

A.W. Crawford)

#907

Sarah J. Berry)  
to ) Affidavit ( Filed for Record March 10th A.D. 1911 at 9.05 o'clock A.M.  
The Public )

George Hill Recorder.  
By Daisy Hill Deputy.

State of Iowa Madison County SS:

I, Sarah J. Berry a resident of said County and State, being first duly sworn, on my oath depose and say that I was well and personally acquainted with William H. Berry during his life time, and with his children and heirs at law; that the Mary Jane Berry named as one of the defendants in an action in the District Court of Madison County, Iowa wherein L.H. Rehard, executor of the last will of William H. Berry, deceased, was plaintiff and Mary Jane Berry and others were defendants, in which action the petition was filed September 4th, 1889, is the daughter of James S. Berry, deceased, who was a son of the said William H. Berry, she being the person referred to in the Registry of Heirs in the estate of said William H. Berry as "one child living. Girl. Trenton, Mo." That said James S. Berry died prior to the death of his father, the said William H. Berry, and that the said Mary Jane Berry was his only child. That Elizabeth A. Cornelison named as one of the defendants in the above mentioned action wherein L.H. Rehard, executor, is plaintiff, is the same and identical person as Elizabeth A. Berry who is named as one of the heirs at law of William H. Berry, deceased, in the Registry of Heirs filed in his estate, and that Margaret S. Ferguson named as one of the defendants in said action is the same and identical person as Margaret S. Berry named as one of the heirs at law in the Registry of Heirs in the estate of William H. Berry, deceased; that Leroy L. Berry named as one of the defendants in said action was not an heir at law of said William H. Berry, deceased, but was a grandson of said William H. Berry and named in his will as one of the residuary devisees thereof; that the said William H. Berry was a widower at the time of his death and left no widow surviving him; that William H. Berry, patentee of the Southeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Thirty-Five (35) in Township Seventy-four (74) North, of Range Twenty eight (28) West of the 5th P.M. from the United States Government is the same and identical person as William Berry, who, with his wife, Matilda, conveyed to Harbert Harris, the South Half ( $\frac{1}{2}$ ) of the North Half ( $\frac{1}{2}$ ) of the Southeast Quarter ( $\frac{1}{4}$ ) of the Northwest Quarter ( $\frac{1}{4}$ ) of Section Thirty Five (35) in Township Seventy Four (74) North of Range Twenty Eight (28) by deed dated April 28th, 1857. Further deponent saith not.

*her mark*  
Sarah J. Berry

Subscribed and sworn to before me by the said Sarah J. Berry this 2 day of March A.D. 1911.

NOTARIAL  
SEAL

R.W. McKinney.  
Notary Public in and for said County.