AFFIDAVIT OF POSSESSION
AND OF IDENTITY

STATE OF IOWA, STORY COUNTY) SS:

THE UNDERSIGNED, first being duly sworn (or affirmed) upon oath deposes and states that he is a partner of the record titleholders of the following described real estate:

The North Fractional Half (1/2) and the North Half (1/2) of the Southwest Quarter (1/4) and the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Four (4); and the East Fractional Quarter (1/4) of Section Five (5); and the Northeast Quarter (1/4) of the Northeast Quarter (1/4) of Section Eight (8); and the Northwest Quarter (1/4) of the Northwest Quarter (1/4) of Section Nine (9); and a tract of land described as follows, to-wit; Commencing at the center of Section Four (4), thence North 86 degrees 42 minutes 4 seconds East 189 feet to the center of the public road, thence Southwesterly along a 204.06 foot radius curve 173.23 feet, thence South 1 degree, 38 minutes, 49 seconds West 601.22 feet, thence Southwesterly along a 1910 foot radius curve 557.47 feet to a point 32 feet North of the Southwest corner of the Northwest Quarter (1/4) of the Southeast Quarter (1/4) of said Section, thence North 0 degrees 1 minute, 53 seconds West along the West line of said quarter 1294.32 feet to the point of beginning, containing 2.57 acres more or less, and subject to public road easement; and also a tract of land described as follows, to-wit: commencing at the Northeast corner of the Southeast Quarter (1/4) of the Southwest Quarter (1/4) of Section Four (4), thence West 13 feet to the point of beginning, said point being in the center of the county road, thence Southwesterly along a 1910 foot radius curve 256.62 feet, thence South 27 degrees 14 minutes 37 seconds West 1270.82 feet, thence South 24 degrees 6 minutes 35 seconds West 845.57 feet to the Southwest corner of the Northeast Quarter (1/4) of the Northwest Quarter (1/4) of Section Nine (9), thence along the West line of said Northeast Quarter (1/4) of the Northwest Quarter (1/4) 1251.68 feet to the Northwest corner of the said forty, thence along West line of the Southeast Quarter (1/4) of the Southwest Quarter (1/4) of

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2143

STATE OF IOWA, MADISON COUNTY, ss.

Inst. No. 2143 Filed for Record this 15 day of April 19 86 at 2:54 PM
Book 37 Page 174 Recording Fee 20.00 Mary E. Welty, Recorder, By Shirley D. Henry Deputy

Compared

Section Four (4) North 0 degrees 24 minutes 11 seconds West 1320.67 feet to the Northwest corner of said forty, thence North 86 degrees 14 minutes 31 seconds East 1299.32 feet to the point of beginning, containing 37.68 acres more or less, and subject to public road easement; all in Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa

which partnership is also the holder of an easement benefitting the above described real estate, which easement encumbers land described as:

Commencing at the NW corner NW 1/4, SE 1/4 Section 4, Township 76 North, Range 26 West of the 5th PM, thence East 307.60 feet and North 55.30 feet to the point of beginning. Said point being 38.57 feet North of the North line of the SE 1/4. Thence N 86 degrees 48 minutes 53 seconds E 2,309.27 feet to the East line of Section 4, thence S 0 degrees, 0 minutes, 0 seconds 3,980.96 feet to the South line of the N 1/2 of NE 1/4 Section 9-76-26 thence S 87 degrees 15 minutes 4 seconds W 2,600.10 feet, thence N 53 degrees 56 minutes 30 seconds W 1,203.63 feet, thence N 24 degrees 6 minutes 35 seconds E 110.64 feet, thence N 27 degrees 14 minutes 37 seconds E 1,270.82 feet, thence S 81 degrees 39 minutes 22 seconds E 405.0 feet, thence N 8 degrees 20 minutes 32 seconds E 734.50 feet, thence S 86 degrees 14 minutes 31 seconds W 169.43 feet to the NW corner of SW 1/4, SE 1/4, thence S 86 degrees 14 minutes 31 seconds W 13.0 feet to a point on the center of county road, thence Northeasterly along a 1,910.0 foot radius curve 596.62 feet, thence N 1 degree 38 minutes 49 seconds E 601.22 feet, thence along a 204.64 foot radius curve 304.17 feet to the point of beginning, containing 258.76 acres, more or less, subject to public road easement.

And that QUAIL RIDGE, an Iowa general partnership is now in complete actual and sole possession of all of said real estate except as may be herein stated. 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, Code of Iowa, and other relevant statutes.

THE UNDERSIGNED further states that wherever in the chain of title to the above described real estate the name H. Alan Carver appears, it refers to one and the same person as Harold A. Carver; that H. Alan Carver and Linda A. Carver were husband and wife on January 19, 1979 and January 20, 1979; and that the Exchange Agreement recorded September 11, 1979 in Book 109, Page 296 of the Madison County Records was the document which should have been attached to the Quit Claim and Assignment recorded January 10, 1986 in Book 120, Page 483 of the Madison County Records; and that Quail Ridge and Quail Ridge Partnership are one and the same entity, being an Iowa general partnership.

THE UNDERSIGNED further states that the financing statement recorded November 8, 1982 in UCC Record #2 at page 482, given by Curt Sandahl and Michelle N. Sandahl to the Commodity Credit Corporation, does not encumber the real estate in the possession of Quail Ridge. The bins covered by this financing statement are located in the portion of the NW 1/4, SE 1/4 4-76-26 east of the county road. The portion of the NW 1/4, SE 1/4 4-76-26 described above, in the first legal description, is located west of the county road.

Dated this 3 day of April, 1986.

H. Alan Carver

H. Alan Carver, Affiant

DONALD A. FOLEY Iowa NOTARIAL

Subscribed and sworn to (or affirmed) in my presence by the said affiant this 3 day of April, 1986.

Donald A. Foley

Notary Public in and for the State of Iowa

POWER OF ATTORNEY

The undersigned, owner in possession of the real estate described above hereby directs that this affidavit be filed of record and hereby appoints the County Recorder of the County wherein said real estate is situated as the authorized attorney in fact to file same.

Quail Ridge, an Iowa general partnership

by H. Alan Carver

H. Alan Carver, partner

Owner in possession

AFFIDAVIT OF POSSESSION
PAGE 3.

STATE OF IOWA, COUNTY OF STORY ) ss:

On this 4 day of April, 1986, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared H. Alan Carver, to me personally known, who being by me duly sworn, did say that the person is one of the partners of Quail Ridge, a partnership, and that the instrument was signed on behalf of the partnership by authority of the partners and the partner acknowledged the execution of the instrument to be the voluntary act and deed of the partnership by it and by the partner voluntarily executed.

DONALD A. FOLEY Iowa NOTARIAL SEAL

Donald A. Foley
Notary Public in and for
the State of Iowa

MARGINAL ENTRY

STATE OF IOWA, MADISON COUNTY) 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 15 day of April, 1986.

Mary E. Welty
Recorder
Shirley D. Henry, Deputy

AFFIDAVIT OF POSSESSION
PAGE 4.