section 32, Township 75 North, Range 28 West of the 5th P.M., Madison County, Iowa; AND the NE¼, and the E½ of the NW¼ of Section 31, all in Township 75 North, Range 28 West of the 5th P.M., Madison County, Iowa; AND the E½ of the SW¼, and the W½ of the SE¼ of Section 30, Township 75 North, Range 28 West of the 5th P.M., Madison County, Iowa; EXCEPT

Parcel "C", located in the Southwest Quarter of the Northwest Quarter of Section 32 and in the Southeast Quarter of the Northeast Quarter of Section 31, all in Township 75 North, Range 28 West of the 5th P.M., Madison County, Iowa, as shown by a Plat of Survey recorded September 5, 2006, in Book 2006 on Page 3603 in the Office of the Madison County, Iowa, Recorder, more particularly described as follows: Beginning at the Northwest corner of the Southwest Quarter of the Northwest Quarter of Section 32, Township 75 North, Range 28 West of the 5th P.M., Madison County, Iowa; thence North 89°51'56" East, 1304.36 feet along an existing fenceline to the Northeast corner of the Southwest Quarter of the Northwest Quarter of said Section 32; thence South 00°33'07" East, 713.20 feet along the East line of the Southwest Quarter of the Northwest Quarter of said Section 32; thence North 88°44'07" West, 361.08 feet along an existing fenceline; thence South 79°33'00" West, 516.56 feet; thence North 89°12'03" West, 134.32 feet; thence North 74°52'04" West, 309.56 feet to a point on the West line of the Southwest Quarter of the Northwest Quarter of said Section 32; thence South 89°46'35" West, 626.00 feet; thence North 00°43'52" West, 713.20 feet to a point on the North line of the Southeast Quarter of the Northeast Quarter of said Section 31; thence North 89°46'35" East, 626.00 feet along the North line of the Southeast Quarter of the Northeast Quarter of said Section 31 to the Point of Beginning. Said Parcel contains 32.52 acres, including 0.54 acres of County Road right-of-way.

This Deed transfers Grantor's assets to the Grantor's Trust.

Consideration is less than \$500, hence no Revenue Stamps are required.

ADDENDUM II Legal Description

Sharon Kaye Hochstetler's undivided one-half interest in and to the following described real estate: The Northwest Quarter of the Southeast Quarter (NW1/4 SE1/4) AND the Southwest Quarter of the Southeast Quarter (SW1/4 SE1/4) EXCEPT 1.87 acres for a cemetery, all in Section Twenty (20), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa

AND

The Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) AND the Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) all in Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa

AND

The Southeast Quarter of the Southwest Quarter, except commencing at the South Quarter Corner of Section Twenty-nine (29) Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa; thence along the South line of said Section Twenty-nine (29), South 90°00'00" West 468.04 feet to the Point of Beginning; thence continuing along said South line South 90°00'00" West 396.00 feet; thence North 0°00'00" 440.00 feet; thence North 90°00'00" East 396.00 feet; thence South 0°00'00" 440.00 feet to the Point of Beginning, containing 4.000 acres, including 0.364 acres of County Road right of way, all in Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa;

AND

The West Half of the Southwest Quarter, except commencing at the Southwest Corner of Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-eight (28), running thence East 7.50 chains, thence North 6.66 chains, thence West 7.50 chains, thence South 6.66 chains to the Point of Beginning, and except a tract of land commencing 7.5 chains East of the Southwest Corner of Section Twenty-nine (29) in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, running thence East 5 chains 33 links, thence North 2 chains 67 links, thence West 5 chains 33 links, thence South 2 chains 67 links to the point of beginning, Madison County, Iowa, all in Section Twenty-nine (29), in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa.