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LISA SMITH, COUNTY RECORDER  
MADISON COUNTY IOWA

CHEK

**AFFIDAVIT EXPLANATORY OF TITLE  
Recorder's Cover Sheet**

**Preparer Information:**

Jane E. Rosien, 223 E. Court Avenue, P.O. Box 67, Winterset, IA 50273-0067  
Phone: (515) 462-4912

**Taxpayer Information:**

James D. Haley, 3054 St. Charles Road, St. Charles, IA 50240

**Return Address:**

↙ Jane E. Rosien, 223 E. Court Avenue, P.O. Box 67, Winterset, IA 50273-0067

**Grantors:** N/A

**Grantees:** N/A

**Legal Description:** See Page 2

**Document or instrument number if applicable:** N/A

**AFFIDAVIT EXPLANATORY OF TITLE**

Relating to the Title to:

**Lot One (1) of the Replat of Lot Three (3) in Helen McCall Huntoon Addition Plat No. 3, City of Winterset, Madison County, Iowa.**

STATE OF IOWA            )  
  ) ss  
COUNTY OF POLK         )

I, David A. Lane, being first duly sworn, do upon oath depose and state:

1. I am a Senior Right-of-Way Agent for MidAmerican Energy Company and I am familiar with the Right-of-Way Agreement executed between Kenneth J. Fish and Dorothy I. Fish and Midwest Gas dated October 26, 1993, and filed of record on November 30, 1993, in the Office of the Madison County, Iowa, Recorder in Deed Record Book 58 at Page 748.

2. At such time as the above-referenced Right-of-Way Agreement was executed records indicate Kenneth J. Fish and Dorothy I. Fish were the record titleholders of the following described parcel of real estate:

**Lot Two (2) of the Replat of Lot Three (3) in Helen McCall Huntoon Addition Plat No. 3, City of Winterset, Madison County, Iowa.**

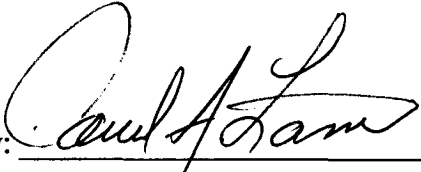
3. At such time as the above-referenced Right-of-Way Agreement was executed records indicate Kenneth J. Fish and Dorothy I. Fish were not the record title holders of the following described parcel of real estate:

**Lot One (1) of the Replat of Lot Three (3) in Helen McCall Huntoon Addition Plat No. 3, City of Winterset, Madison County, Iowa.**

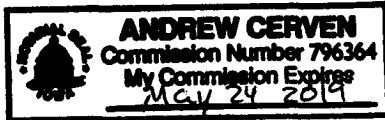
4. The Right-of-Way Agreement executed between Kenneth J. Fish and Dorothy I. Fish and Midwest Gas included a Plat marked as Exhibit "A". Exhibit "A" depicted and described the natural gas easement area for the entire Helen McCall Huntoon Addition Plat 3. Neither the Right-of-Way Agreement, nor Exhibit "A" attached thereto, depicted nor described the natural gas easement area for only the parcel of real estate owned by Kenneth J. Fish and Dorothy I. Fish.

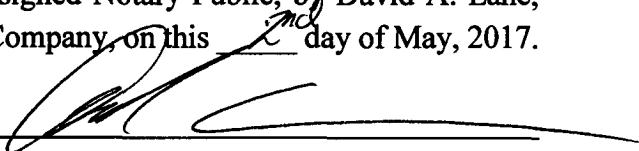
5. This instrument is offered as Explanatory of Title and all terms and conditions of the referenced easement remain in full force and effect.

Further, the affiant sayeth not.

By:   
David A. Lane, Sr. Right of Way Agent  
for MidAmerican Energy Company

Subscribed and sworn to before me, the undersigned Notary Public, by David A. Lane, Senior Right of Way Agent for MidAmerican Energy Company, on this <sup>2nd</sup> day of May, 2017.



  
Notary Public in and for the State of Iowa