

REC'D 110⁰⁰

AID'S

R.M.F. & L.

COMPUTER ✓

RECORDED ✓

COMPARED ✓

FILED NO. 1824

BOOK 62 PAGE 149

97 NOV 10 PM 2:12

NICHELLE UTSELL
RECORDER
MADISON COUNTY, IOWA

Preparer Information Paul A. Drey, 801 Grand Avenue, Suite 3700, Des Moines, IA 50309-2727
Individual's Name Street Address City

(515) 246-5836
Phone



AFFIDAVIT IN SUPPORT OF FORFEITURE OF REAL ESTATE CONTRACT

SPACE ABOVE THIS LINE
FOR RECORDER

TO WHOM IT MAY CONCERN: STATE OF IOWA, COUNTY OF POLK

The undersigned, first being duly sworn upon oath (or upon affirmation) deposes and states:

That the relationship of the undersigned to this transaction appears from the Notice of Forfeiture of Real Estate Contract, hereto attached, together with return(s) of service thereof; which Notice and return(s) are by this reference made a part of this affidavit as fully as if set forth herein; that by reason of such relationship the facts herein stated are within the personal knowledge of such affiant.

That the parties served, as shown by said returns, included all parties in possession of said real estate at the time of service of said notice.

That, as shown by such returns, more than 30 days have passed since the service of such Notice.

That the default(s) mentioned in said Notice (has) (have) not been removed nor performed nor paid in any amount by said vendee(s), nor by anyone; and that therefore the terms and conditions as to which there is and has been a default have not been performed within the 30 days mentioned in said Notice, nor at any time by anyone; nor has any sum been offered or tendered by said vendees or anyone; that vendor(s) (has) (have) retaken possession of said real estate following the expiration of said 30 day period.

That the Real Estate Contract mentioned in said Notice specifically provides for the forfeiture of the vendee's(s') rights in such contract in accordance with Code Chapter 656.

That none of the parties upon whom such Notice of Forfeiture was so served, was at the time of the service of said Notice upon them, or at the time of making this affidavit, in the military service or with the Armed Forces of the United States of America, or are they or any of them in any way entitled to any rights under the Soldiers' and Sailors' Civil Relief Act or similar act or acts amendatory (hereof or supplementary thereto). That the undersigned received no notice from the District Director of the Internal Revenue service that the Notice of Forfeiture of Real Estate Contract, which was received by the Director on or about**

That this affidavit is made as supporting proof, record and notice, that the contract referred to in said Notice of Forfeiture is now null and void, stands forfeited and cancelled and is of no force and effect whatsoever.

** July 22, 1997, was inadequate and, therefore, said Notice of Real Estate Contract is presumed to be adequate under Treasury Reg. Section 301, 7425-3(d)(2).

Paul A. Drey
Paul A. Drey Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said Affiant this 4th day of November, 19 97.

Jennifer J. Foltz
Notary Public in and for the State of Iowa.

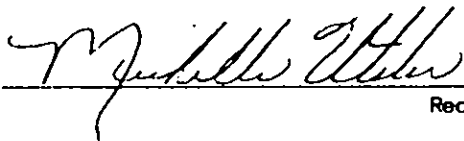


The space as indicated above, is reserved to conveniently "tailor" for special situations and to set forth facts to sustain notice by publication or for both of such purposes. See Section 656.3, R.C.P. 60, 60.1 and 62. Suggested: That Personal Service could not and cannot be made upon _____ and _____ in the State of Iowa; that on the _____ day of _____, 19____, a copy of said Notice was sent by ordinary mail addressed to said (party) (parties) at their last known mailing address, to-wit: _____

Iowa Code Chapter 656

RECORDER'S CERTIFICATE

The undersigned Recorder in and for said County in the State aforesaid, hereby certifies that the foregoing affidavit together with Notice and returns thereto attached was filed in the said Recorder's Office by the party or parties causing said Notice to be served shown by the Notice on the 11th day of November, 1997.


