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LISA SMITH, COUNTY RECORDER
MADISON IOWA



AFFIDAVIT OF POSSESSION

THE IOWA STATE BAR ASSOCIATION
Official Form No. 154
Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)

Mark F. Schlenker, 115 S. Howard, Indianola, IA 50125, Phone: (515) 961-2509

Taxpayer Information: (Name and complete address)

Carolyn Oakes and Scott Oakes, 32567 - 335th Place, Waukee, IA 50263

Return Document To: (Name and complete address)

Mark F. Schlenker, 115 S. Howard, Indianola, IA 50125, Phone: (515) 961-2509

Grantors:

Carolyn Oakes and Scott Oakes

Grantees:

Legal description: See Page 2

Document or instrument number of previously recorded documents:



AFFIDAVIT OF POSSESSION

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

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

That Carolyn Oakes and Scott Oakes

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

See 1/2 and 2/2 in Addendum, Pages 3 and 4

That said Carolyn Oakes and Scott Oakes

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 9th day of February, 2007

Scott Oakes Carolyn Oakes
Carolyn Oakes and Scott Oakes Affiant

Signed and sworn to (or affirmed) before me on February 9th, 2007, by Carolyn Oakes and Scott Oakes

[Signature], Notary Public

COLBY DAWES
NOTARIAL SEAL - STATE OF IOWA
COMMISSION NUMBER 732165
MY COMMISSION EXPIRES 12/30/07

RECORDERS CERTIFICATE

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 9th day of February, 2007.

Connie S. Miller, Deputy
Jana Smith, Recorder

Addendum 1/2

- I. All that part of the East Half (E 1/2) of the Southwest Quarter (SW 1/4) which lies North of the Railroad right-of-way and all that part of said 80 acre tract which lies South of said Railroad right-of-way and North of the public highway, all in Section One (1), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, EXCEPT a parcel of land described as beginning at the Southwest Corner of the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4) of Section One (1), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, thence North 0° 03' 20" E 702.09 feet along the West line of the said Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4); thence North 72° 23' 10" East 434.93 feet; thence South 12° 18' 14" E 421.83 feet; thence South 10° 31' 50" East 361.57 feet to a point on the South line of said Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4); thence South 73° 19' 43" West 177.18 feet to a point on the East line of the county road right-of-way; thence South 16° 06' 44" East along said East right-of-way line 45.33 feet to the North line of the Chicago, Great Western Railroad Co. right-of-way; thence South 69° 40' 18" West along said railroad right-of-way 438.89 feet to the West line of the Southeast Quarter of the Southwest quarter (SE 1/4 SW 1/4) of said Section One (1); thence North 0° 47' 21" West 180.79 feet to the Point of Beginning containing 9.8107 acres. 8.5450 acres including 0.0630 acres of county road right-of-way is in the Northeast Quarter of the Southwest Quarter (NE 1/4 SW 1/4) of said Section One (1) and 1.2657 acres including 0.6015 acres of county road right-of-way is in the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) of Section One (1). Note: The West line of the Southwest Quarter (SW 1/4) of Section One (1), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, is assumed to bear due North and South.

AND

All of the Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) of Section One (1) lying South of the Railroad and Public Highway, and all of the East Half (E 1/2) of the Northwest Quarter (NW 1/4) of Section Twelve (12), North of Clanton Creek belong to the Grantor and containing 93 acres more or less, all in Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa,

AND

The Southwest Quarter of the Southeast Quarter (SW 1/4 SE 1/4) of Section One (1) and the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) of Section Twelve (12), and a tract of land commencing at the Northeast corner of said Section Twelve (12) and running thence West 80 rods, thence South 80 rods, thence East 25 rods, thence North 65 and 5/11 rods, thence East 55 rods, thence North 14 and 6/11 rods to the place of beginning, all in Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa,

AND

A tract of land described as commencing at a point 14 and 6/11 rods South of the Northeast corner of the Northeast Quarter (NE 1/4) of Section Twelve (12), in Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and

Addendum 2/2

running thence West 55 rods, thence South 1225 feet more or less to the present dredged channel of Clanton Creek, thence following said channel in a Northeasterly direction to the East line of said Section, thence North 467 feet more or less to the point of beginning
AND

The Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4), except that part thereof lying South and West of Clanton Creek and a certain creek running in a Southwesterly to Northwesterly direction, in Section Twelve (12), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa,