Miscellaneous Record, No. 28, Madison County, Iowa

Elvin N. Tish
To
Mrs. Elvin Neal Tish

#77
Fee $2.50 I.M.M.

Filed for record the 17 day of January A.D. 1968 at 11:13 o'clock A. M.
Mary E. Welty, Recorder

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That I, YNC ELVIN NEAL TISH, U.S. NAVY, 324 15 41 a legal resident of the (town, city or county)of Winterset, Iowa State of Iowa, United States of America, now in the Naval service as a Chief Yeoman and anticipating that I may be required to go overseas in said service, have made, constituted and appointed, and by these presents do make, constitute and appoint Mrs. Elvin Neal Tish whose address is RR.#1, Winterset, Iowa 50273 my true and lawful attorney for a period of one (1) years from the date of this instrument, unless sooner revoked, to act in, manage, and conduct all my estate and all my affairs, and for that purpose for me and in my name, place and stead, and for my use and benefit and as my act and deed, to do and execute, or to concur with persons jointly interested with myself therein in the doing or executing of, all or any of the following acts, deeds, and things, that is to say:

(1) To buy, receive, lease, accept, or otherwise acquire; to sell, convey, mortgage, hypothecate, pledge, quit claim, or otherwise encumber or dispose of; or to contract or agree for the acquisition, disposal, or encumbrance of; any property whatsoever or any custody, possession, interest, or right therein, upon such terms as my said attorney shall think proper;

(2) To take, hold, possess, invest, lease, or let, or otherwise manage any or all of my property or any interest therein; to eject, remove, or relieve tenants or other person from, and recover possession of, such property by all lawful means; and to maintain, protect, preserve, insure, remove, store, transport, repair, rebuild, modify or improve the same or any part thereof;

(3) To make, do, and transact all and every kind of business of what nature or kind soever, including the receipt, recovery, collection, payment, compromise, settlement, and adjustment of all accounts, legacies, bequests, interests, dividends, annuities, demands, debts, taxes, and obligations, which may now or hereafter be due, owing, or payable by me or to me.

(4) To make, indorse, accept, receive, sign, seal, execute, acknowledge, and deliver deeds, assignments, agreements, certificates, hypothecations, checks, notes, bonds, vouchers, receipts, and such other instruments in writing of whatever kind and nature as may be necessary, convenient, or proper in the premises;

(5) To deposit and withdraw for the purposes hereof, in either my said attorney's name or my name or jointly in both our names, in or from any banking institution, any funds, negotiable paper, or moneys which may come into my said attorney's hands as such attorney or which I now or hereafter may have on deposit or be entitled to;

(6) To institute, prosecute, defend, compromise, arbitrate, and dispose of legal, equitable, or administrative hearings, actions, suits, attachments, arrests, distresses or other proceedings, or otherwise engage in litigation in connection with the premises;

(7) To act as my attorney or proxy in respect to any stocks, shares, bonds, or other investments, rights, or interests, I may now or hereafter hold;

(8) To engage and dismiss agents, counsel, and employees, and to appoint and remove at pleasure any substitutefor, or agent of my said attorney, in respect to all or any of the matters or things herein mentioned and upon such terms as my attorney shall think fit;

(9) To execute vouchers in my behalf for any and all allowances and reimbursements properly payable to me by the United States, including but not restricted to allowances and reimbursements for transportation of dependents or for shipment of household effects as authorized by law or Naval regulations, and to receive, indorse, and collect the proceeds of checks payable to the order of the undersigned drawn on the Treasurer of the United States;

(10) To prepare, execute, and file income and other tax returns, and other governmental reports, applications, requests and documents;

(11) To take possession, and order the removal and shipment of any of my property from any post, warehouse, depot, dock, or other place of storage or safekeeping, governmental or private; and to execute and deliver any release voucher, receipt, shipping ticket, certificate, or other instrument necessary or convenient for such purpose.

