That I am the owner of the following described real estate, to-wit:

Outlot Eight (8) in the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Eleven (11), in Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P. M., Madison County, Iowa, excepting therefrom the following tract, to-wit:- Commencing at a point 50 feet East and 15 feet South of the Southeast corner of Block One (1) of the Original Town of East Peru, Iowa, and running thence North 33½ feet, thence East 40 feet, thence South to the right of way of the Chicago Great Western Railway, thence Southwest along said right of way to the place of beginning;

That I have been in complete possession of this real estate for the last thirty (30) years.

That this property was incorrectly described in the Warranty Deed from Joel White and Anna B. White, husband and wife, by which I was conveyed this real estate in 1927.

That said Deed erroneously failed to include the following described tract of land, to-wit:

Commencing at a point 50 feet East and 83 feet North of the Southeast Corner of Block One (1) of the Original Town of East Peru, Iowa, and running thence East Forty (40) feet, thence North to the North line of said Outlot Eight (8), thence West along said North line to the Northwest corner thereof, thence South along the West line thereof to the place of beginning.

That it was understood at that time by Joel White and Anna B. White and myself that the conveyance should have included this tract of land under which they were the record title owners and I took possession of this land at that time.

That this Affidavit is made in accordance with Section 558.8 of the Iowa Code for the purpose of explaining this defect in the chain of title.

Dated at Winterset, Iowa, this 23 day of September 1957.

Margaret D. Travis

Subscribed in my presence and sworn to before me by Margaret D. Travis this 23rd day of September, 1957.

NOTARIAL SEAL

Shirley A. Webster Notary Public in and for Madison County, Iowa.

Iowa State Highway Comm. To The Public

#3133 Fee $3.00 VGH

Filed for record the 18 day of September A. D. 1957 at 4:30 o'clock P. M. Mary E. Welty, Recorder

AFFIDAVIT

STATE OF IOWA COUNTY OF STORY) ss

I, L. M. Clauson, being duly sworn upon my oath depose and state that I am the Deputy Chief Engineer of the Iowa State Highway Commission, and that I am acting as the custodian of the Controlled Access Records for the Chief Enginner of said Commission, and that the attached Resolution of controlled access was adopted by the Iowa State Highway Commission on the date indicated thereon, and as a result thereof, the rights of access are controlled on the property abutting the primary highways described on the attached sheet and on the map attached hereto; each of said attached documents being made a part hereof by reference.

Signed at Ames, Iowa this 13 day of Sept., 1957.

