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

1578
FILED NO.
BOOK 29 PAGE 112
1970 DEC 24 AM 10:54
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee 2 50
3 pgs.
REED

TO WHOM IT MAY CONCERN:

STATE OF IOWA
WARREN COUNTY } ss.

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

That Simpson College

are now the record titleholders of the following described real estate to-wit:

All that part of the Northwest Quarter (NW¼) of Section Thirty-two (32), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Iowa lying North and East of the Centerline of the Madison County Road in the said Northwest Quarter (NW¼) containing 118 acres, more or less, all in Madison County, Iowa.

That said Simpson College 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 ____ day of October, 1970

SIMPSON COLLEGE
By: William Buxton III
By: R. M. Swisher, Jr.
William Buxton III, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this ____ day of October, 19 70.

SIMPSON COLLEGE INDIANOLA, IOWA

_____, Notary Public in and for said County

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.

SIMPSON COLLEGE
By: William Buxton III
By: R. M. Swisher, Jr.
William Buxton III, Owner in Possession

If the Power of Attorney is granted by a Corporation attach corporate acknowledgment (Official Form No. 13).

STATE OF IOWA, _____ COUNTY, ss:

On this ____ day of _____, 19____, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared _____, 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 said County

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.

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

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 24 day of December 19 70.

Mary E. Welty
Recorder.

See page 113 for acknowledgment

Authority: Tendell v. Hames
248 Iowa 48 (1957)
83 NW(2d) 119

STATE OF IOWA
WARREN County, } ss.

On this day of October A. D. 1970, before me a Notary Public in and for Warren County, State of Iowa, personally appeared William Buxton III and R. M. Swisher, Jr. to me personally known, who being by me severally duly sworn did severally say that the said William Buxton III is Chairman, Board of Trustees ~~President~~ and the said R. M. Swisher, Jr. is Treasurer of Simpson College a corporation duly organized and existing; that {the seal affixed to said instrument is the seal of said corporation. ~~said corporation has no seal.~~

That the said instrument was signed, sealed and executed in behalf of said corporation by authority of its board of directors, and the said William Buxton, III and R. M. Swisher, Jr. acknowledged the said instrument and the execution thereof to be the voluntary act and deed of said Corporation by each of them voluntarily executed.

WITNESS my official signature and seal of office at Indianola the day and year last above written.

Joanna Spence
Notary Public in and for said County and State.

My Commission Expires July 4, 1972

HOLLEY & SONS CO., DES MOINES