IOWA STATE BAR ASSOCIATION
Official Form No. 27A. (Short Form) (Trade-Mark Registered, State of Iowa, 1957)

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

AFFIDAVIT OF POSSESSION

Compared

TO WHOM IT MAY CONCERN:

FILED NO. 1423
BOOK 31 PAGE 352

1977 FEB -1 PM 3:58

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee 2 50 pg

STATE OF IOWA)
MADISON COUNTY) ss.

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

That the Estate of Erwin R. Hinz, deceased, is

now the record titleholders of the following described real estate to-wit: **The East Half (E½) of the Northwest Fractional Quarter (NWFr. ¼) of the Northeast Quarter (NE¼) and the Southwest Quarter** (SW¼) of the Northeast Quarter (¼) and the East Fractional Half (E Fr. ½) of the Northeast Quarter (NE¼), except a strip 33 feet wide off the East side thereof, and the North Half (N½) of the Southeast Quarter (SE¼), all in Section Five (5), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa

That said Estate 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.

1. That wherever in the chain of title to said real estate the names Harry Peieb, Harry Priebe and Harry Prieb appear, said names refer to one and the same identical person, to-wit: Harry Priebe.
2. That wherever in the chain of title to said real estate the names Erwin R. Hinz and Erwin Rudolph Hinz appear, said names refer to one and the same identical person, to-wit: Erwin R. Hinz.

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 1st day of February, 19 77.

Estate of Erwin R. Hinz, deceased
Harry Priebe
Harry Priebe, Executor, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 1st day of February 19 77.

Karen Kirk
Karen Kirk, Notary Public in and for the State of Iowa

KAREN KIRK
NOTARIAL SEAL 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.

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

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

Estate of Erwin R. Hinz, deceased
By Harry Priebe
Harry Priebe, Executor, Owner in Possession

STATE OF IOWA, MADISON COUNTY, ss:

On this 1st day of February, 19 77, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Harry Priebe, Executor, 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, for and on behalf of the Estate of Erwin R. Hinz, deceased.

Karen Kirk
, Notary Public in and for the State of Iowa

KAREN KIRK
NOTARIAL SEAL 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 1 day of Feb., 19 77.

Mary E. Welty
Recorder.

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