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Book 2024 Page 1857 Type 06 009 Pages 6 Date 8/02/2024 Time 10:47:56AM

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BRANDY MACUMBER, COUNTY RECORDER

MADISON COUNTY IOWA

Preparer Information: Kyle A. Weber, PO Box 230, Winterset, IA 50273; (515) 462-3731

Return to: Kyle A. Weber, PO Box 230, Winterset, IA 50273; (515) 462-3731

## **AFFIDAVIT**

STATE OF IOWA, COUNTY OF MADISON, ss:

- I, Kyle A. Weber, being first duly sworn upon oath, state:
- 1. This Affidavit pertains to the following described legal: Lot Eight (8) and the East Half ( $\frac{1}{2}$ ) of Lot Seven (7) in Block Thirty-three (33) of the Original Town of Winterset, Madison County, Iowa.
- 2. I am an attorney practicing in Madison County, Iowa.
- 3. After diligent search, I have located a true and correct copy of a Limited Power of Attorney granting Green Tree Servicing, LLC, the right to act on behalf of RBS Citizens, N.A.

Subscribed and sworn to before me by the said Kyle A. Weber on this 1st day of August, 2024.



Notary Public in and for the State of Iowa

When Recorded Return To: Green Tree Servicing LLC Attn: Document Custody, T326 7360 South Kyrene Rd Tempe, AZ 85283



OFFICIAL RECORDS OF MARICOPA COUNTY RECORDER HELEN PURCELL 2012-1046706 11/16/12 04:21 PM 3 OF 3

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## LIMITED POWER OF ATTORNEY

ТО	GREEN TREE SERVICING LLC	
FROM	RBS CITIZENS, N.A.	
	CITIZENS BANK OF PENNSYLVANIA	
FOR	CITIZENS DEALS	
DATE	11/13/12	
EXPIRATION	NA	
DATE		

LIMITED POWER OF ATTORNEY

LIMITED POWER OF ATTORNEY, dated as of Would 13 2012 (this "Limited Power of Attorney"), granted to Green Tree Servicing LLC, a Delaware limited liability company ("Green Tree"), by each of RBS Citizens, N.A., a national banking association and successor by merger to Citizens Bank of Rhode Island, Citizens Bank of Massachusetts and Charter One Bank, N.A. ("RBS Citizens") and Citizens Bank of Pennsylvania, a Trust Company under the laws of the Commonwealth of Pennsylvania ("Citizens PA" and together with RBS Citizens, "RBS").

## WITNESSETH:

WHEREAS, RBS Citizens, Citizens PA and Green Tree have entered into that certain Flow Subservicing Agreement, dated as of May 6, 2009 (as amended, supplemented or modified from time to time in accordance with its terms, the "Servicing Agreement"), providing for, among other things, Green Tree's undertaking of the servicing obligations with respect to the Assets.

WHEREAS, effective on and following the date hereof, Green Tree is appointed as RBS Citizens' agent for the limited purpose of servicing the Assets that are subject to the Servicing Agreement;

WHEREAS, effective on and following the date hereof, Green Tree is appointed as Citizens PA's agent for the limited purpose of servicing the Assets that are subject to the Servicing Agreement;

NOW, THEREFORE, pursuant to the Servicing Agreement and for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each of RBS Citizens and Citizens PA hereby agrees as follows:

- 1. <u>Definitions</u>. Defined terms used herein and not otherwise defined shall have the meanings set forth in the Servicing Agreement.
- 2. <u>Limited Power of Attorney.</u> For the purpose of effectuating the efficient servicing of the Assets, each of RBS Citizens and Citizens PA names, constitutes and appoints Green Tree as its duly authorized agent and attorney-in-fact, with full power and authority in its name, place and stead (but on behalf and for the benefit of, and at the expense of, Green Tree) to (i) execute such deeds and other documents as are necessary to sell or convey real and personal property securing the Assets, including, but not limited to, signing deeds to convey real property acquired through foreclosure of an Asset; (ii) execute documents and instruments necessary to release any and all mortgages, security instruments, liens, security interests or related documents with respect to the Assets; (iii) execute documents and instruments necessary to release all obligations under any promissory note or related documents with respect to the Assets; (iv) execute documents and instruments necessary to sign subordination agreements and consent to easements related to the Assets; (v) execute such documents as are necessary to assign the Assets; (vi) endorse checks and other payment instruments that are payable to the order of such Owner and that have been received by Green Tree from Mortgagors or any insurer in respect of insurance

proceeds related to any Asset; and (vii) take any other action necessary or appropriate to enable Green Tree to carry out its servicing and administrative duties under the Servicing Agreement.

