Attest:
O. D. Simmons
City Clerk of the City of Winterset, Iowa

John K. Sawyer
Mayor of the City of Winterset, Iowa

CERTIFICATE

STATE OF IOWA COUNTY OF MADISON CITY OF WINTERSET )ss:

I, O. D. Simmons, the duly appointed, qualified and acting City Clerk of the City of Winterset, Iowa, hereby certify that the above and foregoing Ordinance No. 72 entitled "An ordinance amending Section 2 of Ordinance No. 64 of the City of Winterset, Iowa, and removing Block Nine (9) of the Original Town Plat of the City of Winterset, Iowa, from the fire limits of the City of Winterset, Iowa," was passed and adopted by the City Council of the City of Winterset, Iowa, at a regular meeting of the said City Council held on the 7th day of February, 1949, and was approved and signed by John K. Sawyer, Mayor of the City of Winterset, Iowa, on the 7th day of February, 1949, and was published in the Winterset Madisonian, a weekly newspaper published in the City of Winterset, Iowa, and of general circulation in the City of Winterset, Iowa, in its issue of February 9, 1949, as shown by the affidavit of publication on file in the office of the City Clerk, of the City of Winterset, Iowa, and that said ordinance has been recorded in the official ordinance book of the City of Winterset, Iowa, and has been authenicated by signatures of the presiding officers of said council and said clerk.

Witness my hand, in my official capacity, and the seal of the City of Winterset, Iowa, affixed hereto, this 27th day of April, 1949.

(City of Winterset Seal)

COMPARED O D Simmons City Clerk of the City of Winterset, Iowa

Mary Clark
To
The Public

#2593
Fee $ .50

Filed for record the 30 day of April A. D. 1949 at 10:38 o'clock A.M.

Wilma M. Wade, Recorder

AFFIDAVIT

State of Iowa, Madison County, ss.

I, Mary Clark, a resident of said State and County, being sworn, depose and say as follows: That I am a daughter of the Nettie A. Marshall who is named as grantee in a certain warranty deed dated Feb. 27, 1946, executed by Blanche I. Jones and husband, Walter E., recorded Feb. 28, 1946, in Deed Record 31, at page 366, of Madison County, Iowa, records, conveying Lot 3, in Block 3, in Danforth's Addition to the Town of Winterset, Madison County, Iowa; that subsequently and on Sept. 20, 1948, the said Nettie A. Marshall sold said real estate to C. N. Howard and Lena Howard and entered into a contract with them for the sale and conveyance thereof, which contract was recorded on Oct. 1, 1948, in Deed Record 32, at page 168, of said records, her signature on said contract appearing as Nettie Marshall. That the above named Nettie A. Marshall, grantee, is the same and identical person as the Nettie Marshall who signed the contract last hereinbefore referred to.

That I am in no way interested and make this affidavit for the sole purpose of explaining said discrepancy in names.

Mary Clark

Subscribed in my presence and sworn to before me by the said Mary Clark, affiant, this 6th day of April, A. D. 1949.

NOTARIAL SEAL

Esther Cochran Notary Public within and for Madison County, Iowa

Eunice Jane Robbins
To
T. A. Duer et al

#2614
Fee $ .60

Filed for record the 2 day of May A. D. 1949 at 1:15 o'clock P.M.

Wilma M. Wade, Recorder

RELEASE

I, Eunice Jane Robbins, of Winterset, Madison County, Iowa, being the present owner of the real estate described as the West one-third (1/3) of Lot Five (5) in Block Eleven (11) of the Original Town of Winterset, Iowa, hereby state that so far as the agreement is concerned which was made by The Citizens National Bank of Winterset, Iowa, with T. A. Duer

and Samuel Beerbower, dated April 19, 1884, recorded in Deed Record 2 of Madison County, Iowa, Records, at Page 584, there is no longer any heating apparatus in the basement nor in any other part of the building located on the Middle 1/3, running North and South, of said Lot 5, which furnishes any heat to the building located on the West 1/3 of said Lot 5; and that so far as said agreement is concerned with reference to any heating plant or rights to obtain heat or rights to go upon said Middle 1/3 of said Lot 5, with reference to any heating plant or furnishing of heat, said agreement is entirely cancelled and released, and no obligation or responsibility of any kind is now or hereafter imposed on said Middle 1/3 of Lot 5 in Block 11 of the Original Town of Winterset, Iowa, by reason of said agreement hereinbefore referred to, and said Middle 1/3 of said Lot 5 is released from any obligation or liability or responsibility of said agreement on account thereof, and this instrument operates as a quit claim to the same, so far as any heating plant or heating arrangements are concerned.

This release is made in view of the desire of Lyle H. Smith and Hazel E. Smith, husband and wife, who are acquiring title to said Middle 1/3 of said Lot 5, and of Daniel A. Pochter and wife who are conveying said Middle 1/3 of said Lot 5 to said Lyle H. Smith and wife, that there shall be no longer any doubt or cloud by reason of said agreement hereinbefore referred to so far as any heating plant or heating arrangements are concerned.

Dated this 30th day of April, 1949.

Eunice Jane Robbins

STATE OF IOWA, MADISON COUNTY, SS:

On this 30th day of April, 1949, before me, Daniel J. Gallery, a Notary Public in and for Madison County, Iowa, personally appeared Eunice Jane Robbins, widow, to me personally known and to me known to be the person named in and who executed the above and foregoing instrument and acknowledged that she executed the same as her voluntary act and deed.

NOTARIAL SEAL

hand and notarial seal this 30th day of April, 1949.

Daniel J. Gallery, Notary Public
in and for Madison County, Iowa.

Anna B. Allen
To
The Public

#2640
Fee $ .50 /

Filed for record the 3 day of May
A. D. 1949 at 3:06 o'clock P.M.
Wilma M. Wade, Recorder

AFFIDAVIT OF TAX TITLE

State of Iowa, Madison County, ) ss:

I, Anna B. Allen, being first duly sworn, on oath depose and say that on Sept. 27, 1939, the Treasurer of Madison County, Iowa, issued a tax deed to Iola Dick for the S½ of Lots 1, 2, and 3 in Block 3 of W. A. Jenkins Addition to the town of Winterset, Madison County, Iowa, and other real estate; that said tax deed was filed for record in the office of the County Recorder of Madison County, Iowa, on Oct. 18, 1939, and appears of record in Town Lot Deed Record 26, page 431, of the records in said office; and that said Iola Dick and husband, Earl H. Dick, did sell said above described real estate to Lenore Peacock by deed dated Apr. 30, 1943, and recorded in the office of the County Recorder of Madison County, Iowa, in Town Lot Deed Record 28, page 207; and that said Lenore Peacock and husband, Lawrence Peacock, did sell said real estate to Harry Locke and Vern Locke by deed dated May 26, 1945, and recorded in the office of the County Recorder of said county in Town Lot Deed Record 28, page 210; and that said Harry Locke and wife, Hazel Locke, and Vern Locke and wife, Opal Locke, did sell said real estate to Anna B. Allen by deed dated Nov. 12, 1948, and recorded in the office of the County Recorder of said county in Town Lot Deed Record 33, page 256; and that said Anna B. Allen is now in possession of such real estate and claims title to the same by virtue of such tax deed, or such purported tax title.

Any person claiming any right, title, or interest in or to such real estate adverse to