the day and year last above written.

Mabelle Smith Notary Public
(Notarial Seal) in and for Madison County, Iowa

OFFICE OF THE SECRETARY OF STATE
Des Moines, Iowa

This instrument recorded in Book 2-P, Page 479, Aug. 12 - 1954 Expires Perpetual,
Cert. No. 7901, Receipt No. 7901 Filed By Jno. N. Hartley, Atty. Winterset, Iowa,
Filing Fee 10.00 Recording Fee 2.50 Melvin D. Synhorst Secretary of State COMPARED

E. W. Cummins
To
The Public

#4491
Fee $ 1.60 VGH

Filed for record the 26 day of August A. D. 1954 at 4:30 o'clock P. M.
Wilma M. Wade, Recorder
Mary E. Welty, Deputy

AFFIDAVIT

State of Iowa, Madison County, ss.

I, E. W. Cummins, a resident of said state and county, being sworn, depose and say as follows:

That on May 21, 1954, in the Matter of the Estate of Edward Lavalleur, Deceased, being No. 5547 Probate in the District Court of Madison County, Iowa, the Court appointed T. F. Ruth, Jeff Reed and this affiant as appraisers to appraise all of the property, both real and personal, owned by the said Edward Lavalleur at the time of his death, and on June 7, 1954, a commission was issued to said persons as appraisers to appraise the value of the real and personal property of said decedent. That I well and personally know that the Jeff Reid who subscribed to the oath as one of said appraisers was the same and identical person as the Jeff Reed named in said order and in said commission.

That I was well and personally acquainted with said decedent, Edward Lavalleur, during his lifetime, and know that he was the same person as the Ed Lavalleur who is named as grantee, in a deed from M. J. Johnson and wife, dated Apr. 23, 1928, filed for record Apr. 20, 1935, recorded at page 150 of Deed Record 27, of Madison County, Iowa, records, which conveyed the undivided 1/2 of Lot 1, in Block 31, Original Town of Winterset, Madison County, Iowa; and I know that wherever the names Ed Lavalleur and Edward Lavalleur appear in the record chain of title to said real estate, they refer to one and the same person.

That I am well and personally acquainted with Della C. Lavalleur, the mother of the said Ed (or Edward) Lavalleur, and know that she is the same person as the Mrs. Della Lavalleur who is named as grantee in a deed from M. J. Johnson and wife, dated Apr. 23, 1928, filed for record June 12, 1936, recorded at page 245 of Deed Record 27, of said records, which conveyed the undivided 1/2 of Lot 1, in Block 31, Original Town of Winterset, Madison County, Iowa; and I know that wherever the names Della Lavalleur, Della C. Lavalleur, Mrs. Della Lavalleur appear in the record chain of title to said real estate, they refer to one and the same person.

That I am now and have been for more than forty years last past a resident of Madison County, Iowa; that throughout such period of time I have been well and personally acquainted with the possession, ownership, occupancy and control of the following described real estate, to-wit: Commencing at a point 73 feet South of the Northwest corner of Lot 1, in Block 31, of the Original Town Plat of the City of Winterset, Iowa, thence East 44 feet, thence South 12 feet, thence East 22 feet to the East line of said Lot 1, thence South along the East line of said Lot 1, 47 feet to the Southeast corner thereof, thence West along the South line of said Lot 1, 66 feet to the Southwest corner thereof, thence North on the West line of said Lot 1, 59 feet to the place of beginning. That to my personal knowledge, Della Lavalleur, present record holder of title to said real estate, together with her grantors and predecessors in possession and ownership thereof, immediate and remote, has, during all of said period of time, had, held, owned and enjoyed the full, absolute, uninterrupted, peaceable and adverse possession of the whole thereof, and that to my knowledge, no person,

State of Iowa
Madison County } ss.

I hereby certify that the annexed affidavit was filed by
the owner in possession of the
Lands Mentioned therein. Dated August 26, 1954
Wilma M. Wade, Recorder

firm, or corporation has, throughout said period of time, made or asserted, or attempted to make or assert, any claim of right, title or interest in or to said real estate or any part thereof adverse to the said Della Lavalleur or her said grantors.

That I am in no way interested and make this affidavit in support of the title of Della Lavalleur in and to the real estate last herein described as provided by Sec. 614.17 of the 1954 Code of Iowa.

E. W. Cummins

Subscribed in my presence and sworn to before me by the said E. W. Cummins, affiant, this 26 day of August, A. D. 1954.

NOTARIAL SEAL

H. C. Fosher Notary Public
in and for Madison County, Iowa.

Virgil E. Smith
To
The Public

#4495

Fee $ 1.20

Filed for record the 27 day of August A. D. 1954 at 10:30 o'clock A. M.
Wilma M. Wade, Recorder
Mary E. Welty, Deputy

AFFIDAVIT VGM

State of Iowa, Madison County, ss.

I, Virgil E. Smith, a resident of said state and county, being sworn, depose and say as follows:

That on and subsequent to June 30, 1942, I operated the filling and service station located on the real estate which is more particularly described in the Lease and Option to Cities Service Oil Company, executed by Ed Lavalleur, Lucinda Lavalleur and Della Lavalleur, which is of record at page 392 of Chattel Mortgage Record 55, in the office of the County Recorder of Madison County, Iowa.

That on or about March 1, 1943, I acquired from said Cities Service Oil Company, all its right, title and interest in and to said Option, and as assignee of said Cities Service Oil Company, I exercised the option to purchase provided for in said lease, receiving from the said Ed Lavalleur and wife, Lucinda Lavalleur, and Della Lavalleur, single, a deed for real estate described as commencing at the Northeast corner of Lot 1, in Block 31, Original Town Plat of the City of Winterset, Madison County, Iowa, thence West along the North property line 66 feet, to the West side of Lot 1, thence South along the West side of Lot 1, 73 feet, thence East 44 feet, thence South 12 feet, thence East 22 feet to the East line of Lot 1, thence North along the East line of Lot 1, 85 feet to the place of beginning, which was dated July 1, 1946, was filed for record on Aug. 1, 1946, and is of record at page 501 of Deed Record 31, in the office of said County Recorder, and a grant of right of way over and across real estate described as commencing at a point 73 feet South and 34 feet East of the Northwest corner of Lot 1, in Block 31, of the Original Town of Winterset, Iowa, thence Southeast on a straight line to the Southeast corner of said Lot 1, thence North on the East line thereof 47 feet, thence West 22 feet, thence North 12 feet, thence West 10 feet to the place of beginning, which was dated July 1, 1946, was filed for record on Aug. 1, 1946, and is of record at page 539 of Deed Record 30, in the office of said County Recorder.

That said deed and grant of right of way were received and accepted by me as a compliance in full by the said Ed Lavalleur, Lucinda Lavalleur and Della Lavalleur of the option to purchase by them given first herein referred to.

Virgil E. Smith

Subscribed in my presence and sworn to before me by the said Virgil E. Smith, affiant, this 27 day of August, A. D. 1954.

NOTARIAL SEAL

H. C. Fosher Notary Public
in and for Madison County, Iowa.