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Revenue Tax:

LISA SMITH RECORDER

Madison County, Iowa

INDX ✓
ANNO
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CHEK

INDIVIDUAL TRUSTEE'S AFFIDAVIT

Recorder's Cover Sheet

Preparer Information:

Nathan J. Barber, Belin McCormick, P.C., 666 Walnut Street, Suite 2000, Des Moines, IA 50309-3989, Phone 515-243-7100

Taxpayer Information:

N/A

Return Document To:

Nathan J. Barber, Belin McCormick, P.C., 666 Walnut Street, Suite 2000, Des Moines, IA 50309-3989

Grantor:

Carolyn B. Wittern Living Trust

Grantee:

Wittern Cumming Farm, L.C.

Legal Description: See Exhibit A at Page 4.

Document or instrument number of previously recorded documents: N/A.

NOTE: This cover page is prepared in compliance with Iowa Code Section 331.606b, (2013). This cover page is provided for information purposes only.

INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: See Exhibit A

STATE OF IOWA COUNTY OF POLK ss:

I, Carolyn B. Wittern, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the Trustee under the Carolyn B. Wittern Living Trust (the "Trust"), to which the above-described real estate was conveyed to the Trust pursuant to instrument recorded December 31, 1990 in Book 128, Page 344 of the Madison County, Iowa records.

2. I am the the presently existing Trustee under the Trust and am authorized to convey the above-described real estate to Wittern Cumming Farm, L.C., without any limitation or qualification whatsoever.

3. The Trust is in existence and the Trustee is 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 is alive.

5. The Trust is revocable.

Signature Page Follows

Signature Page – Individual Trustee’s Affidavit – Madison County

Carolyn B. Wittern
Carolyn B. Wittern

STATE OF IOWA)
)
COUNTY OF POLK)

SS:

This instrument as acknowledged before me on this 19th day of September, 2013, by Carolyn B. Wittern.

Judi A. Brooks
Notary Public in and for the State of Iowa



Exhibit A
Legal Description

The West Half (W 1/2) of the Northwest Quarter (NW 1/4); the North Half (N 1/2) of the Southwest Quarter (SW 1/4); the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4); and the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) all in Section Ten (10), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M. excepting therefrom the following: A tract commencing at the Southeast Corner of the West Half (W 1/2) of the Northwest Quarter (NW 1/4) of Section Ten (10), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, running thence North 822 feet along the East line of said 80-acre tract, thence West 265 feet, thence South 822 feet to the South line of said 80-acre tract, thence East 265 feet along the South line of said 80-acre tract to the point of beginning.

and

Commencing at the Southeast Corner of the West Half (W 1/2) of the Northwest Quarter (NW 1/4) of Section Ten (10), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, running thence North 822 feet along the East line of said 80-acre tract, thence West 265 feet, thence South 822 feet to the South line of said 80-acre tract, thence East 265 feet along the South line of said 80-acre tract to the point of beginning.

Except for

Parcel "A" located in the Southwest Quarter of the Northwest Quarter of Section 10, township 77 North, Range 28 west of the 5th P.M., as shown on the Plat of Survey recorded March 12, 2001 in the Madison County Recorder's Office in book 2001 at page 915.

and **except** for

Parcel "B" located in the Southwest Quarter of the Northwest Quarter of Section 10, township 77 North, Range 26 west of the 5th P.M., as shown on the Plat of Survey recorded March 12, 2001 in the Madison County Recorder's Office in book 2001 at page 915.