Recorder

**NOTICE OF FORFEITURE
OF REAL ESTATE CONTRACT**

Internal Revenue Service Special Procedure Staff ATTN: Frank Kahler 210 Walnut Stop 5400BFM Des Moines, IA 50309	State of Iowa Iowa Workforce Development Attn: Employer Tax Department 1000 E. Grand Avenue Des Moines, IA 50319
Farmers & Merchants State Bank C/O William Davis 101 W. Jefferson Street Winterset, IA 50273	Action Motor Sales, Inc. C/O CT Corp. Systems 2222 Grand Avenue Des Moines, IA 50312
State of Iowa Revenue and Finance Department C/O Attorney General's Office 2 nd Floor, 1305 E. Walnut Des Moines, IA 50309	Robert Clark Newbury Sharray Lynn Newbury 901 E. Buchman Street Winterset, IA 50273
Tamra Lynn Newbury a/k/a Tamra Lynn McGee C/O Attorney Debra Hockett-Clark 601 Locust Street, Suite 1000 Des Moines, IA 50309	

You and each of you are hereby notified:

1) The written contract dated September 8, 1989, filed September 15, 1989 in the Deed Record of Madison County at Deed Record 55, Page 278, and executed by Veldeva Rees and Bernard Rees as Vendors and Robert C. Newbury as Vendees, for the sale of the following described real estate:

The West Sixty (60) feet of Lot Five (5) in Block One (1) of DANFORTH'S
ADDITION to Winterset, Madison County, Iowa

has not been complied with in the following particulars:

Failure to pay \$5,475.00 representing contract payments of \$175.00 per month for payments due for January - December, 1995, January through December 1996, and January through July, 1997.

Failure to pay real estate taxes due in September 1996 of \$212.00.

Failure to pay real estate taxes due in March 1997 of \$212.00.

For a total amount due as of July 3, 1997 of \$5,849.00.

2) Veldeva Rees, widowed and unremarried, sold, transferred and assigned all her rights in the real estate contract described above to James Pierce and Russ Schoenauer on June 13, 1997, as recorded June 19, 1997 in Book 61 at page 746 among the records of the Recorder of Madison County, Iowa.

3) The contract shall stand forfeited unless the parties in default, within 30 days (60 days for the Internal Revenue Service and the State of Iowa) after the completion of service of this notice, shall perform the terms and conditions in default, and in addition pay the reasonable costs of serving this notice.

4) The amount of attorney fees claimed by the Vendors pursuant to Section 656.7 of the Code of Iowa is \$50.00 (not to exceed \$50.00). Payment of the attorney fees is not required to comply with this notice in order to prevent forfeiture.

JAMES PIERCE AND RUSS SCHOENAUER

By: Paul A. Drey

Paul A. Drey
Bradshaw, Fowler, Proctor
& Fairgrave, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
Phone: (515) 243-4191
Fax: (515) 246-5808

ATTORNEYS FOR JAMES PIERCE AND RUSS
SCHOENAUER

ACCEPTANCE OF SERVICE

COMES NOW, ~~Robert E. Brazzil~~ Robert E. Brazzil of the Internal Revenue Service, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, a copy of which is attached hereto.

Dated this 22nd day of July, 1997.

By: [Signature]

Title: Asst. Chief, Adm. Serv.

