IOWA STATE BAR ASSOCIATION
Official Form No. 27.1. (Short Form) (Trade-Mark Registered, State of Iowa, 1967)

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

AFFIDAVIT OF POSSESSION

FILED NO. 1286
BOOK 37 PAGE 544

1986 DEC 31 AM 9:46

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $5.00

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 DON CHARLES ZIEMANN AND NORMA E. ZIEMANN

are now the record titleholders of the following described real estate situated in Madison County, to-wit:

The Southwest Quarter (¼) of Section Twenty-one (21), and the North Half (½) of the Northwest Quarter (¼) of Section Twenty-eight (28), in Township Seventy-seven (77) North of Range Twenty-seven (27) West of the 5th P.M., Madison County,

IND. E
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That said DON CHARLES ZIEMANN AND NORMA E. ZIEMANN are now in complete actual and sole possession of all of said real estate except as may be herein stated. 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, Code of Iowa, and other statutes relative thereto. That Herbert W. Rehbein and Charlotta Lee Rehbein own no interest in the N½ of the NW¼ of Section 28 in Township 77 North of Range 27 West of the 5th P.M., Madison County, Iowa, and that the legal description included in the mortgage from Herbert W. Rehbein and Charlotta Lee Rehbein to Earlham Savings Bank dated March 28, 198 and recorded April 5, 1985, in Mortgage Record 141 on page 772 was incorrect due to a scrivener's error, to the extent that it purported to include this property not owned by them. That wherever in the chain of title to the real property described at the beginning of this Affidavit of Possession the names Eveline Ziemann and C. Eveline Ziemann appear and wherever in the chain of title to the above-described property the names Don C. Ziemann and Don Charle Ziemann appear, they, respectively, refer to the same persons.

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 30th day of December 1986

Herbert W. Rehbein
Herbert W. Rehbein

Charlotta Lee Rehbein
Charlotta Lee Rehbein, Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 30 day of December 1986.

G. Stephen Watters
G. Stephen Watters, Notary Public in and for the State of Iowa

G. STEPHEN WATTERS
IOWA
NOTARIAL SEAL

● 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.

Don Charles Ziemann
Don Charles Ziemann

Norma E. Ziemann
Norma E. Ziemann, Owner in Possession

If the Power of Attorney is granted by a Corporation attach corporate acknowledgment (Official Form No. 12).

STATE OF IOWA, MADISON COUNTY, ss:

On this 30th day of Dec, 1986, before me, the undersigned, a Notary Public in and for the State of Iowa, personally appeared Don Charles Ziemann and Norma E. Ziemann, 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.

VICKI L. ALLEN
IOWA
NOTARIAL SEAL

Vicki L. Allen
Vicki L. Allen, Notary Public in and for the State of Iowa

● 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 31 day of December 1986.

Mary E. Welty
Recorder.

Authority: Teadell v. Hanes
248 Iowa 43 (1957)
82 NW(2d) 119.