that the foregoing is a full, true and correct copy of Order of Court, in the matter of the Estate of Franklin M. Rhone, deceased as the same appears of record in my office.

Witness my hand and the Seal of the said Court hereto affixed, at my office in Creston Iowa, in said County on this 14th day of April, 1951

Eldon L. Breese Clerk
(DISTRICT COURT SEAL) By James W. Johnston Deputy

CERTIFICATION BY CLERK. The clerk of the trial court shall verify his return, whether it be of the record or transcription thereof, by his certificate, under seal, distinguishing between originals and transcripts, and such certification so made shall constitute a part of the record in the supreme court.

COMPARED

L. E. Slade To The Public

#3525
Fee $ .60

Filed for record the 26 day of April A. D. 1951 at 1:03 o'clock P. M.
Wilma M. Wade, Recorder

AFFIDAVIT

STATE OF IOWA: COUNTY OF POLK : SS.

I, L. E. Slade, being first duly sworn, on oath depose and say:

1. That I am the duly elected, qualified and acting Secretary of Iowa Power and Light Company, an Iowa corporation;

2. That on the date hereof said Iowa Power and Light Company is the owner of record of the following described property situated in Madison County, Iowa, to-wit:

The East Twenty-six (26) feet of the South Eighty-two (82) feet of Lot Four (4) in Block Two (2) of Clanton's Addition to the original town of St. Charles, Madison County, Iowa.

3. That the above described property is expressly excepted and excluded from the lien and operation of the Indenture of Mortgage and Deed of Trust dated as of August 1, 1943, executed by Iowa Power and Light Company to Harris Trust and Savings Bank and Harold Eckhart, Trustees, and from the lien and operation of indentures supplemental thereto, except that if the Trustees or either of them or any receiver appointed under said Indenture shall enter upon and take possession of the mortgaged property upon the happening and continuance of an event of default as defined in said Indenture, the Trustees or such receiver may, to the extent permitted by law, at the same time likewise take possession of any and all of the Excepted Property described therein then on hand which is used or useful in connection with the business of the Company;

4. That no such event of default as defined in said Indenture which would authorize the Trustees or either of them or any receiver appointed thereunder to take possession of the mortgaged property has occurred, that no receiver has been appointed thereunder, and that said Trustees have not entered upon or taken possession of any of the mortgaged property or of any of the Excepted Property described in said Indenture;

5. That Iowa Power and Light Company remains in complete possession of the above described property, and is fully authorized to sell and convey the same free and clear of the lien of said Indenture and indentures supplemental thereto, no such lien having ever attached to said property.

This affidavit is made at the request of Iowa Power and Light Company, the record owner in possession of the above described real estate.

Dated this 31st day of October, 1950. L. E. Slade

SUBSCRIBED in my presence and sworn to before me by L. E. Slade this 31st day of October, 1950.

(Notarial Seal) Henry F. Reed Notary Public in and for Polk County, Iowa.

TO THE RECORDER OF MADISON COUNTY, IOWA:

You are hereby requested to file and record the above and foregoing affidavit.

IOWA POWER AND LIGHT COMPANY,
By L. E. Slade Secretary

COMPARED