JF:C:\Word\PAD\BANKRUPT\newbury\irsaccept.doc

RECEIVED
BRADSHAW, FOWLER, PROCTOR
& FAIRGRAVE

AUG 2 1997

**NOTICE OF FORFEITURE
OF REAL ESTATE CONTRACT**

Internal Revenue Service Special Procedure Staff ATTN: Frank Kahler 210 Walnut Stop 5400BFM Des Moines, IA 50309	State of Iowa Iowa Workforce Development Attn: Employer Tax Department 1000 E. Grand Avenue Des Moines, IA 50319
Farmers & Merchants State Bank C/O William Davis 101 W. Jefferson Street Winterset, IA 50273	Action Motor Sales, Inc. C/O CT Corp. Systems 2222 Grand Avenue Des Moines, IA 50312
State of Iowa Revenue and Finance Department C/O Attorney General's Office 2 nd Floor, 1305 E. Walnut Des Moines, IA 50309	Robert Clark Newbury Sharray Lynn Newbury 901 E. Buchman Street Winterset, IA 50273
Tamra Lynn Newbury a/k/a Tamra Lynn McGee C/O Attorney Debra Hockett-Clark 601 Locust Street, Suite 1000 Des Moines, IA 50309	

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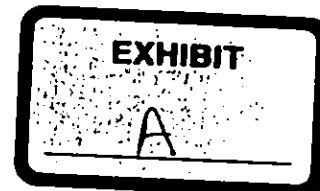
has not been complied with in the following particulars:

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Failure to pay real estate taxes due in September 1996 of \$212.00.

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For a total amount due as of July 3, 1997 of \$5,849.00.



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3) The contract shall stand forfeited unless the parties in default, within 30 days (60 days for the Internal Revenue Service and the State of Iowa) after the completion of service of this notice, shall perform the terms and conditions in default, and in addition pay the reasonable costs of serving this notice.

4) The amount of attorney fees claimed by the Vendors pursuant to Section 656.7 of the Code of Iowa is \$50.00 (not to exceed \$50.00). Payment of the attorney fees is not required to comply with this notice in order to prevent forfeiture.

JAMES PIERCE AND RUSS SCHOENAUER

By: Paul A. Drey

Paul A. Drey
Bradshaw, Fowler, Proctor
& Fairgrave, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
Phone: (515) 243-4191
Fax: (515) 246-5808

ATTORNEYS FOR JAMES PIERCE AND RUSS
SCHOENAUER

Form 668 (Y) 2500 Department of the Treasury - Internal Revenue Service
 (Rev. October 1993) **Notice of Federal Tax Lien**

District: Des Moines, IA Serial Number: 429502389 For Optional Use by Recording Office

As provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

FILED NO. 773
 BOOK 8 PAGE 287
 95 SEP 19 PH 1:27
 MICHELLE UTSLER
 RECORDER
 MADISON COUNTY, IOWA
 REC. \$ 1.00
 ADD: _____
 R.M.F. \$ 1.00
 COMPUTER
 RECORDED
 COMPARED

Name of Taxpayer ROBERT CLARK NEWBURY
 DBA NEWBURY CONSTRUCTION

Residence PO BOX 109
 WINTERSET, IA 50273-0109

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of lien is refiled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

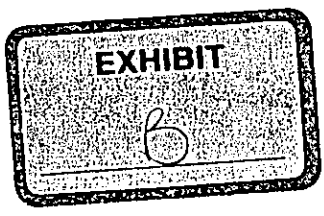
Kind of Tax (a)	Tax Period Ended (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
941	03/31/94	42-1355719	11/04/94	12/04/04	2364.07
941	09/30/94	42-1355719	03/27/95	04/26/05	46283.56
941	12/31/94	42-1355719	04/17/95	05/17/05	42091.17
940	12/31/94	42-1355719	03/27/95	04/26/05	1083.62

Place of Filing: Madison County Recorder, Madison Courthouse, Winterset, IA 50273
 Total \$ 91822.42

This notice was prepared and signed at Des Moines, IA on this, the 18th day of September, 19 95.

