

REC \$ 5.00  
ADD \$  
S.F. \$ 1.00

FILED NO. 1340  
BOOK 45 PAGE 327  
98 SEP 24 PM 12:36  
MICHELLE UTSLER  
RECORDER  
MADISON COUNTY, IOWA

COMPUTER   
RECORDED   
COMPALED

AFTER RECORDING RETURN TO:  
Brent R. Zimmerman  
8350 Hickman Road, Suite 14  
Des Moines, Iowa 50325

Prepared by: Brent R. Zimmerman, 8350 Hickman Rd. Ste. 14, Des Moines, IA 50325, 515/278-0427

**AFFIDAVIT**

STATE OF IOWA, COUNTY OF POLK, ss:

I, Clair Rew, being first duly sworn on my oath, do state and depose that I am employed at the Farmers Coop Elevator Company.

I further depose and state that I have been personally acquainted with Kevin W. Smith for the past 12 years, who, with Lisa A. Smith, are the titleholders to the following described real estate, to-wit:

Parcel "A" located in the Northwest Fractional Quarter of the Northwest Quarter of Section 3, and in the Northeast Fractional Quarter of the Northeast Quarter of Section 4, all in Township 75 North, Range 26 West of the 5th Principal Meridian, Madison County, Iowa, more particularly described as follows: Commencing at the Northwest corner of the Northwest Fractional Quarter (1/4) of the Northwest Quarter (1/4) of Section 3, Township 75 North Range 26 West of the 5th P.M., Madison County, Iowa, thence along the West line of said Northwest Quarter (1/4) of the Northwest Quarter (1/4), South 00°00'00" East 757.78 feet to the Point of Beginning; thence North 86°29'38" East 304.50 feet; thence South 00°00'00" East 660.0 feet; thence South 86°29'38" West 330.62 feet; thence North 00°00'00" West 660.00 feet thence North 86°29'38" East 26.12 feet to the point of beginning. Said Parcel "A" contains 5.000 acres, including 0.250 acres of County R.O.W.



I know of my own personal knowledge and investigation that the Kevin Smith whose name appears in a small claims action (SC 6922) entitled Michael C. Pommier, Plaintiff vs. Kevin and Tammy Smith, Defendant, is not against the Kevin W. Smith who is a titleholder herein, but is against a person of similar name and therefore does not constitute a lien against said property.

Further, I know of my own personal knowledge that the Kevin Smith whose name appears in a small claims action (SC 7744) entitled Randall Lee Matthews, Plaintiff vs. Kevin and Tammy Smith, Defendants, is not against the Kevin W. Smith, who is a titleholder herein, but is against a person of a similar name and therefore does not constitute a lien against said property.

Further, I know of my own personal investigation that the Kevin Smith whose name appears in a small claims action (SC 009111) entitled Rolling Hills FS, Inc., Plaintiff vs. Kevin Smith, Defendant, is not against Kevin W. Smith, who is a titleholder herein, but is against a person of a similar name and therefore does not constitute a lien against said property.

That this Affidavit is given for the purpose of clarifying any cloud on the chain of title to the above described real estate.

Clair Rew

Subscribed and sworn to before me on this 14 day of September, 1998



Greg Just  
Notary Public

# 195845