

FILED NO. **1072**
BOOK **43** PAGE **674**
96 OCT 18 PM 3: 08

MISC RECORD 43

REC 2300
ADD.
R.M.F. 5/10

RECEIVED

JUL 17 1996

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

AFFIDAVIT

MADISON COUNTY TREASURER

STATE OF IOWA :
 : SS
MADISON COUNTY :

COMPUTER
RECORDED
COMPALED

bmc

Comes now Samuel H. Braland, who on oath deposes and states:

I am the attorney for Earl L. Mainard, who is the holder of the Certificate of Purchase At Tax Sale for the following described real estate situated in Madison County, Iowa, to-wit:

The North 35 feet of the West Half (1/2) of Lot Four (4) in Block Five of Academy Addition to the Town of Earlham, Madison County, Iowa, and all of Lot Three (3) and the South Half (1/2) of Lot Two (2) in Block Five (5) of Academy Addition to the Town of Earlham, Madison County, Iowa,

I make this Affidavit pursuant to Section 447.12, Code of Iowa (1995).


Said real estate was sold for taxes of 1991 - 1992, on the 20th day of July, 1993 to B. F. Moyland, Jr., and the Certificate of Purchase At Tax Sale was assigned to and is now owned by Earl L. Mainard.

On July 14, 1996, a Notice To Redeem From Tax Sale under the direction of Earl L. Mainard was served upon Doyle C. Green, the person in whose name the above described real estate is taxed, by personal service pursuant to Section 447.9, Code of Iowa (1995), at 2790 337th Court near Adel, Dallas County, Iowa, in Section 15, Van Meter Township, Dallas County, Iowa. A copy of said Notice To Redeem From Tax Sale and proof of service is marked Exhibit "A" attached hereto and by this reference incorporated herein.

On July 8, 1996, a Notice To Redeem From Tax Sale under the direction of Earl L. Mainard was served upon the City of Earlham, Madison County, Iowa, the city where the above described real estate is situated by personal service pursuant to Section 447.9, Code of Iowa (1995), in the City of Earlham, Madison County, Iowa. A copy of said Notice To Redeem From Tax Sale and proof of service is marked Exhibit "B", attached hereto and by this reference incorporated herein.

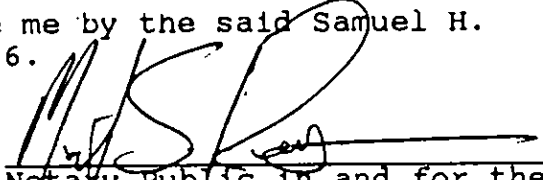
Further, this affiant sayeth not.

Dated this 16th day of July, 1996.



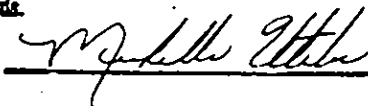
Samuel H. Braland, Attorney For
Earl L. Mainard, Certificate
Holder.

Subscribed and sworn to before me by the said Samuel H. Braland this 16th day of July, 1996.



Notary Public in and for the
State of Iowa.



STATE OF IOWA, COUNTY OF MADISON, ss:
The undersigned Recorder in and for said County in the State aforesaid hereby certifies that the foregoing affidavit was filed in the said Recorder's Office by the owner in possession as named in said affidavit as shown by the records.


Recorder

IN THE IOWA DISTRICT COURT FIFTH JUDICIAL DISTRICT

AFFIDAVIT OF RETURN OF SERVICE

Exhibit "A"

STATE OF IOWA)
POLK County)

RETURN OF SERVICE
 Personal
 Dwelling House
 Hotel, Boarding or Rooming House
 Corporation/Assoc.
 State Official

Case Name _____
Case Number _____
Notice received the 8 day of July 1996

I, the undersigned, being first duly sworn on oath depose and state that I received and served a copy of the following:

- Petition and Original Notice
- Modification/Application and Notice
- Order to Show Cause
- Order Filed _____ (Date)
- Writ Filed _____ (Date)
- Other Notice to Redeem from Tax Sale

On the 14 day of July 1996, at 8:27 p.m., I served the same on

- 1 Doyle C. Green at 2790 337th Court
 - 2 _____ at _____
 - 3 _____ at _____
- in Adel in Dallas County, Iowa.