Signature: [Signature] for Howard L. Hoy Revenue Officer: D.K. Marts, Chief, CBF 42-01-1105

(NOTE: Certificate of officer authorized by law to take acknowledgments is not essential to the validity of Notice of Federal Tax Lien Rev. Rul. 71-466, 1971 - 2 C.B. 409) Part 1 - Kept By Recording Office Form 668 (Y) (Rev. 10-93)



Form 668 (Y) (c) 1691 Department of the Treasury - Internal Revenue Service
 (Rev. October 1993)

Notice of Federal Tax Lien

District: Des Moines, IA Serial Number: 420502751 For Optional Use by Recording Office

As provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer: NEWBURY CONSTRUCTION INC, a Corporation

Residence: 719 E LANE ST WINTERSSET, IA 50273

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of lien is refiled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

Kind of Tax (a)	Tax Period Ended (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
941	03/31/95	42-1032861	07/10/95	08/09/05	2197.26
941	06/30/95	42-1032861	09/18/95	10/18/05	27541.64

FILED NO. 1170
 BOOK 8 PAGE 294
 95 OCT 26 AM 10:23
 MICHELLE UTSELL
 RECORDER
 MADISON COUNTY, IOWA

Place of Filing: Madison County Recorder, Madison Courthouse, Winterset, IA 50273

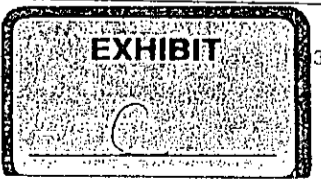
Total \$ 29738.90

This notice was prepared and signed at Des Moines, IA, on this, the 24th day of October, 19 95.

Signature: [Signature] Title: Revenue Officer
 for Howard L. Hoy 42-01-1105
D.K. Marts, Chief, CSR

(NOTE: Certificate of officer authorized by law to take acknowledgments is not essential to the Rev. Rul. 71-488, 1971-2 C.B. 409)

Part 1 - Kept By Recording Office



LIEN RECORD 8

Form 668 (Y) (Rev. October 1993)	1675	Department of the Treasury - Internal Revenue Service					
Notice of Federal Tax Lien							
District	Serial Number		For Optional Use by Recording Office				
Des Moines, IA	429600110		FILED NO. <u>1987</u> BOOK <u>8</u> PAGE <u>298</u> 96 JAN 19 PM 12:15 MICHELLE UTSLER RECORDER MADISON COUNTY, IOWA REC <u>5</u> <i>ML</i> AND <u>1</u> R.M.F. <u>2/2</u> COMPUTER <input checked="" type="checkbox"/> INDEXED <input checked="" type="checkbox"/> FILED <input checked="" type="checkbox"/>				
As provided by sections 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.							
Name of Taxpayer NEWBURY CONSTRUCTION INC, a Corporation							
Residence 719 E LANE STREET WINTERSSET, IA 50273-1329							
IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of lien is refiled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).							
Kind of Tax (a)	Tax Period Ended (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)		
941	09/30/95	42-1432861	01/01/96	01/31/96	34357.65		
Place of Filing Madison County Recorder Madison Courthouse Winterset, IA 50273					Total \$ 34357.65		

This notice was prepared and signed at Des Moines, IA on this,

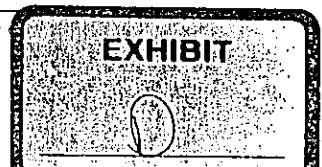
the 16th day of January, 19 96.

Signature D.K. Marts, Chief, CSE
for Howard L. Hoy

Title Revenue Officer
42-01-1105

(NOTE: Certificate of officer authorized by law to take acknowledgments is not essential to the validity Rev. Rul. 71-466, 1971-2 C.B. 409)

Part 1 - Kept By Recording Office



NOTICE OF SALE (FORFEITURE)

To: District Director
Internal Revenue Service
Des Moines District
Federal Building
210 Walnut Street
Des Moines, IA 50309

Attention: Chief, Special Procedures Staff

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
RECEIPT NO. P 965-620-121

You are hereby notified, pursuant to Internal Revenue Service Code Section 7425(b) and (c) and Treasury Regulation Section 301.7425-3(d), that Paul A. Drey, attorney for James Pierce and Russ Schoenauer, assignees of the contract vendor, has served the enclosed Notice of Forfeiture of Real Estate Contract pursuant to Iowa Code Chapter 656 on Robert C. Newbury, the contract vendee, and those parties claiming by, through or under said vendee as set forth in the Notice of Forfeiture attached hereto as Exhibit "A" and incorporated herein by this reference.

