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DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

Recorder's Cover Sheet

Affidavit of Possession

Preparer Information: (Name, Address and Phone Number)
John M Heckel
229 Northland Ct NE
Cedar Rapids Iowa 52402
Tel 319-373-1989

Taxpayer Information: (Name and complete address)
Ambrose and Patricia Wegmann
20892 262nd Street
Delhi Iowa 52223

Return Document to: (Name and complete address)
Ambrose and Patricia Wegmann
20892 262nd Street
Delhi Iowa 52223

Legal Description: See attached sheet (Page 3)

Document or instrument number of previously recorded documents:

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONERN:

STATE OF IOWA)
Delaware)ss:
~~LINN~~ COUNTY)

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

That Robert T Barnett Jr and Patricia Barnett
are now the record titleholder of the following described real estate
situated in Delaware County, to-wit:

See Attached Legal

That said Robert T Barnett Jr and Patricia Barnett 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 purposes 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 24 day of May ,2007.

John M. Heckel Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 24 day of May , 2007.

NOTARY PUBLIC STATE OF IOWA

NOTARIAL SEAL IOWA
Bonnie Zimmerman
Commission Number 721362
My Commission Expires:
3-14-09

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.

Robert T Barnett Jr and Patricia Barnett

STATE OF IOWA)
Decoware)ss:
~~LINN~~ COUNTY)

On this 28 day of ~~July~~ May 2007 DW, ~~2000~~, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared, Robert T Barnett Jr and Patricia Barnett , to me known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

NOTARY PUBLIC, STATE OF IOWA
Dennis Irwin Woods

My Commission Expires 3/2/2010

MARGINAL ENTRY

STATE OF IOWA)
Delaware)ss:
~~LINN~~ COUNTY)

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 her attorney in fact as shown by the records; and duly recorded and entered on the records thereon on the 31 day of MAY, 2007

DEBORAH L. PEYTON

EXHIBIT "A"

Although not certified in the abstract, there have been previous conveyances of the lake frontage adjacent to the property under examination and described as: All lake frontage running to the middle of the Maquoketa River bend with regard to the following described real estate: Lot 53 of "Clair-View" "Acres" Delhi, Iowa according to the Plat of Clair view "Acres" at Delhi, Iowa in Section 23 and 26, Milo Township, Delaware County, Iowa, as prepared by Bartels, McMahan, LeMay, Haas and Baule Engineering Company dated June 6, 1970 as filed in the Delaware County Recorder's Office in Book 2, Plats, Page 200, same being a part of the Northeast Quarter (NE ¼) of the Northeast Quarter (NE ¼) of Section Twenty Six (26), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, except that portion of Lot 53, which was conveyed by Warranty Deed is legally described as: beginning at the most Westerly corner of said Lot 53, thence South 75 degrees 00 minutes East 13.00 feet' thence South 55 degrees 07 minutes 30 seconds East to the centerline of the Maquoketa River, commonly known as Lake Delhi; thence Southwesterly along said centerline of river to the most southerly corner of said Lot 53: thence north 50 degrees 43 minutes West along the Southwesterly line of Lot 53 to the point of beginning.. (The most westerly line of Lot 53 assumed to bear north 25 degrees 00 minutes East in this description). This deed is subject to the following covenants: (1) Same is subject to the existing flood plain rights and the grantees shall hold the grantors harmless with regard to flooding on the property conveyed. (2) The grantees and their successors are restricted from changing or altering lake frontage without the written permission of the lake Delhi Recreation Association.