

FILED NO. 002680

BOOK 2001 PAGE 2680

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REC \$ 10⁰⁰
AUD \$ _____
R.M.F. \$ 1⁰⁰

COMPUTER
RECORDED
COMPARED

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

Preparer
Information JOHN E. CASPER, 223 EAST COURT AVENUE, WINTERSET, (515) 462-4912
Individual's Name Street Address City Phone
JOHN E. CASPER ISBA # 00000816

SPACE ABOVE THIS LINE
FOR RECORDER

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN: STATE OF IOWA, MADISON COUNTY, ss:

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

That WINTERSET OIL COMPANY are now the record titleholders of the following described real estate situated in MADISON County, to-wit:

A tract of land commencing at a point 33 feet West and 660 feet North of the Southeast corner of the Northeast Quarter (1/4) of the Northeast Quarter (1/4) of Section Thirty-six (36) in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, and running thence West 314 feet, thence South 119 feet, thence East 314 feet, thence North 119 feet to the point of beginning,

AND

A tract of land described as follows, to wit: Commencing at the center of Section Thirty-one(31), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, thence South along the West line of the Southeast Quarter (1/4) of said Section 1056.22 feet to the centerline of the Easterly extension of Court Avenue, in Winterset, Madison County, Iowa, thence North 89°37' East, 474.0 feet along said centerline, thence East 75.0 feet along said centerline, thence North 40.0 feet to the point of beginning, thence North 200.0 feet, thence East 200.0 feet, thence South 200.0 feet, thence West 200.0 feet to the point of beginning, excepting the South 15 feet thereof,

That said WINTERSET OIL COMPANY 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 purpose of confirming title to the above described real estate under the provisions of Sections 614.17 and 614.17A, Code of Iowa, and other statutes relative thereto.

The affiant further states that the corporation known as Winterset Oil Company, Inc. whose Articles of Incorporation were dated May 19, 1966, and filed for record on June 2, 1966, in the Madison County Recorder's Office in Miscellaneous Record book 27 at Page 521 has had its corporate charter dissolved and has not had any corporate existence for many years. The corporation known as Winterset Oil Company is a different corporation with its corporate charger issued by the Iowa Secretary of State in January, 1998, and is a separate corporation in good standing under the laws of the State of Iowa.

Dated this 25th day of June, 2001.

WINTERSET OIL COMPANY

By S. James Smith
S. James Smith, Secretary

2001
JUN
25

STATE OF IOWA, MADISON COUNTY : SS

On this 25th day of June, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared S. James Smith, to me personally known, who being by me duly sworn, did say that he is the Secretary of said corporation; that no seal has been procured by the said corporation; that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and that the said S. James Smith, as such officer, acknowledges the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.

Debra L Perkins

Notary Public



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.

WINTERSET OIL COMPANY, Owner in Possession

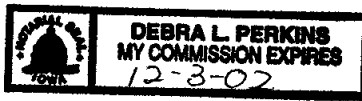
By *S. James Smith*
S. James Smith, Secretary

STATE OF IOWA, COUNTY OF MADISON, ss:

On this 25th day of June, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared S. James Smith, to me personally known, who being by me duly sworn, did say that he is the Secretary of said corporation; that no seal has been procured by the said corporation; that said instrument was signed on behalf of said corporation by authority of its Board of Directors; and that the said S. James Smith, as such officer, acknowledges the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.

Debra L Perkins

Notary Public



The undersigned Recorder 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 the attorney-in-fact as shown by the records, and duly recorded and entered on the records on the 27th day of June, 2001.

Lisa K. Smith, Deputy

Micki Utsler, Madison County Recorder