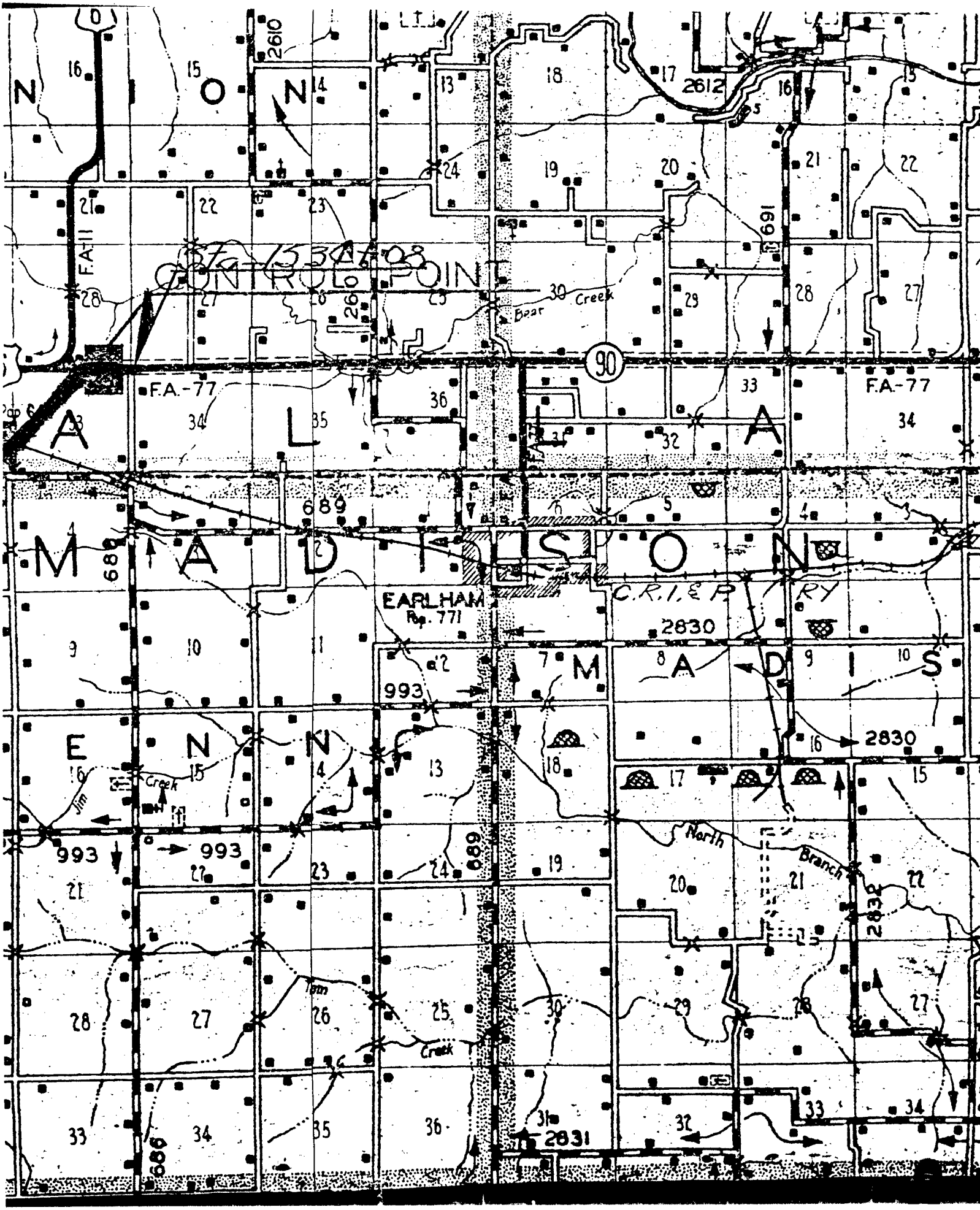
L. M. Clauson

On this 13 day of Sept. A. D. 1957 before me a Notary Public in and for Story County, Iowa, personally appeared L. M. Clauson, Deputy Chief Engineer of the Iowa State Highway Commission, to me known to be the person named in and who executed the foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

(Notarial Seal)

Clara B. Fox Notary Public in and for Story County, Iowa

COMPARED


MADISON
MADISON
EARLHAM
Pop. 771
C.R.I.&P. RY
CONTROL POINT
Bear Creek
North Branch
Jim Creek
Tom Creek
F.A.-77
F.A.-11
90
689
691
993
2610
2612
2830
2831
2832
686

