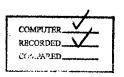
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300K 2003 PAGE 4414 (PAGE 4414) 2003 JUL 28 PM 12: 12 (12:12 PM) ALION YEARDS WEST WALL

Preparer Jane E. Rosien, 223 East Court Avenue, Winterset, IA 50273, (515) 462-4912

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 OFMADISON

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(e) 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.

Affiant

2003

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

TERRI COLLINS **COMMISSION # 148908** MY COMMISSION EXPIRES

Kley Terri Collins

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 , a copy of said Notice was sent by ordinary mail addressed to said (party) (parties) at their last known day of mailing address, to-wit:

Iowa Code Chapter 656

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176 AFFIDAVIT IN SUPPORT OF FORFEITURE OF REAL ESTATE CONTRACT

Annual Community of the Preparer Information Jane E. Rosien, 223 East Court Avenue, Winterset, IA 50273, (515) 462-4912 Individual's Name Street Address

City

SPACE ABOVE THIS LINE FOR RECORDER



NOTICE OF FORFEITURE OF REAL ESTATE CONTRACT

TO:		
Tally Sue Evans and Steve Evans		
621 E. Court Avenue		
Winterset, IA 50273		
You and each of you are hereby notified:	- 1 00	1007
(1) The written contract dated	December 30	, 1997 , and executed by
Larry J. Breeding and Wilma Breeding, Husband and W	/iie	
as Vendors, and		
Tally Sue Evans and Steve Evans		
as Vendees, for the sale of the following described Lot Eight (8) in Block Three (3), Laughridge and Cassi	real estate: iday's Addition to Winterset, Iowa	,
has not been complied with in the following particu (a) Failure to make the monthly payments de (b) (c) (d)	ne on the contract	14,874.00
he real estate contract is recorded in 71 of the Madison County Recorder's Of (2) The contract shall stand forfeited a completed service of this notice, shall perform the reasonable costs of serving this notice. (3) The amount of attorney fees claimed I lowa is \$ 0 (not to exceed comply with this notice in order to prevent forfeiture)	e terms and conditions in default by the Vendors pursuant to Sect \$50.00). Payment of the attorn	within 30 days after the and in addition pay the ion 656.7 of the Code of
	Larry J. Breeding	
Chartes SEC. The Code	Wilma Breeding By Jane E. Rosien Address: 223 E. Court Ave., P.0 50273	Vendors (or Successors in Interest) Their Attorney- D. Box 67, Winterset, Iowa
Chapter 656, The Code	27212	

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.

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175 NOTICE OF FORFEITURE Revised January, 1999

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.

\cdot \cdot \cdot		Date						
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