

Miscellaneous Record, No. 18, Madison County

All of which statements are within my personal knowledge, and I have no interest in making this affidavit, other than to establish of record, the facts herein stated.

B.C. Williams.

Subscribed and sworn to before me and in my presence, by the said affiant, this 17th day of February, A.D. 1914.

J. E. Tidrick,
Notary Public within and for said County.

J.P. Steele) Filed for record the 20th day of Feb A.D. 1914 at 5 o'clock P.M.
to)
The Public) Afft. Jeannette E. Back. Recorder

Fee, \$1.50



*450
State of Iowa Madison County, ss. I, J.P. Steele, of said County and State, being first duly sworn, do, upon my oath, depose and say:- That I have resided in Union Township, Madison County, Iowa, being Township 76 North, Range Twenty-seven West of the 5th P.M. continuously for more than 25 years last past: that I was well and personally acquainted with Thomas Garlinger, named as Grantor in a contract for deed to The Des Moines Southern Railway Company, dated April 25th, 1902 and recorded in Mortgage Record 41 at Page 306 of the records of said County, agreeing to convey a right of way across the E $\frac{1}{2}$ NW $\frac{1}{4}$ 20-76-27 and well knew the land he owned in said township and well knew the ownership of lands in Sec 20-76-27 in 1902 and for many years prior thereto and since that time, and know of my own personal knowledge that on the date of said contract the said Thomas Garlinger did not own any part of the E $\frac{1}{2}$ NW $\frac{1}{4}$ 20-76-27 but that he did then own a part of the SW $\frac{1}{4}$ 20-76-27 that I acted as attorney for the said railway company at the time of the securing of the right of way and am familiar with the location of the same and know that it was not and was not intended to be located on the E $\frac{1}{2}$ NW $\frac{1}{4}$ 20-76-27 but was intended to be located on and across the E $\frac{1}{2}$ SW $\frac{1}{4}$ 20-76-27 and the writing of NW $\frac{1}{4}$ in said contract was an error and should have been SW $\frac{1}{4}$. That I have no interest in making this affidavit except to establish the facts herein set forth, all of which is true as I verily believe.

J.P. Steele.

Subscribed in my presence and sworn to before me by the above named affiant this 20th day of February, A.D. 1914.

J.E. Tidrick,
Notary Public in and for Madison County, Iowa.