AFFIDAVIT OF POSSESSION

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FILED NO. 1501
BOOK 32 PAGE 339

1979 JAN 26 PM 3:58

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee 6 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 TRURO COMMUNITY DEVELOPERS, INC.

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

A tract of land commencing at a point 75.2 feet North of the Southeast corner of the Southeast Quarter (¼) of the Northeast Quarter (¼) of Section Sixteen (16), in Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, thence North 113.8 feet, thence West 433 feet, thence South 111.8 feet, thence East 433 feet to the point of beginning.

That said TRURO COMMUNITY DEVELOPERS, INC.
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 esaate, 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 26th day of January 19 79

John J. Freeberg
John J. Freeberg, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 26th day of January 19 79

G. Stephen Walters
G. Stephen Walters, 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.

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

TRURO COMMUNITY DEVELOPERS, INC.
By John J. Freeberg
John J. Freeberg, President, Owner in Possession

STATE OF IOWA, _____ COUNTY, ss:
By Cecil R. Miller
Cecil R. Miller, Secretary

STATE OF IOWA, MADISON COUNTY, ss:

On this 26th day of January, A.D. 19 79, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared John J. Freeberg and Cecil R. Miller, to me personally known, who, being by me duly sworn, did say that they are the President and Secretary, 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 John J. Freeberg and Cecil R. Miller 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.

G. Stephen Walters
G. Stephen Walters, Notary Public in and for the State of Iowa.

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

IOWA STATE BAR ASSOCIATION
Official Form No. 12 (Trade-Mark Registered, State of Iowa, 1967)
H-4690— This Printing: July 28, 1971

(Sections 558.28 and 558.29, Code 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 26 day of January 19 79.

Mary E. Welty
Recorder.

Shirley D. Henry, Deputy

Authority: Tendell v. Hanes
248 Iowa 48 (1957)
82 NW(2d) 119.