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INDX ANNO SCAN

LISA SMITH, COUNTY RECORDER MADISON COUNTY 10WA

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Prepared by: Krystle L. Campa, 215 - 10th Street, Suite 1300, Des Moines, IA 50309 Ph: (515) 288-2500

## **AFFIDAVIT**

STATE OF IOWA ) ss:

COUNTY OF POLK )

- I, Robert A. Gamble, being first duly sworn and under oath depose and state that I am a licensed attorney and a shareholder in the Des Moines, Iowa, law firm of Davis, Brown, Koehn, Shors & Roberts, P.C., and I further state and affirm the following:
- 1. I served as legal counsel for Ackley State Bank in connection with its acquisition of substantially all of the assets of the Iowa Falls, Iowa office (the "Iowa Falls Office") of Liberty Bank F.S.B., a federal savings bank ("Liberty Bank"), which included the acquisition of promissory notes secured by mortgages and other security interests held by Liberty Bank at the Iowa Falls Office;
- 2. As part of the acquisition of the Iowa Falls Office, Liberty Bank executed and delivered to Ackley State Bank a Limited Power of Attorney executed May 23, 2012 (the "Power of Attorney");
- 3. Within the Power of Attorney, Liberty Bank appointed Ackley State Bank as its attorney-in-fact, and granted Ackley State Bank the power to execute assignments on behalf of Liberty Bank in connection with the acquisition of the Iowa Falls Office, in addition to other powers as set forth in the Power of Attorney.
- 4. A true and correct copy of the Power of Attorney is attached hereto, marked Exhibit A, and incorporated herein by this reference.

This Affidavit is given to avoid any objection to or defect in the title to property that may be covered by a mortgage or lien in favor of Ackley State Bank resulting from the acquisition of the Iowa Falls Office.

Robert A. Gamble

Sworn to and subscribed before me by Robert A. Gamble on this 30th day of June, 2012.



Notary Public in and for the State of Iowa

## EXHIBIT

## LIMITED POWER OF ATTORNEY

Ackley State Bank, an Iowa state bank ("Buyer"), is hereby appointed, authorized, instructed and directed to act as Attorney-in-fact on behalf and in the name of Liberty Bank, F.S.B., a Federal savings bank (the "Seller"), for the sole and limited purpose of signing or endorsing, with full power of substitution, coupled with an interest and irrevocable so long as any of the Loans (as such term is defined under that certain Branch Purchase and Assumption Agreement, dated as of February 28, 2012 by and between Buyer and Seller) are outstanding, any and all deeds, bills of sale, security agreements, financing statements, recording documents, mortgage documents, releases, perfection instruments, other transfer and assignment documents and all other related documents with respect to the Loans. Seller hereby ratifies and confirms all actions Buyer may cause to be taken on its behalf pursuant to this Limited Power of Attorney now and in the future so long as the Loans are in existence. A photocopy of this Limited Power of Attorney is valid as an original for all purposes.

The authority herein contained extends to any interest in the Loans and all renewals, extensions, substitutions, and replacements therefor, and all instruments evidencing same, all books and records related thereto, and all guarantees and security therefor.

This Limited Power of Attorney shall be governed by the laws of the state of Iowa in all respects. Should any provision hereof be held invalid, that invalidity shall not affect the other provisions which shall remain in full force and effect.

IN WITNESS WHEREOF, Liberty Bank, F.S.B. has caused this Limited Power of Attorney to be duly executed as of May 4, 2012.

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	•	By: Name: John Rathjen Title: President and CEO
STATE OF IOWA	)	
COUNTY OF DOLLAS	) SS. _ )	nd.
		before me on this 25 day of May, 2012, by John Bank, F.S.B., a federal savings bank.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at

my office in Less the day and year last above written.

Printed Name: Acthleen Miller
Notary Public in and for said State
Commissioned in Tolk County

My appointment expires 10 -29-13