The South Fractional Half (S fr½) of the Southeast Quarter (SE¼) of Section Twelve (12) in Township Seventy-seven (77) North of Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa.

That wherever in the chain of title the names Katherine Kitt, Catharine L. Lynch, Catherine Lynch Kit, Catharine Kitt, Catherine Kit and Catherine Lynch appear, they all refer to the same and identical person.

That wherever in the chain of title the names Edward Lynch, E. J. Lynch, Edwin Lynch or Edward J. Lynch appear, they refer to one and the same identical person, to-wit: Edward J. Lynch.

That I have no interest in the above described real estate and make this affidavit only for the purpose of establishing as true the facts herein set forth.

Dated this 31 day of December, 1962.

Martin F. Hanrahan

Subscribed and sworn to before me and in my presence this 31st day of December, 1962.

NOTARIAL SEAL

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

Virgil C. Beck & wife To W. C. Coleman & wife

#258

Fee $2.50 ET

Filed for record the 21 day of January A. D. 1963 at 1:00 o'clock P. M.

Mary E. Welty, Recorder

GRANT OF EASEMENT

WHEREAS, W. C. Coleman and Mary Jane Coleman, husband and wife, are the owners of real estate in Madison County, Iowa, described in Madison County, Iowa, described as Southeast Quarter of the Southeast Quarter of Section 25, Township 75 North, Range 26 West of the 5th P. M., hereinafter referred to as the Coleman land, and,

WHEREAS, Virgil C. Beck and Helen M. Beck, husband and wife, are the owners of real estate in Madison County, Iowa, described as Northeast Quarter of the Southeast Quarter of Section 25, Township 75 North, Range 25 West of the 5th P. M., hereinafter referred to as the Beck land, and a gully, running in a northwesterly to southeasterly direction, extends from said land into said land known as the Coleman land at a place approximately 400 feet easterly from the northwest corner of the Coleman land hereinbefore described, and,

WHEREAS, said W. C. Coleman and Mary Jane Coleman desires to impound water behind a dam constructed on said land referred to as the Coleman land, constructed across a watercourse, and said dam may cause water to back up in and along said gully and be impounded in and along said gully upon said real estate referred to as the Beck land,

NOW, THEREFORE, we, the said Virgil C. Beck and Helen M. Beck, husband and wife, for value received, and in consideration of One Dollar and other good and valuable consideration, receipt of which is hereby acknowledged, hereby give and grant to said W. C. Coleman and Mary Jane Coleman, as joint tenants with right of survivorship, and not as tenants in common, the permanent and perpetual right and easement to cause water to be backed up upon and be impounded upon and remain impounded upon said Northeast Quarter of the Southeast Quarter of Section 25, Township 75 North, Range 26 West of the 5th P. M., in and along said gully hereinbefore referred to, for a distance extending to a point 100 feet north of the south line of said land referred to as the Beck land, and the right and easement given and granted hereby are imposed upon said real estate herein referred to as the Beck land as servient real estate, in favor of said real estate referred to as the Coleman land as a right and easement running with said real estate referred to as the Coleman land, and in favor of the present owners thereof and of any successor or successors in interest thereof. Said right and easement given and granted hereby do not put any requirement on said Colemans, or any successor or successors in interest of theirs, to cause water to back up

upon or be impounded or remain impounded upon said land referred to as the Beck land, and such right and easement may be used if and whenever said Colemans, or their successor or successors in interest, see fit to use the same, and intermittently, if they see fit to do so.

Dated the 14 day of Nov. 1962.

Virgil C. Beck
(Virgil C. Beck)
Helen M. Beck
(Helen M Beck)

STATE OF IOWA, MADISON COUNTY,SS:

On this 14 day of Nov. 1962, before me, a Notary Public in and for Madison County, Iowa, personally appeared Virgil C. Beck and Helen M. Beck, to me known to be the persons named in and who executed the above and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

NOTARIAL SEAL

Rex V. Johnson Notary Public
in and for Madison County, Iowa

Harry F. Anderson
To
The Public

#298
Fee $1.50 ✓ET

Filed for record the 24 day of January A. D. 1963 at 2:00 o'clock P. M.
Mary E. Welty, Recorder

AFFIDAVIT

STATE OF IOWA COUNTY OF MADISON : SS

I, Harry F. Anderson, being first duly sworn, on oath state that I have personal knowledge of the title to the property described as:

The South Half of the Southeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 31, Township 77 North, Range 29, West of the 5th P. M., and the North Fractional Half of the Northeast Quarter of Section 6, Township 76 North, Range 29, West of the 5th P. M., subject to easements for public highways as shown of record, if any.

I further state that where they appear in the chain of title to the property above described, the names N. E. Kelley and Neil Kelley refer to one and the same person.

This affidavit is made in support of the record title to the property above described and for the purpose of perfecting the title thereto.

Harry F. Anderson Affiant

Subscribed and sworn to before me on the 19th day of January, 1963.

(DISTRICT COURT SEAL)

COMPARED

Marguerite Morrissey Clerk
of District Court
in and for said County in said State.

Mabel O. Speer
To
The Public

#321
Fee $1.50 ✓ET

Filed for record the 26 day of January A. D. 1963 at 9:50 o'clock A. M.
Mary E. Welty, Recorder
Shirley G. Henry, Deputy

AFFIDAVIT OF POSSESSION

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 Mabel O. Speer is now the record titleholder of the following described real estate to-wit:

The Northeast Quarter (NE¼) of Section Twenty (20) in Township Seventy-seven (77) North, Range Twenty-nine (29), West of the 5th P. M., Madison County, Iowa.

That said Mabel O. Speer is now in complete actual and sole possession of all of said real estate except as may be herein stated. That this affidavit in 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