1. This Notice of Sale is submitted by said Assignees of the contract vendor, by and through their attorney, Paul A. Drey, Bradshaw, Fowler, Proctor & Fairgrave, P.C., 801 Grand Avenue, Suite 3700, Des Moines, IA 50309, 515-246-5836.

2. There is a Notice of Federal Tax Lien (Form 668) filed by the Des Moines Internal Revenue District against Robert C. Newbury. This notice was filed on September 19, 1995 in the office of the Madison County, Iowa Recorder and recorded in Book 8 at Page 287, and a copy thereof is attached hereto as Exhibit "B" and incorporated herein by this reference.

3. There is a second Notice of Federal Tax Lien (Form 668) filed by the Des Moines Internal Revenue District against Robert C. Newbury. This notice was filed on October 26, 1995 in the office of the Madison County, Iowa Recorder and recorded in Book 8 at Page 294, and a copy thereof is attached hereto as Exhibit "C" and incorporated herein by this reference.

4. There is a third Notice of Federal Tax Lien (Form 668) filed by the Des Moines Internal Revenue District against Robert C. Newbury. This notice was filed on January 19, 1996 in the office of the Madison County, Iowa Recorder and recorded in Book 8 at Page 298, and a copy thereof is attached hereto as Exhibit "D" and incorporated herein by this reference.

5. With respect to the property to be sold, the property is a single family dwelling and is located at Winterset, Iowa. The legal description is as follows: The West Sixty (60) feet of Lot Five (5) in Block One (1) of DANFORTH'S ADDITION to Winterset, Madison County, Iowa. A copy of the abstract of title is available.

6. Pursuant to the Notice of Forfeiture, the "sale" of the property will occur on October 30, 1997, because, as a matter of law, that date is at least thirty days after the completed service of the Notice of Forfeiture on the last of the entities named in said Notice that are required to be served pursuant to Iowa law. At that time the interest of said Vendee will be terminated unless the breached terms specified in the Notice are performed and the reasonable cost of serving the Notice are paid prior thereto.

7. The approximate amount of the principal obligation in default, including interest, due the Assignee of the Contract Vendor of the property as of July 3, 1997 is \$5,849.00.

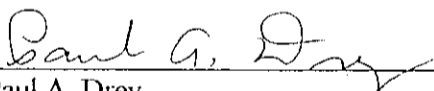
8. The only expenses (such as legal expenses, selling costs, etc.) which can be collected in order to prevent forfeiture are the reasonable costs of serving the notice of forfeiture which are in the approximate amount of \$50.00.

9. The defaults of said Vendee are set forth in said Notice.

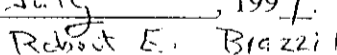
10. As mentioned above the "sale" of the property will occur on October 30, 1997. Pursuant to the Internal Revenue Code, the United States has the right to redeem the property within 120 days from the date of sale, which would be January 28, 1998.

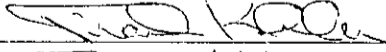
11. A duplicate Notice is enclosed pursuant to Treasury Regulation Section 301.7425-3(d)(3). Please acknowledge the receipt of this Notice by signing the duplicate Notice in the space provided below and indicated thereon the date of the receipt of this Notice and return it to the undersigned.

Dated this 21st day of July, 1997.



Paul A. Drey
Bradshaw, Fowler, Proctor, & Fairgrave, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
Phone: (515) 243-4191
Fax: (515) 246-5808

Received this 22nd day of July, 1997.

Robert E. Brazzil
District Director, Internal Revenue Service
Des Moines District

By: 
Frank Kahler
Acting Chief, Advisory

ACCEPTANCE OF SERVICE

COMES NOW, [Signature], Employer Tax Department of the Iowa Workforce Development, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, a copy of which is attached hereto.

Dated this 8th day of May, 1997.

