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

FILED NO. 72
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1976 JUL 12 PM 4:34

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

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TO WHOM IT MAY CONCERN:

STATE OF IOWA)
) ss.
MADISON COUNTY)

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

That Dale H. Atkinson, as executor of the estate of John A. Atkinson, deceased, is now the record titleholder of the following described real estate situated in Madison County, to-wit:

Lots Seven (7), Eight (8), Nine (9), and Ten (10) in Block Two (2) of Atkinson's First Addition to the Town of Truro, Madison County, Iowa, and a tract described as commencing 16 feet east and 132 feet south of the northeast corner of Lot Seven (7) in Block Two (2) of Atkinson's First Addition to the Town of Truro, Madison County, Iowa, thence east 120 feet, thence south 134 feet, thence west 120 feet, and thence north 134 feet to the point of beginning.

That said Dale H. Atkinson as executor of the estate of John A. Atkinson, deceased, is 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.

That wherever the description "the west .37 acres of the East Mid-Part of the east one-half (½) of the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section 15-74-26, Madison County, Iowa," appears in the chain of title to the above-described property, it refers to one and the same property as the property described above as "commencing 16 feet east and 132 feet south of the northeast corner of Lot Seven (7) in Block Two (2) of Atkinson's First Addition to the Town of Truro, Madison County, Iowa, thence east 120 feet, thence south 134 feet, thence west 120 feet, and thence north 134 feet to the point of beginning."

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 10th day of July, 1976.

Dale H. Atkinson

Dale H. Atkinson, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this ____ day of July, 1976.

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.

G. STEPHEN WALTERS Notary Public IOWA

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

Dale H. Atkinson

Dale H. Atkinson, as executor of the estate of John A. Atkinson, deceased., Owner in Possession

STATE OF IOWA, MADISON COUNTY, ss:

On this 10th day of July, 1976, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Dale H. Atkinson, 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.

G. STEPHEN WALTERS Notary Public Iowa

G. Stephen Walters

G. Stephen Walters, 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 12 day of JULY, 1976.

Mary E. Welty

Recorder.

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