FILED NO. 2062
BOOK 32 PAGE 442
1979 APR 26 PM 4:30
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee 3 00

AFFIDAVIT

Compared

STATE OF IOWA)
(ss:
COUNTY OF)

We, Harry B. Watts and Helen Watts, husband and wife, being first and duly sworn upon oath depose and state as follows:

1. That on June 9, 1972 we did enter into a real estate contract (short form) with Ladean Gierstorf and Jane A. Gierstorf the legal description of which appearing on said contract form is:

> See attached legal description as shown on land survey prepared by Hiller Engineering Co. of Indianola, Iowa and dated 6-5-72, Drawing No. 237,1-3.

2. We further state that said contract was recorded in the office of the Recorder of Madison County, Iowa in Book 102, Page 375 on June 13, 1972 at 3:02 p.m.

3. We further state that on February 19, 1979, we did execute a Warranty Deed to Ladean Gierstorf and Jane A. Gierstorf for the following described real property, said deed being given in full satisfaction of the real estate contract recorded in Book 102, Page 375 of the Recorder's Office of Madison County, Iowa:

> See attached legal description as shown on land survey prepared by Hiller Engineering Co. of Indianola, Iowa and dated 6-5-72, Drawing No. 237,1-3.

4. We further state that it has come to our attention that the legal description as set forth above is in error and that the proper legal description of which should have appeared on the real estate contract and on the warranty deed would be as follows:

> See attached legal description as shown on land survey prepared by Hiller Engineering Co. of Indianola, Iowa and dated 6-5-72, Drawing No. 237,1-4.

We further state that the attached legal description to the real estate contract and to the warranty deed is, in fact, Hiller Engineering Co.'s Land Survey Drawing No. 237.1-4 and that the reference made on the face of the real estate contract and on the face of the warranty deed is in error and should read Drawing No. 237.1-4 instead of 237.1-3 as they presently read.

5. We further state that this Affidavit is being made for the purpose of removing any question as to the correct legal description as appearing in the real estate contract and warranty deed to the property purchased by Ladean Gierstorf and Jane A. Gierstorf.

DATED THIS 26 day of April, 1979.

Harry B Watts
Harry B. Watts

Helen Watts
Helen Watts

Subscribed and sworn to before me this 26 day of April, 1979 by Harry B. Watts and Helen Watts to me personally known to be the identical persons executing the above document which stated they executed the same of their own knowledge and belief and of their own free wills.

JERROLD B. OLIVER
MY COMMISSION EXPIRES
September 30, 1979

Jerrold B Oliver
Notary Public in and for State of Iowa

My Commission expires