MISCELLANEOUS Record No. 28, MADISON County, Iowa

Form No. 2113-1964

AFFIDAVIT OF POSSESSION

F. J. Hibbs

To

The Public

Filed for record the 19 day of August

A. D. 19 69, at 11:42 o'clock A. M.

#1103 Mary E. Welty, Recorder

, Deputy

Fees $1.50 PAID

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN:

STATE OF IOWA } ss.
MADISON COUNTY }

The undersigned first being duly sworn (or affirmed) upon oath deposes and states:

That F. J. Hibbs, subject to contract of sale to Richard O. Matland and Shirley A. Matland

are now the record titleholders of the following described real estate to-wit:

The S½ of the NW Fractional Quarter of the NW Quarter of Section 30, in Township 77 North, Range 27 West of the 5th P.M., and the E½ of the SE¼ of Section 24, except a tract commencing 28 rods S of the NW corner of the SE¼ of the SE¼ of said Section 24 and running thence E 20 rods, thence S 20 rods, thence W 20 rods; thence N 20 rods to the point of beginning; and the S½ of the NE¼ of the NE¼ of Section 25, in Township 77 N, Range 28 W of the 5th P.M.; Madison County, Iowa, less roads and public highways.

That said F. J. Hibbs

are now in complete actual and sole possession of all of said real estate except as may be herein stated, and that they and their predecessors (who held record title thereof) in the recorded chain of title under which they claimed and claim ownership and the right to possession of the said real estate have been, since prior to January 1, 1940, in continuous, actual, visible, open, notorious, exclusive and unquestioned possession thereof, under color of title and claim of right to the exclusive possession as against the world and have improved said property and paid the taxes thereon; that neither the title nor the right to possession of said titleholders or any of those under whom they claim have been disputed or openly attacked by any one. 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.

That Forest J. Hibbs and F. J. Hibbs, as such names appear in the chain of title to the above described real estate, refer to one and the same identical person.

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 15 day of August, 19 69.

F. J. Hibbs

F. J. Hibbs Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 15 day of August, 19 69

(NOTARIAL SEAL)

Marian A. Mark

Marian A. Mark Notary Public in and for said County

* 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.

F. J. Hibbs

F. J. Hibbs Owner in Possession

If the Power of Attorney is granted by a Corporation attached corporate acknowledgment (Official Form No. 121).

STATE OF IOWA, MADISON COUNTY, ss:

On this 15 day of August, 19 69, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared F. J. Hibbs, 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.

(NOTARIAL SEAL)

Marian A. Mark

Marian A. Mark 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 19 day of August, 19 69.

Mary E. Welty

COMPARED Recorder.