



AFFIDAVIT OF POSSESSION

Compared

TO WHOM IT MAY CONCERN:

STATE OF IOWA

MADISON COUNTY } ss.

INC.
REC.
PAGE

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BOOK 38 PAGE 249

1988 FEB 24 AM 10:48

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

Fee \$5.00

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

That Roger L. Asher and Lynn A. Asher nka Lynn A. Morsch

are now the record titleholders of the following described real estate situated in Madison County, to-wit: A parcel of land described as commencing at the SE corner of the NE $\frac{1}{4}$ of Sec. 23, Twpsh. 75 N, Range 26 W of the 5th P.M., St. Charles, Madison Co., IA; thence So. 85° 09' W along So. line of said NE $\frac{1}{4}$ 1,066.82 ft. to point of beginning; thence No. 294.32 ft. to the SE corner of Lot 33 of Kephart's Add'n to St. Charles Plat No. 2; thence W 204.94 feet; thence So. 0°04' W along the east fence line of the abandoned Des Moines, Osceola & Southern Railroad right of way 311.74 ft; thence N 85° 09' East along S. line of said SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ 206.04 ft. to the point of beginning, containing 1.3425 acres

That said Roger L. Asher and Lynn A. Asher nka Lynn A. Morsch 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 property the names of Gladys Black and Beulah Gladys Black appear, they, respectively, refer to the same person.

The above-described real property is included within the following-described property: All that part of the SE $\frac{1}{4}$, NE $\frac{1}{4}$ of Sec. 23-75-26, which lies So. of the D. Moines, Osceola & Southern Railroad, except a block of 8 lots in the NE corner of the above-described tract of land, in Madison County, Iowa.

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 18 day of February, 1988

Roger L. Asher
Roger L. Asher Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 18 day of

February, 1988

Deanna M. Horn
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.

Roger L. Asher
Roger L. Asher, Owner in Possession

STATE OF IOWA, Pack COUNTY, ss:

On this 18 day of February, 1988, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Roger L. Asher 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.

Deanna M. Horn
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 24 day of February, 1988.

Mary E. Welty
Recorder.
Shirley L. Henry Deputy

Authority: Kendall v. Kane
248 Iowa 43 (1957)
82 NW(2d) 310.