

AFFIDAVIT

RE: LOTS FIVE (5) AND SIX (6) IN BLOCK TWO (2) OF HARTMAN AND YOUNG'S ADDITION TO THE TOWN OF ST. CHARLES, MADISON COUNTY, IOWA

STATE OF IOWA)
) ss:
COUNTY OF LINN)

I, John M. Titler, being first duly sworn, depose and state that I am an attorney licensed to practice in the State of Iowa. Attached are certified copies of bankruptcy documents filed in the United States Bankruptcy Court for the Western District of Missouri in Case No. 03-62845, in the Matter of Marvin D. Libby and Donna M. Libby, Debtors concerning the above described real estate.

Pursuant to Iowa Title Standards, certified copies of the following are provided:

1. Motion by Trustee for Authority to Assume Executory Contract;
2. Notice of Trustee's Intent to Sell Property Free and Clear of Liens;
3. Order Approving Sale of Property by Trustee.

These documents are filed to show the authority of the Trustee to convey the interest of Marvin Dale Libby and Donna Marie Libby to Contract Exchange Corporation.

John M. Titler

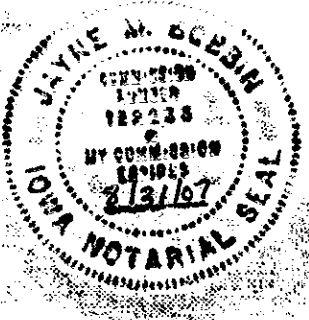
John M. Titler

Subscribed and sworn to by John M. Titler before me this 14th day of September, 2004.

Jayne M. Bobbin

Notary Public in and for the State of Iowa

COMPUTER	<input checked="" type="checkbox"/>
RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input checked="" type="checkbox"/>



Document 2004 4363

Book 2004 Page 4363 Type 06 09 Pages 6
Date 9/16/2004 Time 12:14 PM
Rec Amt \$32.00

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF MISSOURI

MARVIN D. LIBBY,)
DONNA M. LIBBY,) Case No. 03-62845
Debtors.) Chapter 7
_____)

**MOTION BY TRUSTEE FOR AUTHORITY TO ASSUME EXECUTORY
CONTRACT**

The motion of J. Kevin Checkett, Trustee, respectfully represents:

1. Movant is the qualified and acting Trustee in this cause.
2. On October 23, 1993, Debtors entered into a contract for deed with Kenneth Peterson for the purchase of certain property in Iowa.
3. The Trustee has obtained a purchaser of the contract for deed which will bring to the estate \$15,950.00.
4. Trustee is informed and believes that the assumption of the contract for deed is in the best interest of the estate and will bring substantial funds to the creditors.

WHEREFORE Trustee prays he be authorized by this court to assume the executory contract between Kenneth Peterson and the Debtors.

CHECKETT & PAULY, P.C.

/s/ Kevin Checkett
Kevin Checkett, #25838
517 S. Main Street
P.O. Box 409
Carthage, MO 64836
(417)358-4049 Telephone
(417)358-6341 Facsimile

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served electronically to those parties who have entered an appearance in the court's Electronic Court Filing (ECF) System and conventionally, via first-class mail, postage prepaid, to those parties below, if any, who have requested notice but are not participating in the ECF System, on the date entered on the court's docket.

/s/Kevin Checkett
Attorney of Record

**ECF
DOCUMENT**

I hereby attest and certify that this is a printed copy of a document which was electronically filed with the United States Bankruptcy Court for the Western District of Missouri.

Date Filed: 5-18-04 * DOC. 20

P.L. BRUNE, CLERK

By: M. Jamblich Deputy Clerk

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF MISSOURI

MARVIN D. LIBBY,)
DONNA M. LIBBY,) Case No. 03-62845
Debtors.) Chapter 7
_____)

**NOTICE OF TRUSTEE'S INTENT TO SELL PROPERTY FREE
AND CLEAR OF LIENS (11 U.S.C. Section 363(f))**

TO ALL PARTIES IN INTEREST:

PLEASE TAKE NOTICE that the trustee, J. Kevin Checkett, will sell to Contract Exchange Corporation the following described property of this estate free and clear of all liens for the sum of \$15,950. The property is a contract for deed dated October 23, 1993, from Kenneth Peterson and Kathryn Peterson to debtors in the original amount of \$24,969.26.

Asset No. 1

Information regarding the assets can be obtained by contacting the trustee.

Objections and request for a hearing before the bankruptcy judge, if any, as to the above sale, shall be in writing and filed with the clerk of the bankruptcy court and served upon the United States Trustee and the trustee of this Notice not later than 20 days after service of this notice. Any objections not timely filed and served may be deemed waived.

/s/ Kevin Checkett
Kevin Checkett, Trustee
517 S. Main Street
P.O. Box 409
Carthage, Missouri 64836
(417)358-4049 Telephone
(417)358-6341 Facsimile

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served electronically to those parties who have entered an appearance in the court's Electronic Court Filing (ECF) System and conventionally, via first-class mail, postage prepaid, to those parties below, if any, who have requested notice but are not participating in the ECF System, and to all creditors on the debtor's mailing matrix, on the date entered on the court's docket.

/s/Kevin Checkett
Attorney of Record

I hereby attest and certify this is a true and correct copy of a document which was electronically filed with the United States Bankruptcy Court for the Western District of Missouri.

Date Filed: 5-12-04 2:11

P.L. BRUNE, CLERK

By: _____ Deputy Clerk



MIME-Version:1.0
From:mow_bkecf@mow.uscourts.gov
To:courtmail
Bcc: ggandd@swbell.net, jkc@cp-law.com, maw@cp-law.com, mo01@ecfcbis.com
Message-Id:<2976601@mow.uscourts.gov>
Subject:03-62845-abf

"Order on Sale of Property by Trustee" Content-Type: text/html

*****NOTE TO PUBLIC ACCESS USERS***You may view the filed documents once without charge. To avoid later charges, download a copy of each document during this first viewing.**

**U.S. Bankruptcy Court
Western District of Missouri**

Notice of Electronic Filing

The following transaction was received from Stanley, Sharon entered on 6/7/2004 at 5:13 PM CDT and filed on 6/7/2004

Case Name: Marvin Dale Libby and Donna Marie Libby
Case Number: 03-62845-abf
Document Number: 24

Docket Text:

Order of the Court Approving the Sale of Property by Trustee regarding Asset No. 1 Contract for Deed dated October 23, 1993, so ORDERED by /s/ Arthur B. Federman.(related document(s)[21]) (Stanley, Sharon)

THE MOVING PARTY IS TO SERVE THIS ORDER ON PARTIES NOT RECEIVING ELECTRONIC NOTICE. (When filing a certificate of service for this order, relate it back to the epo category.)

This Notice of Electronic Filing is the Official ORDER for this entry. No document is attached.

The following document(s) are associated with this transaction:

03-62845-abf Notice will be electronically mailed to:

J. Kevin Checkett jkc@cp-law.com, maw@cp-law.com;mo01@ecfcbis.com

Shari K. DeArmon ggandd@swbell.net

03-62845-abf Notice will not be electronically mailed to:

ECF DOCUMENT
I hereby attest and certify this is a printed copy of a document which was electronically filed with the United States Bankruptcy Court for the Western District of Missouri.
Date Filed: 6-7-2004
By: P.L. BRUNE, Deputy Clerk
WESTERN DISTRICT OF MISSOURI