

Send tax statement to: First National Acceptance Company
P.O. Box 4010
East Lansing, MI 48826-4010

REC \$ 15⁰⁰
AUD \$ 5⁰⁰
R.M.F. \$ 1⁰⁰

COMPUTER ☒
RECORDED ☒
COMPARED ☐

001079
FILED NO. _____
BOOK 2002 PAGE 1079
(page 1079)
2002 MAR -6 PM 12:18
(12:18 PM)
NICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

Preparer Information Shane Patrick O'Toole, 801 Grand Ave., Suite 100, Des Moines, IA 50309
Individual's Name Street Address City Phone



AFFIDAVIT IN SUPPORT OF FORFEITURE OF REAL ESTATE CONTRACT

SPACE ABOVE THIS LINE
FOR RECORDER

TO WHOM IT MAY CONCERN: STATE OF IOWA, COUNTY OF Polk Madison

The undersigned, first being duly sworn upon oath (or upon affirmation) deposes and states:

That the relationship of the undersigned to this transaction appears from the **Notice of Forfeiture of Real Estate Contract**, hereto attached, together with return(s) of service thereof; which Notice and return(s) are by this reference made a part of this affidavit as fully as if set forth herein; that by reason of such relationship the facts herein stated are within the personal knowledge of such affiant.

That the parties served, as shown by said returns, included all parties in possession of said real estate at the time of service of said notice.

That, as shown by such returns, more than 30 days have passed since the service of such Notice.

That the default(s) mentioned in said Notice (has) (have) not been removed nor performed nor paid in any amount by said vendee(s), nor by anyone; and that therefore the terms and conditions as to which there is and has been a default have not been performed within the 30 days mentioned in said Notice, nor at any time by anyone; nor has any sum been offered or tendered by said vendees or anyone; that vendor(s) (has) (have) retaken possession of said real estate following the expiration of said 30 day period.

That the Real Estate Contract mentioned in said Notice specifically provides for the forfeiture of the vendee's(s') rights in such contract in accordance with Code Chapter 656.

That none of the parties upon whom such Notice of Forfeiture was so served, was at the time of the service of said Notice upon them, or at the time of making this affidavit, in the military service or with the Armed Forces of the United States of America, or are they or any of them in any way entitled to any rights under the Soldiers' and Sailors' Civil Relief Act or similar act or acts amendatory thereof or supplementary thereto.

That this affidavit is made as supporting proof, record and notice, that the contract referred to in said Notice of Forfeiture is now null and void, stands forfeited and cancelled and is of no force and effect whatsoever.

Shane P. O'Toole
Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said Affiant this 25th day of February, 2002.



JUDITH G. GARNER
COMMISSION NO. 108217
MY COMMISSION EXPIRES
MAY 14, 2002

Judith G. Garner
Notary Public in and for the State of Iowa.

The space as indicated above, is reserved to conveniently "tailor" for special situations and to set forth facts to sustain notice by publication or for both of such purposes. See Section 656.3; R.C.P. 60, 60.1 and 62. Suggested: That Personal Service could not and cannot be made upon _____ and _____ in the State of Iowa; that on the _____ day of _____, a copy of said Notice was sent by ordinary mail addressed to said (party) (parties) at their last known mailing address, to-wit: _____

Iowa Code Chapter 656

Preparer Information Shane Patrick O'Toole, 801 Grand Avenue, Suite 3100, Des Moines, Iowa 50309, (515) 283-1801
Individual's Name Street Address City Phone



NOTICE OF FORFEITURE OF REAL ESTATE CONTRACT

SPACE ABOVE THIS LINE
FOR RECORDER

TO:

The Wolford Corporation, an Iowa corporation
4214 Fleur Drive
Des Moines, IA 50321

You and each of you are hereby notified: recorded 8-19-96 in Book 61, Page 272

(1) The written contract dated August 13, 1996, and executed by
The Wolford Corporation, as Vendors, and assigned by Quit Claim Deed to First National Acceptance Company, Book 61, Page 274

as Vendors, and

Bruce E. White and Stacie L. White, as Vendees, assigned to The Wolford Corporation at Book 61, Page 329, assigned
to James Rinkert and Barbra Rinkert pursuant to Memorandum filed in Book 2001 at Page 489

as Vendees, for the sale of the following described real estate:

Lots Three (3) and Four (4) in Block Two (2) of Hornback & Bevington's Addition to the City of Winterset, Madison
County, Iowa.

Locally known as 124 West Summit, Winterset, Iowa 50273.

has not been complied with in the following particulars:

(a) Delinquent payments due: 9/13/01; 10/13/01; 11/13/01

1,056.24

(b)

(c)

(d)

Total 1,056.24

(2) The contract shall stand forfeited unless the parties in default, within 30 days after the
completed service of this notice, shall perform the terms and conditions in default, and in addition pay the
reasonable costs of serving this notice.

(3) The amount of attorney fees claimed by the Vendors pursuant to Section 656.7 of the Code of
Iowa is \$ _____ (not to exceed \$50.00). Payment of the attorney fees is not required to
comply with this notice in order to prevent forfeiture.

FIRST NATIONAL ACCEPTANCE COMPANY

A Michigan Corporation

Vendors

(or Successors in Interest)

By

Shane Patrick O'Toole

Their Attorney -

Address: 801 Grand Avenue, Suite 3100, Des Moines, IA
50309-8036

Chapter 656, The Code

NOTE: If the Fair Debt Collection Practices Act, 15 U.S.C. §§ 1692 et seq., applies to this communication,
attach Form No. 172, Notice of Validation of Debt.

ACKNOWLEDGMENT OF SERVICE

The undersigned hereby acknowledge due, timely and legal service of this notice, and acknowledge receipt of a copy at the time and place set opposite their respective names.

Date of Service

Place of Service

MEMO AND AFFIDAVIT OF SERVICE

STATE OF IOWA

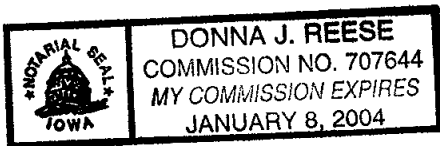
County of Polk } SS.

The undersigned, first being duly sworn, upon oath deposes and states that (he)(she) served the notice on the obverse side hereof on each of the persons to whom said notice is addressed, and named below, by delivering a copy of said notice to each of said persons at the time and place set opposite their respective names, to-wit:

Name	Month	Day	Year	City Town or Township	County	State
<u>Adam Hall</u>						
<u>of the Wellhead Camp</u>	<u>01</u>	<u>22</u>	<u>02</u>	<u>Des Moines</u>	<u>Polk</u>	<u>IA</u>

[Signature]

Subscribed in my presence and sworn to before me by said affiant this 23 day of January, 2002.



[Signature: Donna J. Reese]
Notary Public in and for said County and State