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BOOK PAGE

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Carol Givens
DODGE COUNTY
REGISTER OF DEEDS
COMPARE INDEX FEE \$ 26.00

AFFIDAVIT

STATE OF NEBRASKA)
)SS.
COUNTY OF DODGE)

I, Leona K. Paden, fee title holder of the real estate described below, being duly sworn, depose and state the following:

A Tax Plat of Emerson Estates Subdivision dated September 1, 1970, filed September 17, 1970, recorded in Misc. Book 5 at page 689 as Plat No. 364 was filed by James L. Coen, County Surveyor.

A Correction Tax Plat of Emerson Estates Subdivision, dated September 1, 1970, filed March 28, 1994, recorded in Book 234 at page 334 as Plat No. 453 was filed by James L. Coen, County Surveyor. Said Correction Tax Plat of Emerson Estates Subdivision contains the following Surveyor's Affidavit:

"I, the County Surveyor of Dodge County, Nebraska do hereby attest that this Correction Plat is what was originally intended to be filed but that, for some unknown reason the original filing (Plat No. 364) was instead filed. Said erroneously filed Plat No. 364 shows 57 Lots. This correction Plat, filed to correct error shows 42 Lots, reflecting the original intent. The leasing of lots, the improvements on said leased lots and the taxation of same has been and are, in fact, based upon this Plat of 42 Lots and there have been no taxations based upon the erroneously filed Plat No. 364. Further, there have been no transfers of land ownership referenced to either Plat. This Plat for all intents and purposes has been used as if it had been filed September 17, 1970 instead of Plat No. 364. Said usage of this Plat shall continue to be used instead of Plat No. 364 and shall be referenced as CORRECTION PLAT No. 453 OF EMERSON ESTATES."

Affiant, as fee titleholder of Lots 1 through 42, Correction Plat No. 453 Emerson Estates, hereby affirms the above statement made by the County Surveyor. For clarification, Affiant also states that there have been no transfers of the FEE TITLE land ownership other than the transfer of the interest of Bernard L. Paden, deceased, to Leona K. Paden, as surviving spouse.

Affiant further states that various leases and other documents filed on various lots in Emerson Estates may have erroneously contained reference to the Plat No. 364 recorded in Misc. Book 5 at page 689. In all instances, these documents should have referenced Correction Plat No. 453 of Emerson Estates.

Further, Affiant sayeth not.

Dated: June 24 '05
Leona K. Paden
Leona K. Paden

The foregoing instrument was acknowledged before me this 24 day of June, 2005, by Leona K. Paden.

Nicholas J. Lamme
NOTARY PUBLIC
GENERAL NOTARY - State of Nebraska
NICHOLAS J. LAMME
My Comm. Exp. June 9, 2009