

COMPUTER ✓
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REC \$ 10⁰⁰
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R.M.F. \$ 1⁰⁰

When recorded, return to: Thomas H. Burke, Whitfield & Eddy, P.L.C., 317 Sixth Avenue, Suite 1200, Des Moines, Iowa 50309-4195 **005797**

FILED NO. _____

AFFIDAVIT

BOOK **2001** PAGE **5797**

2001 DEC 26 PM 12: 09

STATE OF IOWA)
)SS:
COUNTY OF POLK)

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

I, Thomas H. Burke, being first duly sworn on my oath, do depose and state that I am an attorney practicing law with the law firm of Whitfield & Eddy, P.L.C., 317 Sixth Avenue, Suite 1200, Des Moines, Iowa 50309-4195. On behalf of my client, Firststar Bank, N.A. f/k/a Mercantile Bank Midwest, I caused to be served upon certain Defendants a Notice of Nonjudicial Foreclosure of Nonagricultural Mortgage Pursuant to Iowa Code Chapter 655A. In my instructions to the Madison County (Iowa) Sheriff, I also instructed the Sheriff to serve any and all parties in possession at the real estate in question which is locally described as 123 S. 16th Avenue, Winterset, Iowa 50273 and legally described as Lot 27 of Honor's Acres Second Addition to the Town of Winterset, Madison County, Iowa.

The former owners of the above-described real estate were Mark A. Ford and Joanne M. Ford. I was informed by the Madison County Sheriff that Mark A. Ford and Joanne M. Ford have left the jurisdiction and moved to Columbus, Ohio and that no other persons or parties in possession were residing in the above-described Subject Real Estate.

In order to finalize the Nonjudicial Foreclosure of Nonagricultural Mortgage Pursuant to Iowa Code Chapter 655A after the Madison County (Iowa) Sheriff was unable to serve Mark A. Ford and Joanne M. Ford with any Notices of Nonjudicial Foreclosure of Nonagricultural Mortgage, I mailed said Notices of Nonjudicial Foreclosure of Nonagricultural Mortgage to Mark A. Ford and Joanne M. Ford at their last known mailing address, 123 S. 16th Avenue, Winterset, Iowa 50273, as well as mailing copies to the bankruptcy attorney, Mr. John M. Miller, 974 73rd Street, Suite 22, Des Moines, Iowa 50312.

That this Affidavit is given to clear any remaining title objections to the real estate as described above.

Whitfield & Eddy, P.L.C.
317 Sixth Avenue, Suite 1200
Des Moines, Iowa 50309-4195
Phone: (515) 288-6041/Fax: (515) 246-1474

By: _____

Thomas H. Burke
Thomas H. Burke

ATTORNEYS FOR MORTGAGEE, FIRSTAR
BANK, N.A. f/k/a MERCANTILE BANK
MIDWEST

Subscribed to and sworn before me by the said Thomas H. Burke this 4th day of
December, 2001.

Hillary M. Burns

Notary Public In and For the State of Iowa

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