IOWA STATE BAR ASSOCIATION
Official Form No. 27.1. (Short Form) (Trade-Mark Registered. State of Iowa. 1967)

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN:

STATE OF IOWA
DELAWARE COUNTY } ss.

The undersigned first being duly sworn (or affirmed) upon oath deposes and states:

That Charles A. Koelker and Marilee J. Koelker, husband and wife

are now the record titleholders of the following described real estate situated in Delaware County, to-wit: subject to contract of sale from Marie A. Westhoff and Hubert J. Westhoff, wife and husband recorded in Book 130 L.D. page 122:
The West one-half (W½) of the Northeast fractional Quarter (NEfr¼), and that part of the East forty nine (49) rods, nine (9) feet, eleven (11) inches of the North fifty (50) acres of the East one-half (E½) of the Northwest fractional Quarter (NWfr¼) lying North of the present established highway, and Lot One (1) of the South 30 acres of the Southeast Quarter (SE¼) of the Northwest Quarter (NW¼), all in Section One (1), Township 89 North, Range Three (3), West of the 5th P.M., Delaware County, Iowa.

That said Charles A. Koelker and Marilee J. Koelker are now in complete actual and sole possession of all of said real estate except as may be herein stated. That this affidavit is made from the personal knowledge of the undersigned who is familiar with said real estate, its titleholders, and its parties in possession; and is for the purpose of confirming title to the above described real estate under the provisions of Section 614.17, Code of Iowa, and other statutes relative thereto.

Words and phrases herein, including jurat and marginal entry hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

Dated this 1st day of July 1994

Marilee J. Koelker
Charles A. Koelker
Marilee J. Koelker
Charles A. Koelker, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 1st day of July 1994.

Carol A. Cooper
Carol A. Cooper, Notary Public in and for the State of Iowa

Please type or print names under signatures as per Code Section 335.2

● POWER OF ATTORNEY

The undersigned, owner in possession of said property as above stated, hereby directs that this affidavit be filed of record and hereby appoints the County Recorder of the County wherein said land is situated as the authorized attorney in fact to file same.

Marilee J. Koelker
Marilee J. Koelker
Charles A. Koelker
Charles A. Koelker, Owner in Possession

If the Power of Attorney is granted by a Corporation attach corporate acknowledgment (Official Form No. 12).

STATE OF IOWA, DELAWARE COUNTY, ss:

On this 1st day of July, 1994, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Charles A. Koelker & Marilee J. Koelker to me known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

Carol A. Cooper
Carol A. Cooper, Notary Public in and for the State of Iowa

● The Power of Attorney with acknowledgment is optional and may be omitted if the affidavit is filed by the owner in possession as named in the affidavit.

MARGINAL ENTRY

STATE OF IOWA, COUNTY OF DELAWARE, ss:

The undersigned Recorder in and for said County in the State aforesaid, hereby certifies that the foregoing affidavit was filed in the said Recorder's Office by the owner in possession as named in said affidavit or by his attorney in fact as shown by the records; and duly recorded and entered on the records thereon on the 1 day of JULY, 1994.

Deborah L. Peyton
DEBORAH L. PEYTON Recorder.

Authority: Tesdell v. Hanes 248 Iowa 43 (1957)

FILE No. 49-57
RECORDING FEE $ 6.00
TRANSFER FEE $

FILED FOR RECORD THE 1 DAY OF July, 1994 AT 1:12 O'CLOCK P M. BOOK 17 PAGE 329

STATE OF IOWA, DELAWARE COUNTY
Deborah L. Peyton, Recorder
Aff