

369

Anna Denahue)
 to) Affidavit(
 The Public)

Filed for Record March 27th A.D. 1909 at 9.30 oclock A.M.

70 George Hill Recorder
 By Daisy Hill Deputy.

State of Iowa Madison CountySS;

I, Anna Donahue, of said County and State on oath say that I am the widow of Michael Donahue who formerly owned the South half ($\frac{1}{2}$) of the North West Quarter ($\frac{1}{4}$) of Section (12), and the North West Quarter ($\frac{1}{4}$) of the South West Quarter ($\frac{1}{4}$) of Section one (1) in Township Seventy six (76) North, of range twenty seven (27) west of the 5th P.M., IOWA; that I lived continuously on said land from August 17th, 1874, until about March 1st, 1909. That Willard Lease or W.N. Lease at no time owned said land or any part thereof or had any interest therein; that myself and husband, and after his death myself and family or some members thereof lived on said land, and occupied and used all of it; (that said Lease did at one time own the North half ($\frac{1}{2}$) of the North West Quarter ($\frac{1}{4}$) of said Section (12) in the township and range aforesaid, but that he did not at any time own the South half ($\frac{1}{2}$) of said Quarter Section, or have any possession thereof or of any part of it, and that the two mortgages executed by said W.N. Lease or Willard Lease, which appear to be upon the South half ($\frac{1}{2}$) of said Quarter Section, appear to be executed thereon only through error and mistake in the description of the land intended to be covered and included therein. That I know James Clendenin who on or about July 10th, 1875, executed an instrument recorded in mortgage record six (6) of Madison County, Iowa, at page 139 thereof, which it is claimed creates a cloud upon the title to the North West Quarter ($\frac{1}{4}$) of the South West Quarter ($\frac{1}{4}$) of Section one (1) in said Township and range; that said Clendenin did own the South West Quarter ($\frac{1}{4}$) of the South East Quarter ($\frac{1}{4}$) of said Section, but never owned the North West Quarter ($\frac{1}{4}$) of the South West Quarter ($\frac{1}{4}$) of said Section or had any interest therein of any kind, or any possession of the same or any part of it; that at the time of the execution of said instrument and ever since myself and husband and since his death myself and family or some of them have been in the possession and occupancy of the whole of said land, and no one ever interfered with or questioned the title and right to possession of my husband, and since his death of myself and children or James Donahue my son, to whom we conveyed our interest therein. That I never knew personally John C. Tomlinson who on or about October 29th, 1851, conveyed unto Thomas Quillin the south east quarter ($\frac{1}{4}$) of the north east quarter ($\frac{1}{4}$) of Section eleven (11), the south half ($\frac{1}{2}$) of the north west quarter ($\frac{1}{4}$) of Section twelve (12), and the north west quarter ($\frac{1}{4}$) of the south west Quarter ($\frac{1}{4}$) of section one (1), all in the township and range aforesaid, but that I have often heard in the neighborhood of the said John C. Tomlinson, and heard of him, and that by reputation he was then a single and unmarried man, and I believe he was.

Witness W.S. Cooper.

Anna A. Donahue.
mark

Subscribed and sworn to before me and in my presence by the said affiant this 18th day of March, A.D. 1909.

W.S. Cooper.
 Notary Public in and for Madison County, Iowa.

NOTARIAL
 SEAL