- 3. <u>Servicing Agreement</u>. The execution and delivery of this Limited Power of Attorney by each of RBS Citizens and Citizens PA shall not be (or be deemed) a waiver or discharge of any representation, warranty, covenant or agreement of RBS Citizens, Citizens PA or Green Tree Servicing in or under the Servicing Agreement (other than a discharge of the obligations of each of RBS Citizens and Citizens PA under the Servicing Agreement to execute and deliver this Limited Power of Attorney), and such execution and delivery shall not be (or be deemed) a modification or amendment of any provision of the Servicing Agreement in any respect.
- 4. <u>Waivers and Amendments</u>. This Limited Power of Attorney may be amended, modified, supplemented or restated only by a written instrument executed by RBS Citizens, Citizens PA and Green Tree Servicing. The terms of this Limited Power of Attorney may be waived only by a written instrument executed by the party waiving compliance.
- 5. <u>Headings</u>. The headings in this Limited Power of Attorney are for convenience of reference only and shall not define, limit or otherwise affect any of the terms or provisions hereof.
- 6. <u>Successors and Assigns</u>. This Limited Power of Attorney shall inure to the benefit of, and be binding upon, RBS Citizens, Citizens PA and Green Tree Servicing and their respective successors and assigns; <u>provided</u>, <u>however</u>, that Green Tree Servicing shall not assign any of the rights under this Limited Power of Attorney (except by merger or other operation of law) without the prior written consent of RBS Citizens and Citizens PA, and any such purported assignment without such consent shall be void and of no effect.
- 7. Governing Law. This Limited Power of Attorney shall be governed by and construed and enforced in accordance with the laws of the State of New York, without regard to any conflicts of law rules that might apply the Laws of any other jurisdiction.

Until a properly executed revocation of this Limited Power of Attorney is duly executed and delivered, all parties dealing with said attorney-in-fact (individually or collectively) in connection with the above described matters may fully rely upon the power and authority of said attorney-in-fact to act for and on behalf of the undersigned, and in its name, place and stead, and may accept and rely on all documents and agreements entered into by said attorney-in-fact pursuant to the powers listed herein.

As between RBS and Green Tree, this Limited Power of Attorney shall be effective as of the date hereof and shall remain in full force and effect thereafter until a written notice of revocation hereof shall have been executed by RBS Citizens or Citizens PA. The expiration or revocation of the period of agency hereunder shall in no way affect the validity of any actions of said attorney-in-fact during said period.

Nothing in this Limited Power of Attorney shall be construed to prevent RBS Citizens or Citizens PA from acting on its own behalf as the owner of the Assets.

IN WITNESS WHEREOF, this Limited Power of Attorney has been executed on

	CITIZENS BANK OF PENNSYLVANIA
	By: Chustere Durbegha
m. all a Ollel 41	Name: Anothe (box) Jacque
Witness: The Full Color	Title US (start Vice President
Name: Martha J. Venice	
	$M \sim \chi$
Witness: M // www.	Attest:
Name: VAMES M MARLGRING	Name: Mario TSuA
	Title: Assistant Manager-Collections/Loss Mitogation
	J. State Planting
COUNTY Tromberco	
STATE Rhode Island	
on November 132012 (	mellagie Communia.
Personally appeared Christie 1	Here insert name and title of the officer)
who proved to me on the basis of satisfact	ory evidence to be the person(s) whose name(s) is/are
	knowledged to me that he/she/they executed the same and that by his/her/their signature(s) on the instrument
	which the person(s) acted, executed the instrument.
A	
WITNESS my hand and official seal.	
JMXHOU MYX	MW (Notary Seal)
1	ANN MARIE ASPRINIO NOTADIENELIC
	STATE OF APODEISLAND #55023 MY COMMISSION ESPIRES ALTE 23, 2013
	AND TAKES

## IN WITNESS WHEREOF, this Limited Power of Attorney has been executed on Whenku 13, 2012

	RBS CITIZENS, N.A., successor by merger to
	Citizens Bank of Rhode Island, Citizens Bank of
	Massachusetts and Charter One Bank, N.A.
Witness: Mathagyhlu Name: Wartha J. Yehle	Name: Christie Bevilacque  Title Cesictant Vice President
Name: Janes M MALLERING	Attest: Max
	Name: Mario 7 0.59
	Title: Assistant Manager-Collections/Loxs Mitiga
	)
COUNTY Providence	
STATE Rhade Island	- 1
on November 13 betail me,	Mala append, (Here insert name and little of the officer)
Personally appeared	e plv lalque,
subscribed to the within instrument and ac in his/her/their authorized capacity(ies), ar	ory evidence to be the person(s) whose name(s) is/are knowledged to me that he/she/they executed the same and that by his/her/their signature(s) on the instrument which the person(s) acted, executed the instrument.
WITMBSS my hand and official seal.	ANN MARIE ASPRINIO NOTARY PUBLIC STATE OF RHODE ISLAND #55623 MY COMMISSION EXPIRES MAY 23, 2013 (Notary Seal)