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DELAWARE COUNTY IOWA
FILED
1999 MR 16 PM 1:05
BOOK 199 PAGE 903
DEBORAH L. PEYTON
DELAWARE CO. RECORDER
$ 6.00

Preparer Information Marc W. Casey, 129 1st Avenue E, Dyersville, (319) 875-7178
Individual's Name | Street Address | City | Phone

Marc W. Casey ISBA # 00783

SPACE ABOVE THIS LINE FOR RECORDER

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN: STATE OF IOWA, DUBUQUE COUNTY, ss:

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

That Roger W. Bries, a/k/a Roger William Bries and Mary Ann C. Bries, a/k/a Mary Ann Catherine Bries are now the record titleholders of the following described real estate situated in Delaware County, to-wit:

The West one-half (W½) of the Northeast Quarter (NE¼), and the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼), all in Section Ten (10), Township Eighty Nine (89) North, Range Four (4), West of the Fifth P.M.,

AND

The West one-half (W½) of the following described real estate: The Southeast Quarter (SE¼) of Section Three (3) except four and thirty two one-hundredths (4.32) acres off the East side of the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼), and except three and seventy seven one-hundredths (3.77) acres off the East side of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of said Section Three (3), in Township Eighty Nine (89) North, Range Four (4), West of the Fifth P.M., according to plat recorded in Book A Plats, Page 96.

That said Roger W. Bries, a/k/a Roger William Bries and Mary Ann C. Bries, a/k/a Mary Ann Catherine Bries are now in complete actual and sole possession of all of said real estate except as may be herein stated, and that they and their predecessors (who held record title thereof) in the recorded chain of title under which they claimed and claim ownership and the right to possession of the said real estate have been, since prior to January 1, 1980, in continuous, actual, visible, open, notorious, exclusive, and unquestioned possession thereof, under color of title and claim of right to the exclusive possession as against the world and have improved said property and paid the taxes thereon; that neither the title nor the right to possession of said titleholders or any of those under whom they claim they have been disputed or openly attacked by any one. That this affidavit is made from the personal knowledge of the 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 Sections 614.17, Code of Iowa, and other statutes relative thereto.

Dated this 11th day of March, 1999.

MARC W. CASEY Iowa NOTARIAL SEAL

Roger W Bries
Roger W. Bries, Affiant

Subscribed in my presence and sworn to (affirmed) before me by the said affiant this 11th day of March, 1999.

Marc W. Casey, Notary Public

• 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.

Roger W Bries
ROGER W BRIES, Owner in Possession

_____, Owner in Possession

If the Power of Attorney is granted by other than individuals attach appropriate acknowledgment.

MARC W. CASEY Iowa NOTARIAL SEAL

STATE OF IOWA, COUNTY OF DUBUQUE

This instrument was acknowledged before me on March 11th, 1999 by ROGER W. BRIES.

Marc W. Casey, Notary Public

• The use of 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.

The undersigned Recorder hereby certifies that the foregoing affidavit was filed in the Recorder's Office by the owner in possession as named in the affidavit or by the attorney-in-fact as shown by the records, and duly recorded and entered on the records on the 16 day of MARCH, 19 99.

Deborah L. Peyton
DEBORAH L. PEYTON, Recorder