



AFFIDAVIT OF POSSESSION

FILED NO. 2102

BOOK 39 PAGE 540

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MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

TO WHOM IT MAY CONCERN:

STATE OF IOWA

MADISON COUNTY } ss.

Fee \$5.00

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

That John W. Foster, Michael D. Foster and Flora J. Bailey subject to the contract sale to James M. Hochstetler and Sharon Kaye Hochstetler

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

North Half (1/2) of the Southeast Quarter (1/4) of Section Thirty (30), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa; and,

The Northwest Quarter (1/4) of the Southeast Quarter (1/4) and the Southwest Quarter (1/4) of the Southeast Quarter (1/4) excepting a tract described as follows, to-wit: Commencing at the Southeast corner of said 40-acre tract, running thence West 180 feet, thence North 453 feet, thence East 180 feet, thence South 453 feet to the place of beginning and used for cemetery purposes; all in Section Twenty (20) in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa

That said James M. Hochstetler and Sharon Kaye Hochstetler 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.

Wherever in the chain of title to the above described premises, the names Hazel Bellman and Margaret Hazel Bellman appear they refer to one and the same person; further, in this same chain of title, where the names Mary Bellman Foster and Mary E. Foster 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 23rd day of April, 1990

John W. Foster
John W. Foster, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 23rd day of April, 1990

John E. Casper
John E. Casper, 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).

X Jane M. Hochstetler
Owner in Possession

STATE OF IOWA, MADISON COUNTY, ss:

On this 23rd day of April, 1990, before me, the undersigned, a Notary Public in and for

the State of Iowa, personally appeared James M. Hochstetler 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.

John E. Casper
John E. Casper, 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 23 day of April, 1990.

Mary E. Welty
Recorder.
Shirley G. Henry
Deputy

Comp.
Please type or print name under lines as per Code Sect. 339.