

Recorded: 12/20/2021 at 10:51:43.0 AM
County Recording Fee: \$12.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$15.00
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2021 PG: 4392

Prepared by: Kathleen Sina for Farmer State Bank, 1240 8th Ave Marion, IA 52302
Return to: Kathleen Sina for Farmer State Bank, 1240 8th Ave Marion, IA 52302

Trustee Affidavit

RE: See Exhibit "A"

*DELAWARE

STATE OF IOWA, COUNTY OF LINN, ss:

RECORDED BY
SECURITY FIRST TITLE CO.
PH. # (815) 235-2900
FAX # (815) 235-9955

21-48751A

We, Jeannie C Brislawn, being first duly sworn on oath state of my personal knowledge that:

1. We are the Trustee(s) of The Brislawn Family Trust dated January 29, 2021, to which the above described real estate was conveyed to the Trustee Jeannie C Brislawn pursuant to an instrument recorded on the 2nd day of February, 2021 in the Office of the Delaware County Recorded in Document 2021 449.
2. We are authorized to mortgage the Trust's interest in the subject property to Farmers State Bank without any limitation or qualification whatsoever.
3. The trust is in existence and we, as Trustee(s), are authorized to mortgage the trust's interest in the subject property, free and clear of any adverse claims.
4. The grantor(s) of the trust is alive or, if deceased, said death resulted in no federal or state death tax liability.
5. The trust is revocable or, is the trust is irrevocable, none of the beneficiaries of the trust are deceased.

Jeannie C Brislawn, Trustee
Jeannie C Brislawn, Trustee

, Trustee

Sworn to and subscribed before me by Jeannie C Brislawn on this 15th day of December, 2020.

2021



Marcia E. Baumann
, Notary Public in and for said State

MORTGAGEE'S AFFIDAVIT OF RELIANCE *DELAWARE

STATE OF IOWA, COUNTY OF LINN, ss:

The undersigned being first duly sworn deposes and states that the undersigned is a representative of Farmers State Bank and is personally familiar with the matters stated herein, Farmers State Bank is a good faith mortgagee for value of the above described real estate; and that Farmers State Bank is aware of no adverse claim to the above real estate by any beneficiary of the above trust or a party claiming by through and under a beneficiary of the above trust; and Farmers State Bank has relied upon the foregoing statements of Trustee in making this loan and accepting this mortgage.

Tammy Yamilkoski, VP
Tammy Yamilkoski, VP Real Estate Lending

Subscribed and Sworn to before me by Tammy Yamilkoski, VP Real Estate Lending this 15th day of December, 2020.



Mary L. Blanchard
, Notary Public in and for said State

2021-4875IA

LEGAL DESCRIPTION

EXHIBIT A

Lot 25 of Stone's First Addition to Delaware County, Iowa, a Subdivision of parts of the SE 1/4 of NW 1/4 and SW 1/4 of NW 1/4 of Section 25-88-5, West of the 5th P.M., according to the Plat thereof recorded in Plat Record 2, Page 90, in Office of Recorder of Delaware County.

TOGETHER WITH use of the roadway from the public highway to said Subdivision, and the use of the roadway as traveled or marked in Lots 27 and 28 of said Subdivision, for ingress and egress to said Lot 25 all in common with others rightfully using the same name.

SUBJECT TO the following covenants and restrictions which shall run with the land in favor of all other owners of property in said Subdivision herein, their heirs, assigns, personal representatives, claimants and subsequent owners of the premises: That said premises shall not be used for any commercial, unlawful or immoral purpose whatsoever, that the cottage or dwelling erected thereon shall contain at least 480 square feet of floor space enclosed within the building and shall be promptly completed in a neat and workmanlike manner, shall contain drains and toilet connected to septic tank, and no part of said building or porches connected thereto shall be within Ten (10) feet of any boundary line other than the water front of said Lot, that no trailers or mobile homes shall be located thereon, that all weeds, brush, garbage, ashes, refuse, junk and waste shall be burned, buried or removed from said premises and none deposited in the water adjoining the Subdivision, aforesaid, all in order to protect the desirability, beauty and value of all the land in said Subdivision for the benefit of all the owners thereof. Said Restrictive Covenants to run with the land.

AND

All lake frontage running to the middle of the Maquoketa River bed with regard to the following described real estate: Lot 25 of Stone's First Addition to Delaware County, Iowa, a Subdivision of parts of the Southeast Quarter of the Northwest Quarter and Southwest Quarter of Northwest Quarter of Section 25-88-5, West of the 5th P.M., according to the Plat thereof, recorded in Plat Record 2, Page 90, in Office of Recorder of Delaware County.

TOGETHER WITH use of the roadway from the public highway to said Subdivision, and the use of the roadway as traveled or marked in Lots 27 and 28 of said Subdivision, for ingress and egress to said Lot 25, all in common with others rightfully using the same.

SUBJECT TO the existing flood plain rights and the grantees shall hold the grantors harmless with regard to flooding of the property conveyed.

All situated in Delaware County and the State of Iowa.