

✓ When recorded return to

Principal Residential Mortgage, Inc.  
2829 Westown Parkway, Suite 200  
West Des Moines, IA 50266

REC \$ 10.00  
AUD \$ \_\_\_\_\_  
R.M.F. \$ 7.00

FILED NO. 004154  
BOOK 2001 PAGE 4154

COMPUTER  2001 SEP 17 PM 2:04

RECORDED

COMPARED

HICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

Preparer Information James V. Sarcone, Jr., 666 Walnut Street, Suite 2000, Des Moines, IA 50309, (515) 243-7100

Individual's Name

Street Address

City

Phone



### AFFIDAVIT OF POSSESSION

SPACE ABOVE THIS LINE  
FOR RECORDER

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

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

That John B. Cabanis, a single person

are now the record titleholders of the following described real estate situated in Madison County, to-wit:

See legal description attached hereto

That said John B. Cabanis, a single person

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.

Dated this 10<sup>th</sup> day of SEPT, 01.

John B. Cabanis  
John B. Cabanis, Affiant

Subscribed in my presence and sworn to (affirmed) before me by the said affiant this 10<sup>th</sup> day of Sept, 01.

Lawrence Kirsner  
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.

\_\_\_\_\_, Owner in Possession

If the Power of Attorney is granted by other than individuals attach appropriate acknowledgment.

\_\_\_\_\_, Owner in Possession

STATE OF \_\_\_\_\_, COUNTY OF \_\_\_\_\_

This instrument was acknowledged before me on \_\_\_\_\_, \_\_\_\_\_ by \_\_\_\_\_

\_\_\_\_\_, Notary Public

● The use of the Power of Attorney with acknowledgment is optional and may be omitted if the affidavit is filed by the owner in possession as named in the affidavit.

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 17<sup>th</sup> day of SEPTEMBER, 2001.

Hicki Utsler  
MADISON COUNTY, Recorder

A tract of land commencing at the Southwest corner of Section Thirty-six (36), in Township Seventy-six (76) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa, running thence North on the West line of said Section, 979.3 feet to the Southwest corner of the North 10 acres of the Southwest Fractional Quarter (1/4) of the Southwest Fractional Quarter (1/4) of said Section, thence Easterly along the South line of said 10 acres 893.6 feet to the West line of the public highway, thence following said Westerly line of said highway to a point on the South line of said Section, 536.5 feet East of the Southwest corner thereof, thence following said Westerly line of said highway to the West line of Section One (1), in Township Seventy-five (75) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence North on the section line to the point of beginning, containing in all 23.01 acres, more or less, **EXCEPT** Parcel "B" located in the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Thirty-six (36), in Township Seventy-six (76) North, and in the Northwest Fractional Quarter (1/4) of the Northwest Quarter (1/4) of Section One (1), Township Seventy-five (75) North, both in Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa, more particularly described as follows: Beginning at the Southwest corner of Section Thirty-six (36), Township Seventy-six (76) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa; thence North 0°00'00" East, 291.79 feet along the West line of the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of said Section Thirty-six (36); thence South 68°39'02" East, 588.30 feet to a point on the West right-of-way (R.O.W.) line of County Road R-34; thence South 23°29'18" West, 850.50 feet along said R.O.W. line to a point on the centerline of an unpaved County Road; thence North 73°44'10" West, 213.71 feet along said centerline to a point on the West line of the Northwest Fractional Quarter (1/4) of the Northwest Quarter (1/4) of Section One (1), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5<sup>th</sup> P.M., Madison County, Iowa; thence North 0°20'18" West, 642.57 feet along the West line of the Northwest Fractional Quarter (1/4) of the Northwest Quarter (1/4) of said Section One (1) to the Point of Beginning, said excepted parcel containing 7.950 acres, including 0.167 acres of County Road right-of-way, **AND EXCEPT** All that part of the Northwest Quarter (1/4) of the Northwest Quarter (1/4) of Section One (1), in Township Seventy-five (75) North, of Range Twenty-six (26) West of the 5<sup>th</sup> P.M., lying South of a public highway running in a East-West direction and Northwest of a public highway running in a Northwesterly-Southwesterly direction, containing 1.3 acres, more or less,