FILED NO. 496
BOOK 35 PAGE 578
IN
REC
PAGE
1985 SEP 10 PM 1:33
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $5.00

Compared

AFFIDAVIT

STATE OF IOWA)
) ss
MADISON COUNTY)

The undersigned, Gary L. Brown and Pam Dee Brown, being first duly sworn on oath, do hereby depose and state:

That we are the mortgagors named in and who executed a certain real estate mortgage on the premises legally described as:

> The East 45 feet of the West 122 feet of Lots Five (5) and Seven (7) of the Original Town of Winterset, Madison County, Iowa,

which was filed for record on November 23, 1982 in Mortgage Record 136 at page 633.

At the time the mortgage was executed, we were the record owners of the real estate legally described as:

> The East 45 feet of the West 122 feet of Lots Five (5) and Seven (7) of Mills Addition to the Original Town of Winterset, Madison County, Iowa

and we intended to mortgage that real estate.

The mortgage which was filed for record on November 23, 1982 in Mortgage Record 136 at page 633 contained an erroneous legal description and at the time we executed such mortgage we did not own nor did we claim any right, title or interest in and to the real estate described as:

> The East 45 feet of the West 122 feet of Lots Five (5) and Seven (7) of the Original Town of Winterset, Madison County, Iowa,

and we further depose and state that we do not now claim any right, title or interest in and to the real estate legally described as:

> The East 45 feet of the West 122 feet of Lots Five (5) and Seven (7) of the Original Town of Winterset, Madison County, Iowa

and we further by these presence do hereby disclaim any right, title and interest in and to such real estate which is legally described as:

> The East 45 feet of the West 122 feet of Lots Five (5) and Seven (7) of the Original Town of Winterset, Madison County, Iowa.

Dated this 7 day of Sept, 1985.

Gary L. Brown

Pam Dee Brown

Subscribed and sworn to before me this 7 day of September, 1985.

JEANNIE M. UTSLER
MY COMMISSION EXPIRES
9-31-86

Notary Public