IOWA STATE BAR ASSOCIATION
Official Form No. 27A. (Short Form) (Trade-Mark Registered, State of Iowa, 1967)

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN:

Compared

FILED NO. 1548
BOOK 35 PAGE 29
1984 MAR -2 PM 3:19
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $3.00

STATE OF IOWA }
MADISON COUNTY } ss.

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

That Clell Kilmer and Lila Kilmer

are now the record titleholders of the following described real estate situated in Madison County, to-wit: Commencing at the Northeast corner of Lot 1 of the Northeast Quarter (¼) of the Northwest Quarter (¼) of Section 1, Township 75 North, Range 28 West of the 5th P.M., Madison County, Iowa (also being the North Quarter (¼) corner of said section); thence along the East line of said Lot 1 (also being the East line of aforesaid Northeast Quarter (¼) of the Northwest Quarter (¼) and the centerline of 8th Avenue City of Winterset), 37.55 feet; thence North 89° 41' 02" West 20 feet to the Point of Beginning; thence along the West line of 8th Avenue, South 00° 18' 58" East 89.04 feet; thence West 138.07 feet; thence North 00° 18' 58" West 84.32 feet; thence along the southerly Right of Way line of Iowa Highway #92, North 86° 59' 43" East 91.76 feet; thence South 89° 53' 03" East 46.40 feet to Point of beginning, containing 12,083 square feet. That said Clell Kilmer and Lila Kilmer 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 2nd day of March, 19 84

(Clell Kilmer)
Clell Kilmer

Lila Kilmer, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 2nd day of March, 19 84

KIM MATHES
Notary Public
Iowa
My Commission Expires
JUNE 1, 1985

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

Please type or print names under signatures as per Code Section 335.2

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.

Clell Kilmer
Clell Kilmer

Lila Kilmer
Lila Kilmer, 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 March, 19 84 before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Clell Kilmer and Lila Kilmer, 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.

KIM MATHES
Notary Public
Iowa
My Commission Expires
JUNE 1, 1985

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 2 day of MARCH, 19 84.

Mary E. Welty
Recorder.

Authority: Tesdell v. Hanes
248 Iowa 43 (1957)
82 NW(2d) 110.