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

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AFFIDAVIT OF POSSESSION

1622

FILED NO. _____
BOOK 35 PAGE 42

Compared

1984 MAR 14 PM 2:13

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $9.00

TO WHOM IT MAY CONCERN:

STATE OF IOWA }
MADISON COUNTY } ss.

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

That Farmers & Merchants State Bank

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

See copy of real estate description attached and marked Exhibit "A".

That said Farmers & Merchants State Bank 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 13th day of March 1984

/s/ Eugene W. DeRaad
Eugene W. DeRaad, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 13 day of March 1984

JO ANN M. HOUSTON
NOTARIAL SEAL IOWA

/s/ Jo Ann M. Houston
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.

FARMERS & MERCHANTS STATE BANK

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

By /s/ Eugene W. DeRaad, President
Eugene W. DeRaad, President, Owner in Possession

STATE OF IOWA, MADISON COUNTY, ss:

On this _____ day of March, 1984, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Eugene W. DeRaad, individually, 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.

_____
_____, 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 14 day of MARCH, 1984.

IND. ✓
REC. ✓
PAGE ✓

/s/ Mary E. Welty
Recorder.

Authority: Tesdell v. Hanes
248 Iowa 43 (1957)
82 NW(2d) 119.

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

See NEXT PAGE

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STATE OF IOWA, MADISON COUNTY, ss:

On this 13th day of March, A.D. 19 84, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Eugene W. DeRaad and _____, to me personally known, who, being by me duly sworn, did say that he is the President and _____, respectively, of said corporation executing the within and foregoing instrument **to which this is attached,** that (no seal has been procured by the said) corporation; that said instrument was signed **(and sealed)** on behalf of (the seal affixed thereto is the seal of said)

said corporation by authority of its Board of Directors; and that the said Eugene W. DeRaad and _____ as such officers acknowledged the execution of said instrument to be the voluntary act and deed of said corporation, by it and by them voluntarily executed.

JO ANN M. HOUSTON

JoAnn M. Houston

_____, Notary Public in and for said County and State.

IOWA STATE BAR ASSOCIATION
Official Form No. 12 (Trade-Mark Registered, State of Iowa, 1967)
This Printing: January, 1980

(Sections 558.28 and 558.29, Code of Iowa)

912225

Description:

A parcel of land in the South Half of the Southwest Quarter of Section 35, Township 76 North, Range 28 West of the 5th Principal Meridian, Madison County, Iowa, more particularly described as:

Commencing at the South Quarter corner of Section 35, Township 76 North, Range 28 West of the 5th P.M., Madison County, Iowa; thence along the south line of the Southwest Quarter of said section on an assumed bearing of North 90°00'00" West a distance of 1117.28 feet; thence North 00°17'13" West 63.06 feet to the north Right of Way line of Iowa Highway 92, being the Point of Beginning; thence continuing North 00°17'13" West 289.50 feet; thence North 89°53'36" West 150.26 feet; thence South 00°28'35" West 8.00 feet; thence South 00°12'49" East 72.51 feet; thence South 89°51'26" West 120.43 feet; thence South 00°27'35" East 51.10 feet; thence South 88°51'07" West 109.29 feet; thence South 00°41'48" East 32.07 feet; thence North 88°49'26" East 109.14 feet; thence South 00°15'29" East 125.82 feet to the north Right of Way line of Iowa Highway 92; thence along said north line, South 89°59'34" East 270.72 feet to the Point of Beginning, containing 1.658 acres, more or less.

The above-described real estate was previously erroneously described as follows:

A tract of land described as follows:- Commencing at a point 1217.8 feet West and 63 feet North of the South Quarter ($\frac{1}{4}$) corner of Section Thirty-five (35), in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P. M., Madison County, Iowa, thence North, 20' West, 290 feet, thence West 150.2 feet, thence South, 20' East, 81 feet, thence West 120.5 feet, thence South, 20' East, 51.3 feet, thence South, 88° 59' West, 109 feet, thence South, 20' East, 32 feet, thence North, 88° 59' East, 109 feet, thence South, 20' East, 125.7 feet, thence East 270.7 feet to the point of beginning, containing 1.66 acres, more or less.