GIVING AND GRANTING unto my said attorney full power and authority to do and perform all and every act, deed, matter, and thing whatsoever in and about my estate, property, and affairs as fully and effectually to all intents and purposes as I might or could do in my own proper person if personally present, the above specially enumerated powers being in aid and exemplification of the full, complete, and general power herein granted and not in limitation or definition thereof; and hereby ratifying all that my said attorney shall lawfully do or cause to be done by virtue of these presents.

And I hereby declare that any act or thing lawfully done hereunder by my said attorney shall be binding on myself, and my heirs, legal and personal representatives, and assigns whether the same shall have been done before or after my death, unless and until reliable intelligence or notice thereof shall have been received by my said attorney; and whether or not I, the grantor of this instrument, shall have been reported or listed, either officially or otherwise, as "missing in action" as that phrase is used in Naval parlance, or that I shall have been reported or listed, either officially or otherwise, as a prisoner of war, it being the intendment hereof that such status designation as "missing in action" or "prisoner of war" shall not bar my attorney from fully and completely exercising and continuing to exercise any and all powers and rights herein granted, and that such report of "missing in action" or "prisoner of war" shall neither constitute or be interpreted as constituting notice of my death nor operate to revoke this instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 5th day of September, 1967.

Elvin N. Tish

WITNESSES:
Richard A. Clements USS Manley DD940
Fred M. Gueny USS Manley DD940

ACKNOWLEDGMENT
With the United States Armed Forces U.S. NAVY
at Charleston, S. Carolina

I, LCDR David T. Rogers, U.S. Navy, the undersigned officer, do hereby certify that on this 5th day of September, 1967, before me, personally appeared YNC Elvin Neal Tish, USN whose permanent home address is R.R. #1, Winterset, Iowa, and who is known to me to be a

Chief Yeoman, U.S. Navy and to be the identical person who is described in, whose name is subscribed to, and who signed and executed the foregoing instrument, and having first made known to him the contents thereof, he personally acknowledged to me that he signed and sealed the same, on the date it bears, as his true, free and voluntary act and deed, for uses, purposes, and considerations therein set forth. And I do further certify that I am at the date of this certificate a commissioned officer of the grade, branch of service, and organization stated below in active service of the United States Armed Forces, that by statute no seal is required on this certificate, and same is executed in my capacity as a law specialist under authority granted to me by Article 136, UCMJ; 10 USC 936.

David T. Rogers
David T. Rogers, LCDR, USN

DAVID TO ROGERS File No. 615813 Grade LCDR Branch U.S. NAVY

COMPARED

Command USS MANLEY (DD940) ADDRESS 148 Pinecrest Rd., Durham. N.C.

Edward R. Thomas
To
The Public

#83

Fee $1.50 I.M.M.

Filed for record the 18 day of Jan. A.D. 1968 at 1:28 o'clock P. M.

Mary E. Welty, Recorder

AFFIDAVIT

STATE OF IOWA .MADISON COUNTY) SS

I, Edward R. Thomas, being first duly sworn, on oath depose and state that I am well and fully acquainted with the record chain of title to the following described real estate, to-wit:

East Half of the Northwest Quarter of Section 33, Township 75 North, Range 29, West of the Fifth P. M., Madison County, Iowa.

That I am a son of Ted Thomas, who died intestate a resident of Madison County, Iowa, July 27, 1962. That at the time of his death he was the joint owner of said real estate with his spouse, Bernice Thomas.

That I know of my own personal knowledge that said Decedent did not own any other personal or real property other than said real estate. That said real estate had a value at the time of his death of less than $10,000, and passed to his surviving spouse, Bernice Thomas, by virtue of their joint ownership.

That No estate has been administered for said Decedent; that all debts and claims, including the expenses of last sickness and burial, have been paid. That there is no debt, charge or claim constituting an obligation of said Decedent or constituting a lien upon said real estate.

The foregoing affidavit is made for the purpose of clarifying the record chain of title to said real estate, and the statements and allegations therein contained are true and correct as I verily believe.

Edward R. Thomas
Edward R. Thomas

Subscribed and sworn to before me this 17 day of January, 1968.

Martha K. Paton Notary Public in and for said County
Martha K. Paton
Winterset, Iowa

NOTARIAL SEAL