

Recorded: 9/17/2026 at 10:31:46.0 AM
County Recording Fee: \$17.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$20.00
Revenue Tax: \$0.00
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2026 PG: 2729

Prepared by and Return to:

David L. Ginger, Belin McCormick, P.C., 606 Walnut Street, Suite 2000, Des Moines, IA 50309; 515-283-4668

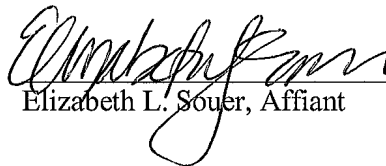
AFFIDAVIT TO CORRECT SCRIVENER'S ERROR

STATE OF IOWA)
) ss
COUNTY OF Linn)

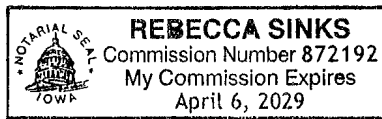
RE: The real estate legally described in Exhibit A.

I, Elizabeth L. Souer, being first duly sworn on oath do depose and state that:

1. I am a licensed attorney in the general practice of law in Cedar Rapids, Linn County, Iowa.
2. I represent the Bennett Family Trust under the Bennett Revocable Trust dtd 6/30/2006 and the Survivor's Trust under the Bennett Revocable Trust dtd 6/30/2006.
3. I have reviewed the Court Officer Deed recorded September 23, 2009, in Book 2009, Page 3657.
4. Based upon my review, I believe there is a scrivener's error in the legal description used in the following instrument I prepared in that it states "the West five (5) acres of the Southeast Quarter (SE ¼) of Section 2" when it should have stated "the West five (5) acres of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section 2."
 - a. Trustee Warranty Deed recorded January 23, 2025, in Book 2025, Page 228.
5. Based upon my review, I believe the correct legal description for the instrument referenced in Section 4 is set forth in Exhibit A.
6. This Affidavit is given to explain and clarify title to the real estate legally described in Exhibit A.


Elizabeth L. Souer, Affiant

SUBSCRIBED AND SWORN to before me this 17 day of September, 2026.



Rebecca Sinks
Notary Public in and for the State of Iowa

Exhibit A

The West one-half ($W \frac{1}{2}$) of the Southeast Quarter ($SE \frac{1}{4}$) and the West five (5) acres of the Southeast Quarter ($SE \frac{1}{4}$) of the Southeast Quarter ($SE \frac{1}{4}$) of Section 2, Township 88 North, Range 5, West of the 5th P.M.

AND

The North one-half ($N \frac{1}{2}$) of the Northwest Quarter ($NW \frac{1}{4}$) and the Southwest Quarter ($SW \frac{1}{4}$) of the Northwest Quarter ($NW \frac{1}{4}$) of Section Eleven (11), Township Eighty-eight (88) North, Range Five (5), West of the Fifth P.M. (which said legal description includes Parcel A and Parcel B according to plat recorded in Book 7, Plats, Page 87); and that part of Section Ten (10), Township Eighty-eight (88) North, Range Five (5), West of the Fifth P.M. described as follows: that tract described as commencing at the Northeast corner of the Northeast Quarter ($NE \frac{1}{4}$) of Section Ten (10), running thence South 15 chains, thence West 6 chains and 20 links thence in a Northeasterly direction 15 chains and Thirty-four (34) links, to North line of said quarter section to a point 3 chains West of the Northeast corner of said quarter section, thence East 3 chains to place of beginning.

(5501431.1)