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MICHELLE UTSLER, COUNTY RECORDER MADISON IOWA

mcA

This instrument prepared by:

MARK U. ABENDROTH, ABENDROTH & RUSSELL, P.C., 2536 - 73rd Street, Urbandale, Iowa 50322

(cac) Phone # (515) 453-4214

Return to:

IOWA REALTY, 3501 Westown Parkway, West Des Moines, Iowa 50266

Mail tax statements to:

MADISON LEE PROPERTIES, L.L.C., 14162 Willow Drive, Clive, IA 50325

File #3606064

## AFFIDAVIT OF POSSESSION

Legal:

Southeast Frl  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 13, Township 77 North, Range 26 West of the 5<sup>th</sup> P.M., Madison County, Iowa, except the South 601.39 feet thereof, AND the South 99 feet of the North Frl  $\frac{1}{2}$  of SE  $\frac{1}{4}$  of Section 13, Township 77 North, Range 26 West of the 5<sup>th</sup> P.M., Madison County, Iowa.

Address:

RR, Cumming, IA

Parcel ID:

011011380020000 and 011011388012000

We, William B. Oswalt and Wanita Oswalt, being first duly sworn upon my oath, do depose and state that I am now the record titleholder of the above-described real estate.

We further state that I am now in complete actual and sole possession of all of said real estate except as may be herein stated, and that I and my predecessors (who held record title thereof) in the recorded chain of title under which they claimed and claim ownership and the right to possession of the said real estate have been, since prior to January 1, 1980, in continuous, actual, visible, open, notorious, exclusive, and unquestioned possession thereof, under color of title and claim of right to the exclusive possession as against the world and have improved said property and paid the taxes

ABENDROTH & RUSSELL, P.C.

thereon; that neither the title nor the right to possession of said titleholders or any of those under whom they claim have been disputed or openly attacked by anyone.

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 lowa Code Section 614.17, and other statutes relative thereto.

Words and phrases herein shall be construed as in the singular of plural number, and as masculine, feminine, or neuter gender, according to the context.

Further this Affiant sayeth naught.

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STATE OF IOWA )	Dated: 영니3 , 2006
On this 13 day of August 2006	William & Bandt
before me the undersigned, a Notary Public in and for said State, personally appeared William B. Oswalt and Wanita Oswalt, to me known to be the identical	William B. Oswalt
person named in and who executed the foregoing instrument and acknowledged that the person executed the same as that person's voluntary act and deed GARY A REED	
GARY J. REED Commission Number 178648 My Commission Expires  S U 09	Evaneta M. Oswalt
Notary Public in and for said State	Wanita Oswalt