

REC'D 10-00
AUD'S
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FILED NO. 004856

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MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

Prepared By: Dean R. Nelson, P.O. Box 370, Earlham, Iowa 50072 (515) 758-2267

AFFIDAVIT

STATE OF IOWA)
) SS
MADISON COUNTY)

I, Dean R. Nelson, being first duly sworn on oath depose and state as follows, for the purpose of clarifying the record chain of title to the following described real estate, to-wit:

Parcel "A" being a part of the Southwest Quarter (¼) of the Northwest Quarter (¼) of Section Ten (10), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, described as follows: Beginning at the Southwest corner of said Southwest Quarter (¼) of the Northwest Quarter (¼); thence N 00°17'59" W, along the West line thereof, 564.03 feet; thence N 65°18'51" E, 367.81 feet; thence S 00°18'01" E, 359.03 feet; thence S 65°18'51" W, 281.62 feet; thence S 04°26'42" W, 126.32 feet; thence S 30°23'00" W, 133.37 feet to the point of beginning, containing 3.02 acres including 0.13 acres of county road right of way.

1. I am an attorney at law licensed in the State of Iowa, and I maintain my office in Earlham, Madison County, Iowa. I am knowledgeable of the identity and person of James L. Allsup and Beverly J. Allsup, husband and wife, who are the sellers of the above described real estate.

2. That in connection with the chain of title to ownership of the above described real estate, there appears an action designated Madison County Memorial Hospital vs. James Allsup and Marla Allsup, Case No. 7837(Doc. 16, Page 7837), with judgment entered May 26, 1995, in the amount of \$1,459.00 with interest and costs. That James L. Allsup and Beverly J. Allsup have never been a defendant or party in said action, and have not been in any manner whatsoever involved in said action, even though there is a similarity in the names.

3. That in connection with the chain of title to the ownership of the above described real estate, there appears an action designated Madison County Memorial Hospital vs. James L. Allsup and Marla Allsup, Small Claims No. 8041(Doc. 17, Page 8041), with judgment entered November 14, 1995, in the amount of \$1,515.00 with interest and costs. That James L. Allsup and Beverly J. Allsup have never been a defendant or party in said action, and have not been in any manner whatsoever involved in said action, even though there is a similarity in the names.

4. That in connection with the chain of title to the ownership of the above described real estate, there appears an action designated Lorna Welch and Clarence Airhart vs. James Allsup and Marla Allsup, Small Claims No. 8182(Doc. 18, Page 8182), with judgment entered April 15, 1996 in the amount of \$550.00 with interest and costs. That James L. Allsup and Beverly J. Allsup have never been a defendant or party in said action, and have not been in any manner whatsoever involved in said action, even though there is a similarity in the names.

5. This affidavit is made for the sole and only purpose of setting forth that James L. Allsup and Beverly J. Allsup are not the same James Allsup and Marla Allsup in Small Claims No. 7837, James L. Allsup and Marla Allsup in Small Claims No. 8041, and James Allsup and Marla Allsup in Small Claims No. 8182.

6. This affidavit is made for the purpose of clearing title to the above described real estate.

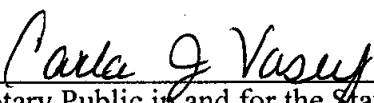
Further this affiant sayeth not.

Dated this 24 day of June, 2000.



Dean R. Nelson

Subscribed and sworn to before me and in my presence by the said Dean R. Nelson this 24 day of June, 2000.



Notary Public in and for the State of Iowa.

