Shirley A. Webster #1670 Filed for record the 9 day of December A.D. 1968 at 4:28 o'clock P. M.
To
The Public Fee $2.50 Mary E. Welty, Recorder

AFFIDAVIT

STATE OF IOWA MADISON COUNTY : ss.

I, Shirley A. Webster, being first duly sworn on oath depose and say that on or about the first of August, 1954, I was a member of the law firm of Webster and Frederick. Said law firm represented Harold S. Carmichael and Frances E. Carmichael in connection with forfeiture of certain real estate contract covering the following described real estate, to-wit:

> Commencing at the Northeast corner of Section Seven (7), in Township Seventy-five (75) North, Range Twenty-nine (29) West of the 5th P. M., Madison County, Iowa, thence West 601.8 feet, thence South 1° 40' West, 20.2 feet to the point of beginning, running thence South, 1° 40' West, 143.6 feet to the Southeast corner of the School House Lot, thence North, 89° 57' East, 261.9 feet, thence North, 1° 23' West, 194.7 feet, thence in a Southwesterly direction along the South line of the present paved highway # 92 (formerly #2) a distance of 258.2 feet to the point of beginning.

As attorneys for the said Harold S. Carmichael and Frances E. Carmichael, who were the contract vendors of said real estate, we caused notice of forfeiture to be served on Leo Paul Black, Ida L. Black, J. C. (Jack) Greenslade, Ida E. Greenslade, Poland & Griffith Oil Company, Alf D. Danforth, Robert W. Cain, Blair H. Weidman, Lester G. Frey d.b.a. Frey's Hatchery, and Russell B. Bunn, D. O.

Following said notice, none of the delinquent installments due under the terms of said contract, nor any of the other conditions of said contract which were in default were complied with and on the 28th day of September, 1954, all of said notices with the returns of service were filed for record in the office of the county recorder of Madison County, Iowa, and the said Harold S. Carmichael and Frances E. Carmichael and their subsequent grantees have held open their conditions of possession of said real estate since date of September 28, 1954.

This affidavit is made for the purpose of establishing of record the facts herein stated.

Shirley A. Webster
Shirley A. Webster

Subscribed and sworn to before me by Shirley A. Webster this 9 day of December, 1968.

NOTARIAL SEAL

Wanda Lohr Notary Public in and for Madison County, Iowa

Mabelle Smith #1686 Filed for record the 10 day of December A.D. 1968 at 3:47 o'clock P. M.
To
The Public Fee $1.50 Mary E. Welty, Recorder

AFFIDAVIT OF POSSESSION

State of IOWA County of MADISON) ss.

I, Mabelle Smith, being first duly sworn, upon my oath state that I am a resident of Madison County, State of Iowa; that I am acquainted with the use, ownership and occupancy of the following-described lands in Madison County, State of Iowa:

	SEC.	TWP.	RG.
South 16 rods of the West 10 rods of the NW¼ NW¼ - -	7	75N	26 W 5th P.M.
SE¼ SE¼ -	1		
NE¼ NE¼ -	12		
All in -		75N	27 W 5th P.M.

and that I know of my own knowledge that William Earl Beard, single; and Hannah Adelia Beard, a widow and unremarried is/are now in possession of all of said lands.

Mabelle Smith

Subscribed and sworn to before me the undersigned, a Notary Public in and for said County and State on December 2, 1968.

My commission expires July 4, 1969

Eddie Reynolds Notary Public
Eddie Reynolds
A certified copy of my certificate of appointment is on file with the Clerk of the District Court of Madison County.

NOTARIAL SEAL

Town of Earlham, Iowa
To
The Public

#1687

Filed for record the 11 day of December A.D. 1968 at 10:19 o'clock A.M.

Fee $10.50 Mary E. Welty, Recorder

RESOLUTION

Authorizing and providing for the issuance of $190,000 Water Revenue Bonds of the Town of Earlham, Iowa, for the purpose of refunding a like aggregate amount of presently outstanding temporary revenue obligations of said Town prescribing the form of said proposed bonds and providing for safeguarding, protecting and paying said bonds.

WHEREAS, the Town of Earlham, in Madison County, State of Iowa, did heretofore and in the year 1908, pursuant to an election thereto held on June 29th, 1908, establish a Municipal Waterworks Plant and System in and for said Town, which has for many years been supplying water to said Town and its inhabitants; and

WHEREAS, the management and control of said Municipal Waterworks Plant and System is now vested in the Town Council of said Town and no Board of Trustees exists for this purpose; and

WHEREAS, pursuant to proper notice duly published in the manner and form required by law, said Town heretofore conducted hearings on and approved plans, specifications and form of contract and received bids and awarded contract on competitive bidding for the construction of necessary improvements and extensions to said plant and system; and

WHEREAS, during the construction of said improvements and extensions, temporary revenue obligations were issued from time to time by said Town, acting by and through its Town Council, to the contractor under the terms of its contract on estimates approves by the Engineer for work performed and materials furnished and said temporary revenue obligations, together with acrrued interest thereon computed to December 1, 1968, exceed the sum of $190,000; and

WHEREAS, said improvements and extensions have now been fully completed in accordance with the terms of the construction contract and have been tested and accepted by the Town, and over thirty days have elapsed since the final acceptance of said improvements and extensions and there are no unpaid claims on file against the construction contractor; and

WHEREAS, all of said outstanding temporary revenue obligations hereinbefore referred to are payable from and are secured by the net earnings of said Municipal Waterworks Plant and System of said Town and do not constitute general obligations of said Town and the holders of said temporary revenue obligations have agreed to surrender the same in exchange for a like aggregate principal amount of revenue bonds of said Town containing maturity and option provisions which are more advantageous to the Town and which will make possible the orderly payment of the cost of the improvements and extensions evidenced by said temporary revenue obligations, and it is desirable and for the best interest of the Town that said outstanding temporary revenue obligations be refunded; and

WHEREAS, there are no available funds to pay said outstanding temporary revenue obligations to the amount of $190,000, and under the terms of Section 397.11 of the Code of Iowa, 1966, authority exists for said Town to authorize and issue its Water Revenue Bonds for the purpose of refunding said outstanding temporary revenue obligations,

NOW, THEREFORE, BE IT RESOLVED by the Town Council of Earlham, Iowa, as follows:

Section 1. That for the purpose of refunding a like aggregate amount of said outstand-