



AFFIDAVIT IN SUPPORT OF FORFEITURE OF REAL ESTATE CONTRACT

TO WHOM IT MAY CONCERN:

STATE OF IOWA

COUNTY OF MADISON

ss:

Compared

FILED NO. 755
BOOK 53 PAGE 778

1987 OCT 28 AM 10:27

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee \$5.00

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, 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.

This Affidavit is filed in support of the Notice of Forfeiture of Real Estate Contract recorded 27 May 1982 at Town Lot Deed Record 50, Page 510, pertaining to the following described real estate:

Lots One (1) and Two (2) in Block One (1) of Joel's (Joel) Addition to the Town of St. Charles, Madison County, Iowa.

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) have (has) retaken possession of said real estate following the expiration of said 30 day period.

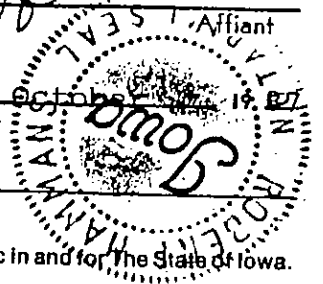
That the Real Estate Contract mentioned in said Notice specifically provides for the forfeiture of the vendee(s)' rights in such contract in accordance with Code Chapter 656.

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 thereof or supplementary thereto.

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.

x Sharon Lee Huff
Sharon Lee Huff

Subscribed in my presence and sworn to (or affirmed) before me by the said Affiant this 21st day of October, 1987



Robt. Hammans 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 654.3; 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:

Code Chapter 656

RECORDER'S CERTIFICATE

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 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 as shown by the Notice, on the 27 day of October, 1987

Mary E. Welty
Recorder