

Miscellaneous Record, No. 18, Madison County

ORIGINAL
REAL

J.F. Leonard) Filed for record the 3rd day of June A.D. 1914, at 4:30 o'clock P.M.
to Jeannette E. Beck, Recorder.
The Public) Afft.

Per S. S.

AUDITED
U. F. R.

State of Iowa, Madison County, SS.

I, J.F. Leonard, of said County and State, being first duly sworn, do, upon my oath, depose and say:—That I was personally and well acquainted with Rhoda McCarty, named as grantee in a certain deed executed by Elijah Smith and recorded in Deed Record 14 at Page 164 of the deed records of Madison County, Iowa, on the 24th day of October, A.D. 1875, conveying the S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ & N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ 17-76-26, and know of my own personal knowledge that she was the same identical person as the Rhoda McCarty whose last will and testament was admitted to probate in the District Court of said Madison County, Iowa on September 27th, 1893 and whose estate was probated in said Court, being No. 1154 Probate, and of which R.B. Coe was appointed Administrator on August 24th, 1893. That I was in 1893, and am yet, a regular practicing attorney at law and practicing in Madison County, Iowa, That as such attorney I drew the said last will and testament and had same admitted to probate and acted as the attorney for Administrator, R.B. Coe, in the subsequent proceedings of closing said estate and selling the real estate belonging thereto. That at all places in said matter of said estate where the name "Rhoda McCarthy" appears of record the same is an error of the person or officer making such record. That I have this day carefully

4555

Miscellaneous Record, No. 18, Madison County

307

examined the original last will and testament of said Rhoda McCarty as the same is now on file in the office of the Clerk of said Court and that the signature thereto is "Rhoda McCarty" and that at all places therein where the name appears it is very plainly written "McCarty".

That I have no interest in making the above affidavit except to establish the facts therein stated and this affidavit is made at the request of the present owner of said real estate for the purpose of explaining said defects in the title thereto.

J.F.Leonard.

Subscribed in my presence and sworn to before me by the above named affiant this 3rd day of June, A.D. 1914.

J E. Tidrick.

Notary Public in and for Madison County, Iowa.

