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DEBORAH L. PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

PREPARED FOR SKOGMAN REALTY BY: William P. Prowell, Shuttleworth & Ingersoll, P.L.C., P.O. Box 2107, Cedar Rapids, IA 52406-2107, (319) 365-9461
Return to: Skogman Realty/Escrow Services of Iowa, 411 1st Ave SE, Cedar Rapids, IA 52401

2005-2813

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN:

STATE OF IOWA, Linn COUNTY, ss:

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

1. That Shane J. Garbers and Deanna S. Garbers, husband and wife, are now the record titleholders of the following described real estate situated in ~~Linn~~ Delaware County:

Lot Two (2) of the Plat of the Subdivision of Lot 106 in "Clair-View Acres at Delhi, Iowa" in Sections 23 and 26, Milo Township, Delaware County, Iowa, according to plat recorded in Book 3 Plats, Page 148.

2. That the above titleholders are now in complete, actual and sole possession of the above real estate, except as may be stated in this Affidavit.

3. That the above titleholders and their predecessors (who held title) in the recorded chain of title under which they claimed and claim ownership and the right to possession of the above real estate have been, for more than 10 years, in continuous, actual, visible, open, notorious, exclusive and unquestioned possession of the real estate, under color of title and claim of right to the exclusive possession as against the world and have improved the above real estate and paid the taxes on it.

4. That neither the title nor the right of possession of the above titleholders or any of their predecessors under whom they claim have been disputed or openly attacked by anyone.

5. This Affidavit is made from the personal knowledge of the undersigned, and is for the purpose of confirming title to the above described real estate in accordance with Iowa Code §614.17A and other statutes.

Words and phrases in this Affidavit shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

Dated this 10th day of August, 2005.

Shane J. Garbers

Deanna S. Garbers

Subscribed and sworn to (or affirmed) before me this 10th day of Aug, 2005, by Shane J. Garbers and Deanna S. Garbers, husband and wife,

Notary Public in and for the State of Iowa

JEAN PERKINS
Commission Number 713886
MY COMMISSION EXPIRES
6/11/07

POWER OF ATTORNEY

STATE OF IOWA, Linn COUNTY, ss:

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.

Shane J. Garbers

Deanna S. Garbers

Subscribed and sworn to (or affirmed) before me this 10th day of August, 2005, by Shane J. Garbers and Deanna S. Garbers, husband and wife,

JEAN PERKINS
Commission Number 713984
MY COMMISSION EXPIRES
01/11/07

Notary Public in and for the State of Iowa

MARGINAL ENTRY

STATE OF IOWA, DELAWARE COUNTY, ss:

The undersigned Recorder in and for the County in which the above property is located, 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 his attorney in fact as shown by the records, and duly recorded and entered on the records on the 12th day of AUGUST, 2005.

Recorder DEBORAH L. PEYTON