



# AFFIDAVIT OF POSSESSION

FILED NO. 95  
BOOK 39 PAGE 251

TO WHOM IT MAY CONCERN:

STATE OF IOWA

IND. REC. PAGE

89 JUL 19 AM 9: 26

MADISON COUNTY } ss.

MARY E. WELTY  
RECORDER  
MADISON COUNTY, IOWA  
Fee \$10.00

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

That JAMES W. QUINN and JOETTE J. DOHRMANN,

are now the record titleholders of the following described real estate situated in Madison County, to-wit:

See real estate description on attached Exhibit "A"



That said JAMES W. QUINN and JOETTE J. DOHRMANN 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.

That the Deed from Chicago Great Western Railroad Company to Chicago Great Western Railroad Company dated February 19, 1941 and recorded February 25, 1941 in Deed Record 75 on Page 299 in the office of the Madison County Recorder covers all real property formerly owned by the Chicago, Kansas City & St. Paul Railway Company and the Chicago, St. Paul & Kansas City Railway Company, which is included in the real property covered by this Affidavit.

That wherever in the chain of title to the above described property the names R. H. Barcroft and Robert H. Barcroft appear, they refer to one and the same person.

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 14<sup>th</sup> day of July, 1989  
James W. Quinn  
James W. Quinn, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 14<sup>th</sup> day of July, 1989

A. ZANE BLESSUM, 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.

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

James W. Quinn  
James W. Quinn, Owner in Possession

STATE OF IOWA, MADISON COUNTY, ss:

On this 14<sup>th</sup> day of July, 1989, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared James W. Quinn, 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 voluntary act and deed.

A. ZANE BLESSUM, 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 19 day of JULY, 1989

Mary E. Welty  
Recorder.

Please type or print names under signatures as per Code Section 333.2

A strip of land 100 feet in width extending over and across the Northeast Quarter ( $\frac{1}{4}$ ) of the Northeast Quarter ( $\frac{1}{4}$ ) of Section Thirty-six (36), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th Principal Meridian, said strip of land being 50 feet in width on each side of the center line of the main tract (now removed) of the Chicago, St. Paul and Kansas City Railway Company (later the Chicago and North Western Transportation Company), as said main tract center line was originally located and established over and across said Section Thirty-six (36), AND A strip of land 100 feet in width extending over and across the West Half ( $\frac{1}{2}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) and the Southeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Thirty-one (31), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th Principal Meridian, said strip of land being 50 feet in width on each side of the center line of the main track (now removed) of the Chicago, St. Paul and Kansas City Railway Company, (later the Chicago, Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established over and across said Section Thirty-one (31), AND A strip of land 100 feet in width lying Northerly of and adjoining the above described 100 foot wide strip of land in the South Half ( $\frac{1}{2}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of said Section Thirty-one (31), and lying Easterly of a line drawn at right angles to said original main tract center line at a point thereon distant 850 feet Easterly of the intersection thereof with the West line of said Section Thirty-one (31), AND A strip of land 100 feet in width lying Southerly of and adjoining and above described 100 foot wide strip of land in the South Half ( $\frac{1}{2}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of said Section Thirty-one (31), and lying Easterly of a line drawn at right angles to said original main track center line at a point thereon distant 850 feet Easterly of the intersection thereof with the West line of said Section Thirty-one (31), subject to roads and highways, if any, AND

All that part of the Northeast Quarter ( $\frac{1}{4}$ ) of the Northeast Quarter ( $\frac{1}{4}$ ) of Section Thirty-six (36) which lies North of the right of way conveyed to Chicago, St. Paul & Kansas City Railway Company, and containing 22.73 acres more or less, in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., and all that part of the Northwest Fractional Quarter ( $\frac{1}{4}$ ) of Section Thirty-one (31) which lies South of said Railway right of way, and containing 58.5 acres more or less, in Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., and the Southwest Fractional Quarter ( $\frac{1}{4}$ ) of the Southwest Quarter ( $\frac{1}{4}$ ), except the East 500 feet thereof, of Section Thirty (30), and all that part of the West Fractional Half ( $\frac{1}{2}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Thirty-one (31) which lies North of the right of way conveyed to the Chicago, St. Paul and Kansas City Railway Company, except commencing at the Northeast corner of said tract and running thence West 500 feet, thence South 904.5 feet, thence East 500 feet, thence North 905.32 feet to the point of beginning, all in Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., and the Southeast Quarter ( $\frac{1}{4}$ ) of the Northeast Quarter ( $\frac{1}{4}$ ) of Section Thirty-six (36), in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, and all that part of the Northeast Quarter ( $\frac{1}{4}$ ) of the Northeast Quarter ( $\frac{1}{4}$ ) of Section Thirty-six (36), in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, lying South of the South line of the right of way of the Chicago, Great Western Railway Company as the same is now located across said 40 acre tract and containing 14 acres more or less.

EXHIBIT A

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