

Miscellaneous Record, No. 18, Madison County

#360
 McK Miller } Filed for record the 3rd day of Sept. A. D. 1913 at 10:20 o'clock A. M.
 to)
 The Public.) Afft. Fee, \$4.60
 Joannette E. Bock, Recorder.

State of Iowa, Madison County, SS: I, McK Miller, of the County of Madison and State of Iowa, being duly sworn, depose and on oath say, that I am a son of George W. Miller, SR., and Elizabeth Miller, both deceased, that the said George W. Miller, Sr., at the time of his death was the owner of the North East Quarter (Fractional) ($\frac{1}{4}$) of Section Two (2) in Township Seventy-six (76) North, of Range Twenty-eight (28) West of 5th P.M., Madison County, Iowa, and the said George W. Miller, Sr., left surviving him William K. Miller, John B. Miller, McK Miller, this affiant, George W. Miller, Jr., James E. Miller, sons, and Jennie B. Beerbower a daughter, as his only heirs at law, and Elizabeth Miller as his surviving spouse.

That the said George W. Miller, Sr., died testate, devising to the said surviving spouse a life estate in the above described real estate, and the record does not show that the said widow ever accepted the terms of said will, and this affiant states that he was the agent of the said Elizabeth Miller from the time of the death of her said husband to the time of her death which occurred September, 14th, 1912, and I know that the said Elizabeth Miller did in fact accept the provisions of said will, and did accept the rents and profits of said real estate from the time of the death of her said husband up to the time of her death, for I collected said rents and profits for her and paid them to her and for her, and I know that she never had any intention of claiming or accepting any dower or distributive share in said real estate.

That since the death of George W. Miller, Sr., his son George W. Miller, Jr., has died, his death taking place in Des Moines, Iowa, on March 6, 1912, and he left surviving him his widow, Elizabeth Miller, and son Ray G. Miller and daughter, Abbie McGuire, as his only children and heirs at law. That the widow and heirs at law of George W. Miller, Jr. and the other heirs at law above named as heirs at law of George W. Miller, Sr., together with their husband and wives, are the heirs at law and only heirs at law of Elizabeth Miller, deceased, the heirs at law of George W. Miller, Sr., and of Elizabeth Miller, being at this time identical. That the said Jennie B. Beerbower is now married to Barger Worthing.

That I have examined the abstract to the above real estate prepared by O. E. Beach, wherein is shown taxes assessed against William Miller in Lee Township for the years 1891 and 1892, and in Douglas Township for 1903, and Crawford Township for 1903 and in Walnut Township for 1909, and against Geo. Miller for 1895 in Grand River Township, and I know that the parties against whom said taxes are assessed are not either of the heirs at law named herein, that the said William Miller never lived in either of the Townships named and Georg-W. Miller, Jr., never lived in Grand River Township, and both of said parties moved from Madison County, Iowa, in the year of 1888, and neither of them have lived in this county since.

McK. Miller.

Subscribed and sworn to before me by McK Miller this 3rd day of September, 1913.

NOTARIAL
SEAL

W. O. Lucas,
Notary Public.