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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

FILED NO. 511
BOOK 29 PAGE 599
1972 APR -6 PM 2:16
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
1 pg
Fee $2.50 M.M.

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 Rodney DeWitt, Executor of the Estate of Zeller Graham, deceased, is now the record titleholders of the following described real estate to-wit:

- Lot 5, Block 19, Original Town of Winterset, Madison County, Iowa..
- Lot 3, Block 19, Original Town of Winterset, Madison County, Iowa.
- South 80 feet of Lot 4, Block 26, Original Town of Winterset, Madison County, Iowa.
- SE¼ of SE¼ and SW¼ of SE¼ of Section 8, except 13/23 acres off the North side thereof, and the following described tract: Commencing at the NW corner of the NE¼ of Section 17, running thence East on the Section line 13 chains, thence South 12.95 chains, thence West 13 chains to the West line of said Quarter Section, thence North 12.95 chains to the place of beginning, all in Township 75 North, Range 28 West of the 5th P.M., and he 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 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 I.C.A., 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 6 day of April, 19 72.

✓ Rodney DeWitt
Rodney DeWitt, Affiant

MARTHA K. PATON — Iowa — NOTARIAL SEAL

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 6 day of April, 19 72.

Martha K Paton
Martha K Paton, Notary Public in and for said County

Please type or print names under signatures as per Sec. 335.2 as amended

● 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).

✓ Rodney DeWitt
Rodney DeWitt, Executor, Estate of Zeller Graham, Owner in Possession

STATE OF IOWA, MADISON COUNTY, ss:

On this 6 day of April, 19 72, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Rodney DeWitt, Executor, Estate of Zeller Graham, Deceased, 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.

MARTHA K. PATON — Iowa — NOTARIAL SEAL

Martha K Paton
Martha K. Paton, 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.

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 6 day of April, 19 72.

IND. ✓
REC. ✓
PAGE ✓

Mary E. Welty
Recorder.

Authority: Tendell v. Hanes
248 Iowa 742 (1957)
82 NW(2d) 119.

MISC. RECORD 29 599