

NOTICE OF SHERIFF'S LEVY AND SALE

IN THE IOWA DISTRICT COURT FOR WAPELLO COUNTY

COURT CASE #EQEQ109697
WAPELLO COUNTY

- Special Execution
- General Execution
- Other

JOHN HELGERSON & STEVEN L. ROQUET

Plaintiff(s)

VS.

BRIAN G. KENNEDY; JUDITH D. KENNEDY; STATE OF IOWA; TAMI STRAITE, N/K/A TAMI BASYE;
KENNETH A. DUKER; MIDWESTONE BANK, AREA XV REGIONAL PLANNING COMMISSION; MAHASKA BOTTLING
COMPANY; CITY OF OTTUMWA

Defendant(s)

As a result of the judgment rendered in the above referenced court case, an execution was issued by the court to the Sheriff of this county. The execution ordered the sale of the defendant(s)

- Real Estate
- Personal Property
- Described Below
- On Attached Sheet

to satisfy the judgment. The property to be sold is

JUDGMENT IN REM

A part of Tract 1 and a part of Tract 2 as shown on the Graham Survey recorded in Book 8-H at Page 323 and being a portion of the Northwest Quarter of the Southeast Quarter of Section Thirty-three (33), Township Seventy-two (72) North, Range Fourteen (14) West of the Fifth P.M., Wapello County, Iowa and being more particularly described as follows: Commencing at the Northwest corner of the Southwest Quarter of the Southeast Quarter of said Section; thence South 00°03' East, along the West line of said Tract 2, a distance of 261.4 feet to the Southwest corner of said Tract 2; thence North 89°37' East, along the South line of said Tract 2, a distance of 198.1 feet to the Point of Beginning; thence North 00°04' West, 304.1 feet to the South line of Tract 3 of the said Graham Survey, produced West; thence South 89°54' East, along the said South Line and its easterly projection, 714.9 feet; thence South 00°10' West, 24.4 feet to a point on the center line of Bluegrass Road, said point being on a curve, concave Southeasterly, from which the radius point bears South 45°48' East, 382.00 feet; thence Southwesterly along the said Center line and the arc of said curve, through a central angle of 22°21', a distance of 149.0 feet to the Northeast corner of said Tract 1; thence South 89°37' West, along the North line of said Tract 1, a distance of 268.4 feet; thence South 00°23' East, 150.0 feet; thence South 89°37' West, 366.4 feet to the Point of Beginning. Said parcel contains 3.61 acres gross and 3.45 acres net and is subject to easements. EXCEPT that part of the above described parcel which is including as part of Lot A, Kennedy's Section Addition to Wapello County, Iowa.

Local Address: 16303 BLUEGRASS RD, OTTUMWA

The described property will be offered for sale at public auction for cash only as follows:

Date of Sale: 05/20/2015 Time of Sale: 10:15 A.M. Place of Sale: 330 W. 2nd Street Ottumwa, IA-Law Enforcement Ctr.

- Homestead: Defendant is advised that if the described real estate includes the homestead (which must not exceed ½ acre if within a city or town plat, or, if rural must not exceed 40 acres), defendant must file a homestead plat with the Sheriff within ten (10) days after service of this notice, or the Sheriff will have it platted and charge the costs to this case
- Redemption: After sale of real estate, the defendant may redeem the property within _____
- This is not subject to redemption.
- Property exemption: Certain money or property may be exempt. Contact your property attorney to review specific provisions of the law and file appropriate notice, if applicable.

Judgment Amount \$108,050.83 Costs \$10,298.59 Accruing Costs Pending Interest \$910.53

% from 3.38% 02/18/2015 Attorney: JOHN WEBBER III

Date: 03/18/2015

Mark H. Miller, Sheriff
Wapello County, Iowa

Donald Phillips, Chief Deputy Sheriff
Wapello County, Iowa