AFFIDAVIT

State of Iowa
County of Madison, S.S.

I, Larry Chase, being first duly sworn upon oath, depose and state that I am the Mayor of the city of St. Charles, Iowa and have been Mayor of said city continuously since Jan 1, 19 82.

I further depose and state that I have personal knowledge of an action in equity filed in the Iowa District Court for Madison County entitled City of St. Charles, Iowa, Plaintiff vs. James B. Oppenheimer, Defendant; Number 22119.

I further depose and state that an order was entered by the Court in said action in equity on or about June 21, 1982 which provided in part, as follows:

> It is therefore ordered that Plaintiff, the city of St. Charles, Iowa, or its employees, agents or independent contractors hired by it, is hereby authorized after July 21, 1982, to enter the E.1/3 of Lot 8, Block 8 of Hartman and Young's Addition to the city of St. Charles, Madison County, Iowa, and to tear down and remove the building now located on said real estate; that plaintiff is hereby authorized after said date of July 21, 1982, to dispose of all personal property found on said premises in any manner Plaintiff sees fit, and that the costs of removal of said building and personal property shall be paid by Defendant; in the event Defendant has not paid said cost within 30 days after said removal, the City of St. Charles, Iowa, shall certify the cost of said removal to the County Auditor who shall collect said costs with and in the same manner as real estate taxes assessed against said real estate.

Compared

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FILED NO.
BOOK 34 PAGE 374
1982 NOV 29 PM 2:48
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $3.00

I further depose and state that all such costs described above have been paid by said Defendant and the City of St. Charles, Iowa has not certified any such costs to the County Auditor.

I further depose and state that this Affidavit is made for the purpose of clearing certain objections as to the marketability of title to the following described real estste in Madison County, Iowa, to-wit:

> The East One-Third (1/3) of Lot Eight (8) in Block Eight (8) of Hartman's and Young's Addition to St. Charles, Iowa.

Further Affiant Saith Not.

JANET LEA COWLES Iowa NOTARIAL SEAL

Larry Chase

Subscribed and sworn to before me on this 18 day of November. 1982.

Janet Lea Cowles
Notary Public in and for the State of Iowa