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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

Prepared by: Jerrold B. Oliver, POB 230, Winterset, IA 50273 515/462-3731

✓ Return to: Jerrold B. Oliver, POB 230, Winterset, IA 50273 515/462-371

AFFIDAVIT

STATE OF IOWA :
: ss
MADISON COUNTY :


I, Jerrold B. Oliver, being first duly sworn on oath state that this Affidavit concerns the chain of title to the following described real estate:

See Attached Exhibit "A"

Attached hereto and marked Exhibit "B" is Ordinance No. 33 of the City of Winterset in which the City of Winterset vacated the alley located on the real estate described in Exhibit "A".

Attached hereto and marked Exhibit "C" is a letter from the Iowa Department of Transportation which they relinquish their right to receive a conveyance of said alley pursuant to Ordinance No.

33.



Jerrold B. Oliver

Subscribed and sworn to before me on this 19th, day of July, 2011.

Tasha A. White
Notary Public in and for the State of Iowa

EXHIBIT "A"

That the part of East Summit Street in the City of Winterset, Iowa, described as a strip of ground nine feet wide, included within and bounded by a line commencing at the northwest corner of Block 2 of Kirkwood Addition to the City of Winterset, Iowa, thence east to the northwest corner of Lot 1 of said Block 2 of Kirkwood's Addition to Winterset, Iowa, thence north nine feet, thence west to a point nine feet north of the place of beginning, thence south nine feet to the place of beginning, and the alley running north and south through the center of said Block 2 of Kirkwood Addition to the City of Winterset, Iowa, being an alley sixteen and one-half feet wide.



Iowa Department of Transportation

800 Lincoln Way, Ames, Iowa 50010

515-239-1300 (TEL #)

515-233-7859 (FAX #)

May 26, 2001

When Communicating, Refer To:

Madison County

Project FA-169

State land Patent #4870

Mr. and Mrs. Jerrold Narland
c/o Jerrold B. Oliver
PO BOX 230
Winterset, IA 50273

Dear Mr. and Mrs. Narland:

We have been informed by your attorney, Jerrold B. Oliver, that the City of Winterset passed an Ordinance entitled "Ordinance No. 33" on May 6, 1940, by which the City vacated an alley running North and South through the center of Block 2 of Kirkwood Addition to the City of Winterset, Madison County, Iowa. Section 2 of said Ordinance ordered the issuance of a deed to said alley to the State of Iowa. Said deed was never prepared or executed by the City of Winterset.

On October 29, 2001, the State made, executed and delivered to Jerrold J. Narland and Orlene L. Narland a Patent to certain real estate located in Block 2 of Kirkwood's Addition to the City of Winterset, Madison County, Iowa. Said Patent excepted the present established alley from the legal description. The real estate conveyed by said Patent to the Narlands included real estate located on both sides of said alley. Therefore, the State of Iowa hereby abandons or relinquishes its right to receive a conveyance of said alley from the City of Winterset, Iowa, pursuant to Ordinance No. 33.

Sincerely,

A handwritten signature in cursive script that reads "Sharon Bowers".

Sharon Bowers
Property Manager
Office of Right of Way