



AFFIDAVIT OF POSSESSION AND IDENTITY

FILED NO. 2224

TO WHOM IT MAY CONCERN:

BOOK 40 PAGE 249

STATE OF IOWA

91 MAY -3 PM 2: 00

MADISON COUNTY } ss.

COMPARED

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

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

Fee \$10.00

That Jaquelynn J. Carey, f/k/a Jaquelynn J. Porter, f/k/a Jaquelynn J. Stephenson, a single person, Contract Seller; and Wade J. Porter and Becky S. Porter, husband and wife, Contract Purchasers, are now the record titleholders of the following described real estate situated in Madison County, to-wit:

SEE EXHIBIT "A" attached for legal description of real estate and other matters.

That said Wade J. Porter and Becky S. Porter, husband and wife, 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 Section 614.17, Code of Iowa, and other statutes relative thereto.

Words and phrases herein, including jurat and marginal entry hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

Dated this 1st day of May, 1991

X Jaquelynn J. Carey
Jaquelynn J. Carey, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 1st day of

May, 1991

X Beth Flander
Beth Flander, Notary Public in and for the State of Iowa

POWER OF ATTORNEY

The undersigned, owner in possession of said property as above stated, hereby directs that this affidavit be filed of record and hereby appoints the County Recorder of the County wherein said land is situated as the authorized attorney in fact to file same.

X Wade J. Porter
Wade J. Porter

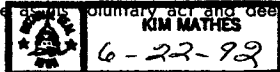
X Becky S. Porter
Becky S. Porter, Owner in Possession

If the Power of Attorney is granted by a Corporation attach corporate acknowledgment (Official Form No. 12).

STATE OF IOWA, MADISON COUNTY, ss:

On this 2nd day of May, 1991, before me, the undersigned, a Notary Public in and for

the State of Iowa, personally appeared Wade J. Porter and Becky S. Porter, to me known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his primary act and deed.



X Kim Mathes
Kim Mathes, Notary Public in and for the State of Iowa

The use of the Power of Attorney with acknowledgment is optional and may be omitted if the affidavit is filed by the owner in possession as named in the affidavit.

MARGINAL ENTRY

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 or by his attorney in fact as shown by the records; and duly recorded and entered on the records thereon on the 3rd day of May, 1991.

X Michelle Utsler
Michelle Utsler, Recorder.

X Shirley G. Henry
Shirley G. Henry, Deputy

Authority: Tisdell v. Hanes
246 Iowa, 43 (1957)
82 NW(2d) 119.

AFFIDAVIT OF POSSESSION AND IDENTITY

EXHIBIT "A"

Real Estate Description:

All that part of the Northeast Quarter (1) of the Northeast Quarter (1) of Section Ten (10), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, described as beginning at a point where the South line of the North Half (1) of the Northeast Quarter (1) of the Northeast Quarter (1) intersects the public highway as now established and traveled, thence northeasterly along the center-line of said public highway to the North line of said Section Ten (10), thence easterly to the Northeast Corner of said Section Ten (10), thence South along the East line of said Section Ten (10) to the Southeast Corner of the said Northeast Quarter (1) of the Northeast Quarter (1), thence West to the Southwest Corner of said Northeast Quarter (1) of the Northeast Quarter (1), thence North to the said South line of the North Half (1) of the Northeast Quarter (1) of the Northeast Quarter (1) thence East to the place of beginning, excepting therefrom all that part of the South Half (1) of said Northeast Quarter (1) of the Northeast Quarter (1) lying West of the public highway; and all that part of the Southeast Quarter (1) of the Northeast Quarter (1) of Section Ten (10) in Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, lying on the North side of Clanton Creek and containing five (5) acres more or less; and Out Lot Six (6) and a part of Out Lot Nine (9) described as commencing in the center of Clanton Creek on the North line of said Out Lot Nine (9) at a point 220 feet East of the Northwest Corner thereof, and running thence West 220 feet to the Northwest Corner of said Out Lot Nine (9), thence South along the West line of said Out Lot Nine (9) 485 feet to Clanton Creek, thence in a northeasterly direction following Clanton Creek to the point of beginning, all in the Northwest Quarter (1) of the Northwest Quarter (1) of Section Eleven (11), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa.

Wherever in the chain of title to the above-described real estate the names Jaquelynn J. Porter, Jaquelynn Porter, Jaquelynn J. Stephenson, Jaquelynn Stephenson, Jaquelynn J. Carey or Jaquelynn Carey appear, said names refer to one and the same individual, to-wit: JAQUELYNN J. CAREY.

The real estate described above is a portion of the real estate contained within a certain abstract(s) of title in four (4) parts, the latest continuation being #56487. Jaquelynn J. Carey, Wade J. Porter and Becky S. Porter do hereby disclaim any and all right, title and interest in and to any real estate described in the Contract recorded at Town Lot Deed Record 54, Page 117 and the real estate described in the caption of Abstract Continuation No. 56487, other than the real estate described immediately above.

Becky S. Porter's full name is Becky Sue Porter, and she is not the Sandra Porter named in reference to the judgment appearing at Entry #38 of Abstract Continuation No. 55180, Law No. 2254 in Appearance Docket 48, Page 179.