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

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

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

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

Wilma M. Wade, Recorder

Anna B. Allen To The Public

#2640

Fee $ .50

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

the title or purported title by virtue of such tax deed referred to herein, shall file a claim of the same with the Recorder of the county wherein such real estate is located, within one hundred twenty (120) days after the filing of this affidavit, such claim to set forth the nature thereof, also the time and manner in which such interest was acquired.

Anna B Allen

NOTARIAL SEAL

Subscribed in my presence and Sworn to before me this 3d day of May, A. D. 1949.

Harry F. Anderson Notary Public in and for Madison County, Iowa.

H. G. Tilton et al To The Public — #2641 — Fee $ .60/

Filed for record the 3 day of May A. D. 1949 at 3:09 o'clock P.M.

Wilma M. Wade, Recorder

AFFIDAVIT OF ADVERSE POSSESSION

State of Iowa, Madison County. ) ss:

I, H. G. Tilton, and I. Chester Rogers, of said county and state, each being first duly sworn on oath d epose and say that we have been residents of Madison County, Iowa, for more than 20 years last past, and during all of said time have lived in the neighborhood of and been familiar with the title, ownership, and occupancy of 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 we know of our own personal knowledge that Anna B. Allen entered into possession of said real estate on or about Nov. 12, 1948, under and by virtue of the warranty deed recorded in Town Lot Deed Rec. 33, page 256, of the records of said county and state, and that she and her grantors, immediate and remote, for more than 20 years last past, have been in the actual, open, notorious, continuous, adverse, exclusive, uninterrupted and peaceable possession, occupancy, and control of all of said real estate and every part and parcel thereof under claim of right and color of title, have occupied the same either by themselves or their tenants claiming under them, have paid the taxes thereon, and received the rents, issues, and profits thereof, and that no claim of any kind adverse to the possession of said parties has ever been asserted to any of said real estate to our personal knowledge since prior to Jan. 1, 1930, and that the said Anna B. Allen now enjoys peaceable possession thereof.

We further state that we are in no way interested in the title to the above described real estate, but make this affidavit at the request of the present owner thereof for the purpose of establishing of record the facts above set forth.

H. G. Tilton
Chester Rogers

Subscribed in my presence and Sworn to before me by the above named affiants this 17 day of February, A. D. 1949.

(Notarial Seal)

Harry F. Anderson Notary Public in and for Madison County, Iowa.

State of Iowa, Madison County. )ss:

I, Wilma M. Wade, County Recorder in and for said county and state aforesaid, hereby certify that the foregoing affidavit was filed in my office by the owner in possession as named in said affidavit, and recorded and entered on the records thereof on the 3 day of May, A. D. 1949.

COMPARED

Wilma M. Wade County Recorder of Madison County, Iowa.

Helen E. Heimberger To The Public — #2689 — Fee $ .50/

Filed for record the 4 day of May A. D. 1949 at 11:18 o'clock A.M.

Wilma M. Wade, Recorder

A F F I D A V I T

STATE OF IOWA DALLAS COUNTY )SS.

I, Helen E. Heimberger, being duly sworn, on oath depose and say:

That I am a daughter of Benjamin F. Myers, deceased, whose estate is being probated in Dallas County, Iowa, and is known as No. 5475 Probate in the office of the Clerk of the District Court of Dallas County, Iowa.

B. F. Myers named as one of the grantees in the warranty deed executed by Jacob M.