By serving _____ a person residing therein who was then at least 18 years old.

By serving _____ Title _____

Notes:

FEES
 Service- \$ 15.00
 Copies - \$ _____
 Mileage- \$ 15.00
 Other - \$ _____
 Total - \$ 30.00

SERVICE# 5399 ACCOUNT# _____

DeWayne Perdeu
Professional Independent Process Server

SUBSCRIBED AND SWORN TO BEFORE ME BY THE SAID DeWayne Perdeu

THIS 15 DAY OF July, 1996.



Angela M. Johnston
NOTARY PUBLIC IN AND FOR THE STATE OF IOWA

PROCESS ASSOCIATES, 1100 Fleming Bldg, Des Moines, Iowa 50309 (515) 244-2488

Exhibit "A"

NOTICE TO REDEEM FROM TAX SALE

TO: Doyle C. Green - Person In Whose Name The Property Described Below Is Taxed.

City of Earlham, Madison County, Iowa - City Where The Property Described Below Is Situated.

YOU ARE HEREBY NOTIFIED that the following described real estate, situated in Madison County, Iowa, to-wit:

The North 35 feet of the West Half ($\frac{1}{2}$) of Lot Four (4) in Block Five of Academy Addition to the Town of Earlham, Madison County, Iowa, and all of Lot Three (3) and the South Half ($\frac{1}{2}$) of Lot Two (2) in Block Five (5) of Academy Addition to the Town of Earlham, Madison County, Iowa,

was sold for taxes of 1991 - 1992, on the 20th day of July, 1993, to B. F. Moyland, Jr., and that the certificate of purchase at tax sale has been assigned, and is now owned by Earl L. Mainard. The right of redemption will expire, and a Treasurer's Deed for said land will be made, unless redemption from such sale be made within ninety (90) days from the date of completed service of this Notice.

You will govern yourselves accordingly.

Dated this 8th day of July, 1996.

Earl L. Mainard

By 

Samuel H. Braland
Attorney for Certificate Holder
115 E. First Street
P.O. Box 370
Earlham, IA 50072
Telephone (515) 758-2267
Facsimile (515) 758-2268

Exhibit "B"

ACKNOWLEDGMENT OF SERVICE

STATE OF IOWA :
 : SS
MADISON COUNTY :

Due, legal and timely service of the attached Notice To Redeem From Tax Sale is hereby accepted at Earlham, Madison County, Iowa, on the 8th day of July, 1996, and receipt of copy is acknowledged.

CITY OF EARLHAM, IOWA

By Marilyn Sesker
Marilyn Sesker, City Clerk

Subscribed and sworn to before me and in my presence by the said Marilyn Sesker this 8th day of July, 1996.

Samuel H. Braland
Notary Public in and for the
State of Iowa.



Exhibit "B"

NOTICE TO REDEEM FROM TAX SALE

TO: Doyle C. Green - Person In Whose Name The Property Described Below Is Taxed.

City of Earlham, Madison County, Iowa - City Where The Property Described Below Is Situated.

YOU ARE HEREBY NOTIFIED that the following described real estate, situated in Madison County, Iowa, to-wit:

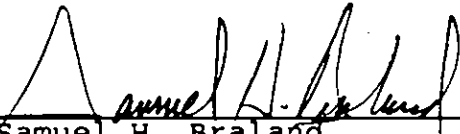
The North 35 feet of the West Half (½) of Lot Four (4) in Block Five of Academy Addition to the Town of Earlham, Madison County, Iowa, and all of Lot Three (3) and the South Half (½) of Lot Two (2) in Block Five (5) of Academy Addition to the Town of Earlham, Madison County, Iowa,

was sold for taxes of 1991 - 1992, on the 20th day of July, 1993, to B. F. Moyland, Jr., and that the certificate of purchase at tax sale has been assigned, and is now owned by Earl L. Mainard. The right of redemption will expire, and a Treasurer's Deed for said land will be made, unless redemption from such sale be made within ninety (90) days from the date of completed service of this Notice.

You will govern yourselves accordingly.

Dated this 8th day of July, 1996.

Earl L. Mainard

By 
Samuel H. Braland
Attorney for Certificate Holder
115 E. First Street
P.O. Box 370
Earlham, IA 50072
Telephone (515) 758-2267
Facsimile (515) 758-2268