

Recorded: 9/12/2023 at 9:28:06.0 AM
County Recording Fee: \$17.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$20.00
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2023 PG: 2230



Prepared by & Return To: Allyssa Myers, Right of Way Bureau, 800 Lincoln Way, Ames, IA 50010, 515-239-1757

INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: Lots 1, 5, 6, 8, 10, 11, 12, 13, 14, 15, 17, 18, 20, 21, 22, 23, 24 and 25 of Fawn Trail, a Subdivision of Parcel C in the Northwest Quarter of the Southwest Quarter of Section 17 and Parcel G in the Northeast Quarter of the Southwest Quarter of Section 18, all in Township 89 North, Range 5 West of the 5th P.M., Delaware County, Iowa, according to the plat recorded in Book 2005 at Page 1694 of the records of the Delaware County, Iowa, Recorder.

STATE OF Iowa, COUNTY OF Delaware, ss:

I, Ann L. Schulte, being first duly sworn and under oath, state of our personal knowledge that:

1. I am the trustee under the Ann L. Schulte Trust Agreement, executed March 22, 2011, to which the above described real estate was conveyed to the trustee by Daniel A. Schulte and Ann L. Schulte, pursuant to an instrument recorded in the Delaware County Recorder's Office on March 29, 2011, in Book 2011, Page 1074.

2. We are the presently existing trustees under the Trust and we are authorized to grant an easement to the **STATE OF IOWA**, without any limitation or qualification whatsoever:

A parcel of land located in Lot 1 and Lot 25 of Fawn Trail, a subdivision of Parcel C in the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section Seventeen (17), and Parcel G in the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4) of Section Eighteen (18), all in Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth (5th) Principal Meridian, Delaware County, Iowa, as shown on the Acquisition Plat Exhibit "A", attached hereto and by reference made a part hereof and more particularly described as follows:

Commencing at the Northeast corner of the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section Seventeen (17), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth (5th) Principal Meridian, Delaware County, Iowa; thence South 88° 17' 40" West 59.73 feet along the North line of the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of said Section Seventeen (17) and the North line of Lot 25 of Fawn Trail, a subdivision of Parcel C in the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section Seventeen (17), and Parcel G in the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4) of Section

Eighteen (18), all in Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth (5th) Principal Meridian, Delaware County, Iowa as recorded in the Book 2005, Page 1694 in the Office of the Delaware County Recorder to the Point of Beginning; thence South 01° 55' 53" East 478.50 feet along the existing Westerly right of way line of Iowa Highway 13 to the South line of Lot 1 of said Fawn Trail; thence South 88° 17' 40" West 13.81 feet along the South line of said Lot 1; thence North 02° 31' 15" West 478.55 feet to the North line of said Lot 25, also being the North line of said Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4); thence North 88° 17' 40" East 18.73 feet along the North line of said Lot 25 and the North line of said Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) to the Point of Beginning, containing 0.18 acres more or less.

Note: The North line of the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section Seventeen (17), Township Eighty-nine North (T89N), Range Five West (R5W) of the Fifth (5th) Principal Meridian, Delaware County, Iowa is assumed to bear South 88° 17' 40" West.

3. The Trusts are in existence and we as trustees are authorized to transfer the interests 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 or, if the trust is irrevocable, none of the beneficiaries of the trust are deceased.



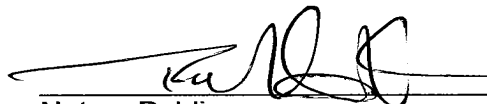
Daniel A. Schulte, Affiant (Sign in Ink)



Ann L. Schulte, Affiant (Sign in Ink)

Subscribed and sworn to before me by Daniel A. Schulte and Ann L. Schulte on this 12 day of July, 2023





Notary Public. (Sign in Ink)

