possession.

Dated at Winterset, Iowa, this 15th day of April, 1961.

Robert O. Frederick
Robert O. Frederick

Subscribed and sworn to before me by Robert O. Frederick this 15th day of April, 1961.

NOTARIAL SEAL

Shirley Clark Notary Public
in and for Madison County, Iowa.

Melio A. Tonini
To
The Public

#2023
Fee $1.00 VJS
AFFIDAVIT

Filed for record the 22 day of April A. D. 1961 at 10:00 o'clock A. M.
Mary E. Welty, Recorder
Shirley G. Henry, Deputy

STATE OF IOWA COUNTY OF POLK) SS.

I, Melio A. Tonini, being first duly sworn on my oath, depose and state as follows:

That I am the duly appointed and acting Executor of the Estate of Marie Elise Lehman, which is being probated in the District Court of Iowa, in and for Polk County, and which is designated as Probate No. 47841.

That on the 28th day of February, 1961, pursuant to authority of Court, I filed a Petition in Equity No. 66886 Melio A. Tonini, as Executor of the Estate of Marie Elise Lehman, deceased, plaintiff, vs. Melio Brugioni, Angeline Mary Brugioni, et. al, defendants.

That it is my claim as plaintiff in the above case that the defendants, Melio Brugioni and his wife, Angeline Mary Brugioni, purchased a farm near Patterson, Madison County, Iowa, with funds which rightfully belong to the estate of Marie Elise Lehman, deceased. That said farm is more particulary described as follows:

> Southwest Quarter of the Northwest Quarter and the East Half of the Northwest Fractional Quarter of the Northwest Quarter of Section 5, in Township 75 North, Range 26, West of the Fifth P. M., Madison County, Iowa,

and is now registered in the name of Angeline Mary Brugioni as the owner.

That it is the claim of this Affiant that said farm or any interest therein, rightfully belongs to the Estate of Marie Elise Lehman, and this Affiant, by this Affidavit, gives Notice to any and all interested persons that in his capacity as Executor of the Estate of Marie Elise Lehman, deceased, he makes claim to the same and intends that this shall be a cloud on the title.

Dated this 19 day of April, 1961, in Des Moines, Polk County, Iowa.

Melio A. Tonini
Melio A. Tonini, Executor of the Estate of Marie Elise Lehman, deceased.

Subscribed and sworn to before me this 19 day of April, 1961.

NO SEAL COMPARED

Jeanne J. Galloway Notary Public
in and for Polk County, Iowa.

John Clarke
To
The Public

#2087
Fee $ 1.00 VJS
AFFIDAVIT

Filed for record the 26 day of April A. D. 1961 at 4:45 o'clock P. M.
Mary E. Welty, Recorder

State of Iowa Madison County) ss:

I, John Clarke of said State and County, being first duly sworn on oath depose and say: That I am a resident of Madison County, Iowa, and have been for more than thirty years last past; that I was acquainted with Robert E. Carter during his lifetime, who on or about February 24th, 1930, acquired the fee simple title to the North Ten (10) acres of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section Sixteen (16) Township Seventy-five (75) North of Range Twenty-six (26) West of the 5th P. M., Madison County, Iowa, by deed recorded in Deed Record 57 on Page 595 of the Records of the County Recorder of Madison County, Iowa; that I have been acquainted with the ownership and possession of said real estate since the said Robert E. Carter acquired title thereto, and that wherever in the record chain of title to said

Acme-Blackmar Co., Burlington, 52803

real estate the name Robert E. Carter or Robert I. Carter appears, the same refers to one and the same identical person, Robert E. Carter. That Robert E. Carter died on or about January 15th, 1931, leaving surviving him, his wife, Sarah E. Carter also known as Sarah Ellen Carter, and Samuel Carter, Ethel McClellan, Frank Carter and Jennie Smith, his adult children and only heirs-at-law. That Jennie Smith died prior to January 1st, 1945, leaving surviving, her husband, John Thomas Smith; that she did not leave any children, adopted children, children of children or children of adopted children; that her estate consisted entirely of an undivided one-sixth (1/6) interest in and to the real estate hereinbefore described; that her estate was not opened for probate and that the same was not subject to State or Federal Inheritance Tax or Gift Tax and her said estate did not exceed $500.00, in value.

John Clarke

Subscribed and sworn to before me and in my presence by the above named affiant this 25th day of April, 1961.

NOTARIAL SEAL

Jno. N. Hartley Notary Public in and for said State and County.

W. H. Breeding To The Public

#2100

Fee $1.20 VJS

Filed for record the 27 day of April A. D. 1961 at 10:00 o'clock A. M.

Mary E. Welty, Recorder

AFFIDAVIT OF POSSESSION

STATE OF IOWA MADISON COUNTY :SS

I, W. H. Breeding, being first duly sworn do upon oath, depose and state that I am the record titleholder and owner of the following described real estate, to-wit:

The North Ten (10) acres of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section Sixteen (16) Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P. M., Madison County, Iowa,

That I am in possession of said real estate Subject to a contract of sale between W. H. Breeding and wife, Grace Carman Breeding, First Parties and Warren H. Dyer and wife, Thelma I. Dyer, which contract is dated November 8th, 1958, and filed for record November 10th, 1958, and recorded in Deed Record 89 on Page 204 of the Records of the County Recorder of Madison County, Iowa. and that my possession and the possession of my grantors and the predecessors in my record chain of title has been open, notorious, continuous, adverse and hostile under claim of right and color of title since prior to January 1, 1940.

Dated this 25th day of April, 1961.

W. H. Breeding

Subscribed and sworn to before me this 25th day of April, 1961.

(NOTARIAL SEAL)

Jno. N. Hartley Notary Public in and for Madison County, Iowa

The undersigned, W. H. Breeding, holder of the record title to and the party in possession of the above described real estate subject to the above mentioned contract, asks the County Recorder to record the above Affidavit in support of his title to said real estate.

W. H. Breeding

CERTIFICATE OF RECORD

I, Mary E. Welty, Recorder of Madison County, Iowa, do hereby certify that the foregoing Affidavit was filed in my office by the owner in possession as stated therein, of the real estate above described in accordance with the provisions of Section 614.17 of the Code of Iowa.

COMPARED

Mary E. Welty Recorder of Madison County, Iowa