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FILED NO. \_\_\_\_\_  
BOOK 2003 PAGE 3510

REC \$ 5.18  
AUD \$ \_\_\_\_\_  
R.M.F. \$ 1.18

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2003 JUN 17 PM 3:00

HICKI UTSLER  
RECORDER  
MADISON COUNTY, IOWA

PREPARER  
INFORMATION John E. Casper, 223 East Court, Winterset, IA 50273-0067 (515) 462-4912

**AFFIDAVIT**

STATE OF IOWA, MADISON COUNTY:ss

Michael J. Holtry, Jr., upon being duly sworn, does hereby depose and state as follows:

The Affiant is the son of Michael J. Holtry. The Affiant is well and truly acquainted with Michael J. Holtry.

The Affiant further knows of his own personal knowledge that the name Michael J. Holtry, Jr. is this Affiant and is the same person whose name appears in the chain of title to the real estate legally described as:

**The following described tract of land, to-wit: Commencing at a point 7 rods North of the Southeast corner of the Southwest Quarter (1/4) of the Southeast Quarter (1/4) of Section Eighteen (18), in Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5<sup>th</sup> P.M., Madison County, Iowa, and running thence West 14 rods, thence North 33 rods, thence West 12 rods, thence North 40 rods to the North line of said 40-acre tract, thence East 26 rods to the Northeast corner thereof, thence South to the place of beginning.**

The Affiant further states that the Michael Holtry against whom judgment has been entered in the Iowa District Court for Madison County on April 25, 1995 and shown in Docket Book 16 at Page 777 in favor of Adair Pelgas is the Affiant's father Michael J. Holtry and not this Affiant.

The Affiant further states that the Michael Holtry against whom judgment has been entered in the Small Claims Division of the Iowa District Court for Madison County on September 22, 1997 and shown in Small Claims Docket Book as number 9146 in favor of Mike Wiles and Cindy Wiles is the Affiant's father Michael J. Holtry and not this Affiant.

The Affiant further states that the Michael Holtry against whom judgment has been entered in the Iowa District Court for Madison County on November 10 1997 and shown in Case No. CV030077 in favor of Michael C. Wiles is the Affiant's father Michael J. Holtry and not this Affiant.

The Affiant further states that this Affiant is not the same person as the Michael Holtry who is shown as the Defendant in each of the cases described above.

Further the Affiant sayeth not.

*Michael J. Holtry Jr*  
Michael J. Holtry, Jr., Affiant

Subscribed and sworn to before me by the above name Affiant on this 12<sup>th</sup> of June, 2003.

*Union State*

**STEVEN D. WARRINGTON**  
Commission Number 173268  
My Commission Expires  
2-25-2006

*Steven D. Warrington*  
Notary Public in and for the State of Iowa