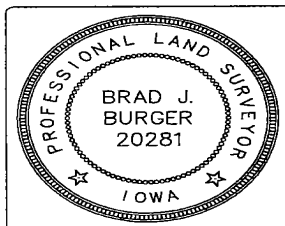
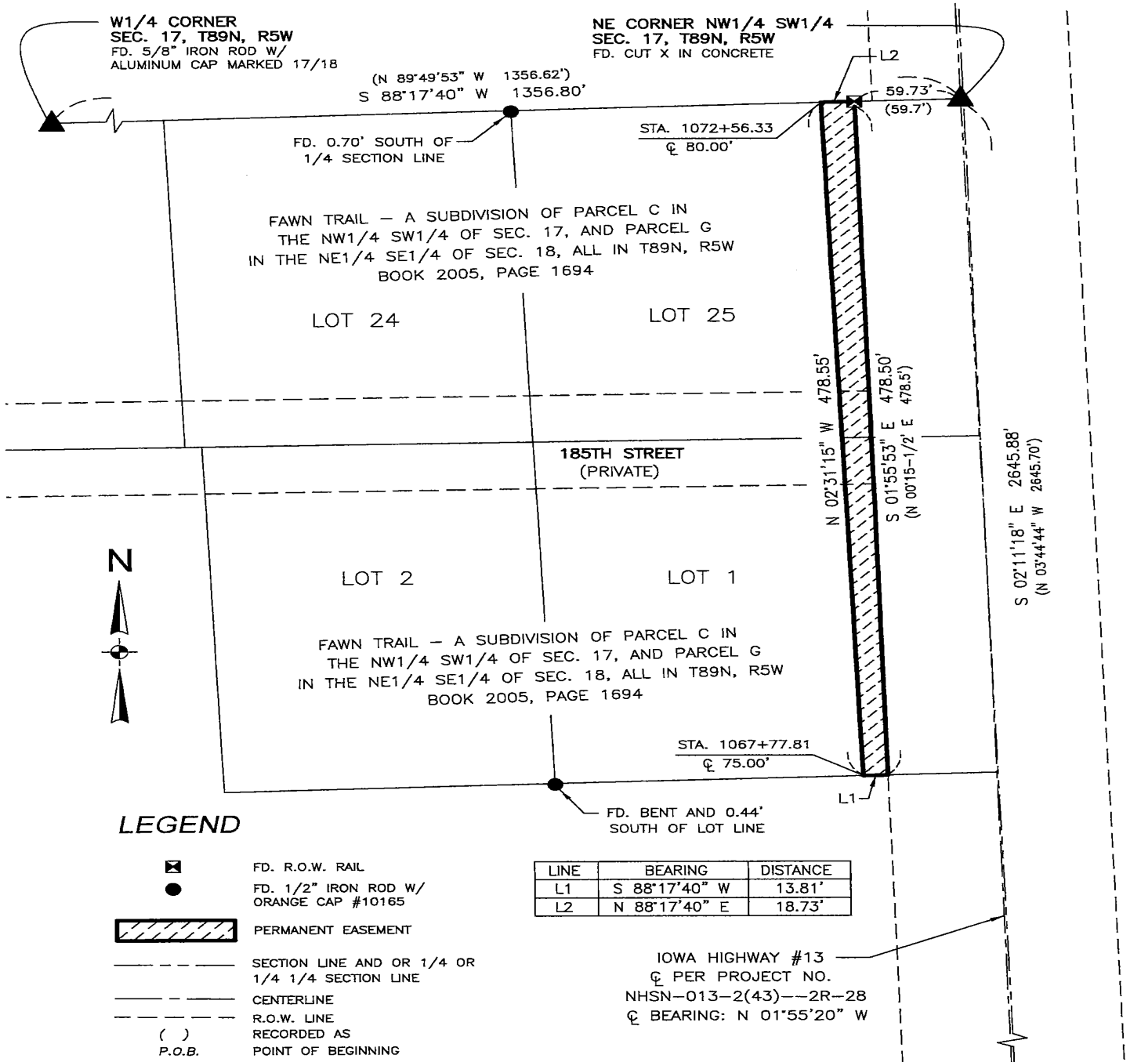
(AFFIX NOTARIAL SEAL ABOVE ▲)

Iowa Department of Transportation

ACQUISITION PLAT EXHIBIT "A"



COUNTY DELAWARE STATE CONTROL NO. _____
 ROW PROJECT NO. NHSN-013-2(43)--2R-28 PARCEL NO. 12
 SECTION 17 TOWNSHIP 89 NORTH RANGE 5 WEST
 ROW-FEE _____ AC, EASE 0.18 +/- AC EXCESS-FEE _____ AC
 ACCESS RIGHTS ACQUIRED - STA _____ STA _____ MAIN LINE _____ SIDE _____
 ACCESS RIGHTS ACQUIRED - STA _____ STA _____ SIDE ROAD _____ SIDE _____
 ACQUIRED FROM _____



I hereby certify that this land surveying document was prepared and the related survey work was performed by me or under my direct personal supervision and that I am a duly licensed Land Surveyor under the laws of the State of Iowa.

Brad J. Burger 7/27/2022
 BRAD J. BURGER LICENSE NO. 20281 DATE
 My license renewal date is December 31, 2022.

Pages or sheets covered by this seal: This page only

