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MICHELLE UTSLER, COUNTY RECORDER
MADISON IOWA

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RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input type="checkbox"/>



AFFIDAVIT OF POSSESSION

THE IOWA STATE BAR ASSOCIATION
Official Form No. 154

Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)

Bryan R. Jennings, Reich Law Firm, 801 Main, Adel, Iowa 50003

Taxpayer Information: (Name and complete address)

Estate of Donald D. Miller, c/o Audrey Jennings, Executor, 2275 360th, Van Meter, Iowa
50261

Return Document To: (Name and complete address)

Bryan R. Jennings, Reich Law Firm, 801 Main, Adel, Iowa 50003

Grantors:

Donald D. Miller

Grantees:

Donald D. Miller

Legal description: See Page 2

Document or instrument number of previously recorded documents:



AFFIDAVIT OF POSSESSION

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

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

That Donald D. Miller is

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

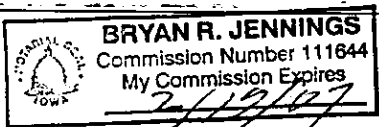
See Attached Legal Description

That said Donald D. Miller is deceased, Audrey Jennings, his executor is ~~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 30th day of December, 2005.

Audrey Jennings
Audrey Jennings, Executor of the Estate of Donald D. Miller, Affiant

Signed and sworn to (or affirmed) before me on Dec. 30, 2005, by Audrey Jennings,
Executor of the Estate of Donald D. Miller



Bryan R. Jennings, 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.

Audrey Jennings
Audrey Jennings, Executor of the Estate of Donald D. Miller, Owner in Possession

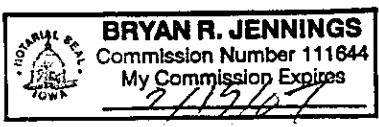
If the Power of Attorney is granted by other than individuals attach appropriate acknowledgment.

Bryan R. Jennings, Owner in Possession



STATE OF IOWA, COUNTY OF DALLAS

This instrument was acknowledged before me on Dec 30, 2005, by Audrey Jennings, Executor of the Estate of Donald D. Miller



Bryan R. Jennings
Bryan R. Jennings, 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 5th day of JANUARY, 2006.

Camille L. Miller, Deputy
Michelle Utzler, Recorder

LEGAL DESCRIPTION

The East Half ($\frac{1}{2}$) of the Southeast Quarter ($\frac{1}{4}$) of Section Two (2), AND the Southwest Quarter ($\frac{1}{4}$) of Section One (1) subject to a right of way 15 feet wide off the North side thereof, AND a tract commencing at the Southwest corner of the Northwest Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) of Section One (1) and running thence North 13.45 chains, thence South $19^{\circ}10'$ East, 5 chains, thence South $44^{\circ}32'$ East 5.35 chains, thence South $16^{\circ}49'$ East 5.09 chains to a point 6.86 chains East of the place of beginning; thence West to the place of beginning, containing 4.40 acres more or less, AND 15 acres commencing at a point 56 rods West of the Northeast corner of the Southwest Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) of Section One (1) and running thence West 24 rods, thence South 80 rods, thence East 36 rods, thence Northwesterly in a straight line to the place of beginning, all in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa,

AND

All that part of the Southwest Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) of Section One (1) in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., lying and being West and South of the public highway as now established and traveled through said 40-acre tract, EXCEPT the following tract of land, to-wit: Commencing at a point 24 rods East of the Northwest corner of said 40-acre tract, running thence West 24 rods, thence South 80 rods, thence East 36 rods, thence in a northwesterly direction to the point of beginning.