IOWA WORKFORCE DEVELOPMENT

By: [Signature]
Printed Name: Joseph L. Berney

said Vendee will be terminated unless the breached terms specified in the Notice are performed and the reasonable cost of serving the Notice are paid prior thereto.

6. The approximate amount of the principal obligation in default, including interest, due the Assignee of the Contract Vendor of the property as of July 3, 1997 is \$5,849.00.

7. The only expenses (such as legal expenses, selling costs, etc.) which can be collected in order to prevent forfeiture are the reasonable costs of serving the notice of forfeiture which are in the approximate amount of \$50.00.

8. The defaults of said Vendee are set forth in said Notice.

9. A duplicate Notice is enclosed pursuant to Treasury Regulation Section 301.7425-3(d)(3). Please acknowledge the receipt of this Notice by signing the duplicate Notice in the space provided below and indicated thereon the date of the receipt of this Notice and return it to the undersigned.

Dated this 21st day of July, 1997.

Paul A. Drey
Paul A. Drey
Bradshaw, Fowler, Proctor, & Fairgrave, P.C.
801 Grand Avenue, Suite 3700
Des Moines, IA 50309-2727
Phone: (515) 243-4191
Fax: (515) 246-5808

Received this 27th day of July, 1997.

Iowa Workforce Development
Employer Tax Department

By: Joseph J. B...

ACCEPTANCE OF SERVICE

COMES NOW, Harry M. Griger, Attorney General's Office, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, a copy of which is attached hereto.

Dated this 23rd day of July, 1997.

ATTORNEY GENERAL'S OFFICE
For Iowa Revenue and Finance Department

By: Harry M. Griger
Printed Name: Harry M. Griger
Special Assistant Attorney General

ACCEPTANCE OF SERVICE

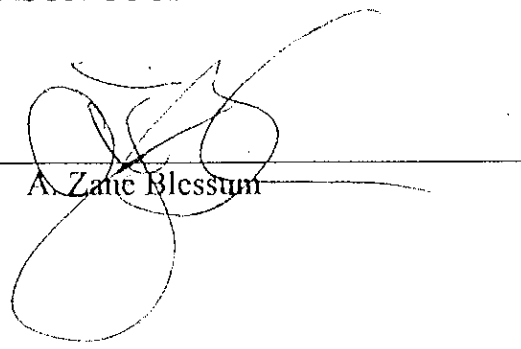
COMES NOW, A. Zane Blessum, Madison County Attorney's Office, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, the original of which was served upon the Iowa Attorney General's Office.

Dated this 23rd day of July, 1997.

MADISON COUNTY ATTORNEY'S OFFICE

By: _____

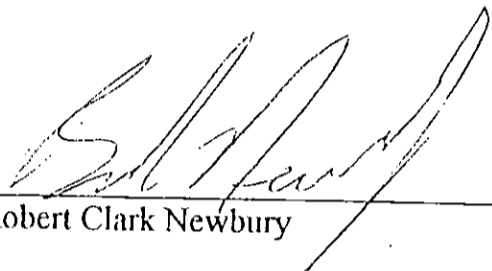
A. Zane Blessum



ACCEPTANCE OF SERVICE

COMES NOW, Robert Clark Newbury, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, a copy of which is attached hereto.

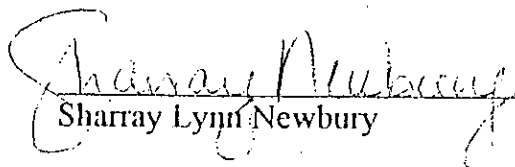
Dated this 22 day of July, 1997.


Robert Clark Newbury

ACCEPTANCE OF SERVICE

COMES NOW, Sharray Lynn Newbury, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, a copy of which is attached hereto.

Dated this 24 day of July, 1997.


Sharray Lynn Newbury

ACCEPTANCE OF SERVICE

COMES NOW, Debra Hockett-Clark, Attorney for Tamra Lynn Newbury aka Tamra Lynn McGee, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, a copy of which is attached hereto.