Miscellaneous Record, No. 26, Madison County, Iowa

RESOLUTION

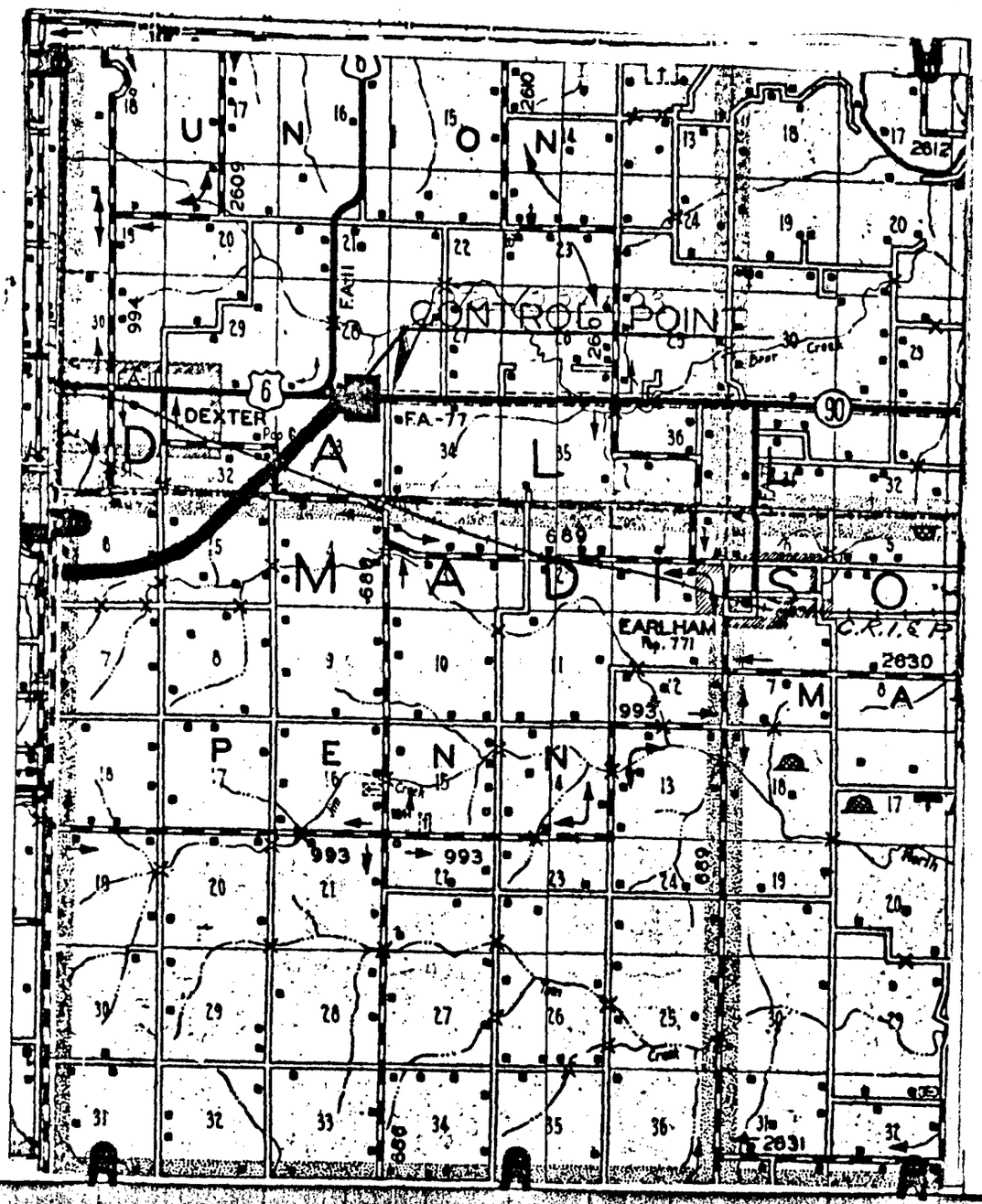
BE IT RESOLVED by the Iowa State Highway Commission: That the Commission finds, determines, and declares that for the immediate preservation of the public peace, health and safety, and for the promotion of the general welfare, the rights of direct access to, from, and across Primary Highway Number Insterstate 1 as set out on the attached map and identified as Project Number I-01-2, Adair Dallas-Cass-Madison County, and more specifically described as follows:

Beginning at Sta. 600+00 to Sta. 1294+34.6 and
Sta. 771+00.0 to Sta. 1534+00

shall be controlled under the authority and provisions of Chapter 148, Acts of the 56th General Assembly. The Chief Enginner is hereby authorised and directed to acquire, by the exercise of eminent domain or otherwise, the necessary right of way to carry out the purposes expressed in Chapter 148 and in this resolution, and also to acquire the right of ingress and egress to control the access to said highway.

Resolution adopted by the Commission on Sep 3 1957 (Date)

COMPARED



See original Record Book