Dated this 30 day of July 1997.

Debra Hockett-Clark

Debra Hockett-Clark
Attorney for Tamra Lynn Newbury aka
Tamra Lynn McGee

RECEIVED
BRADSHAW, FOWLER, PROCTOR
& FAIRGRAVE

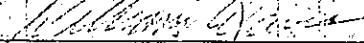
JUL 31 1997

ACCEPTANCE OF SERVICE

COMES NOW, William Davis, Senior Vice President, for Farmers & Merchants State Bank, and hereby accepts service of the Notice of Forfeiture of Real Estate Contract, a copy of which is attached hereto.

Dated this 2nd day of July, 1997.

FARMERS & MERCHANTS STATE BANK

By: 
William Davis



CT System

Service of Process Transmittal Form
Des Moines, Iowa

07/22/1997

Via Federal Express (2nd Day)

TO: CURLEY M LEE
ACTION MOTOR SALES, INC.
HIGHWAY 169 NORTH/1317 NORTH 1ST STREET
WINTERSET, IA 50273

RE: PROCESS SERVED IN IOWA

FOR Action Motor Sales, Inc. Domestic State: De

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

- 1. TITLE OF ACTION: JAMES PIERCE AND RUSS SCHOENAUER, OWNERS vs INTERNAL REVENUE SERVICE, ET AL, INCLUDING ACTION MOTOR SALES, INC., INTEREST OWNERS
- 2. DOCUMENT(S) SERVED: NOTICE OF FORFEITURE OF REAL ESTATE CONTRACT
- 3. COURT: NONE STATED
Case Number NONE STATED
- 4. NATURE OF ACTION: CONTRACT SHALL STAND FORFEITED UNLESS BACK TAXES
- 5. ON WHOM PROCESS WAS SERVED: CT Corporation System, Des Moines, Iowa
- 6. DATE AND HOUR OF SERVICE: By Process server on 07/22/1997 at 11:00
- 7. APPEARANCE OR ANSWER DUE: 30 DAYS
- 8. ATTORNEY(S): PAUL A. DREY
BRADSHAW FOWLER PROCTOR FAIRGRAVE
801 GRAND AVE.
STE. 3700
DES MOINES, IA 50309-2727

9. REMARKS:

CC: B P KATARIA
FORD MOTOR COMPANY
DEALER DEVELOPMENT OFFICE
300 RENAISSANCE CTR RM 1479
P O BOX 43337
DETROIT, MI 48243

SIGNED CT Corporation System
PER Supervisor of Process /SP
ADDRESS 2222 Grand Avenue
Des Moines, IA 50312
SOP WS 0001354851

Information contained on this transmittal form is recorded for CT Corporation System's record keeping purposes only and to permit quick reference for the recipient. This information does not constitute a legal opinion as to the nature of action, the amount of damages, the answer date, or any information that can be obtained from the documents themselves. The recipient is responsible for interpreting the documents and for taking the appropriate action.

CT CORPORATION SYSTEM

2222 Grand Avenue
Des Moines, IA 50319
Tel 515 245 4300
Fax 515 245 4352

July 24, 1997

Mr. Paul A. Drey
Bradshaw Fowler Proctor Fairgrave
801 Grand Ave.
Ste. 3700
Des Moines, IA 50309-2727

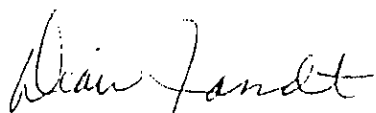
RE: Action Motor Sales, Inc.

To Whom It May Concern:

We received the Service of Process back from Federal Express stating that the company has moved and are out of business. We were unable to deliver process, company had left no forwarding address.

Accordingly, we are returning the documents we originally received from you.

Sincerely,



CT Corporation System

Copy to:
Annie Deurieux - C T New York, w/encl.
Desktop Log #:1354851