

## Miscellaneous Record, No. 18, Madison County

#645  
S. H. Boling) Filed for record the 12<sup>th</sup> day of Nov A.D. 1914 at 9:55 o'clock A.M.  
to  
The Public ) Afft. Fee \$1.70 AUDITED J. F. R.  
Jeannette E. Beck, Recorder

State of Iowa, Madison County, ss I, S. H. Boling a resident in Madison County, Iowa, being duly sworn, depose and say, that I was well acquainted with Wm. P. Shipley and Malinda Shipley, his wife, of Madison County, Iowa, on the 11th day of February, 1878 when at said date, they by warranty deed conveyed to S. A. Shipley, the following described real estate, situated in Madison County, Iowa, to-wit:

The North West Quarter ( $\frac{1}{4}$ ) of the North West Quarter ( $\frac{1}{4}$ ) of Section Twenty Six (26), and the North East Quarter ( $\frac{1}{4}$ ) of the North East Quarter ( $\frac{1}{4}$ ) and the South East Quarter ( $\frac{1}{4}$ ) of the South East Quarter ( $\frac{1}{4}$ ) of Section Twenty Seven (27) all in Township Seventy Four (74), North, of Range Twenty Eight (28), West of the 5th Principal Meridian, and other lands being conveyed in the deed. While the land conveyed in this deed was in Range Twenty Eight (28), it appears in the land records as being in Range Twenty Seven (27), which is error.

I further say I was well acquainted with said Wm. P. Shipley and said Malinda Shipley his wife and with all their children and heirs quite a number years before the deaths of said Wm. P. Shipley and Malinda Shipley and at the respective times of their deaths; that said Wm. P. Shipley died on or about 1879 and said Malinda Shipley died unmarried on or about 1908 and after the death of her said husband Wm. P. Shipley.

That at the deaths of said Wm. P. Shipley and Malinda Shipley, the following named persons were the only children and heirs at law of said Wm. P. Shipley and Malinda Shipley, to-wit: S. A. Shipley, full name, Samuel A. Shipley, a son, A. H. Shipley, a son, J. L. Shipley, a son, and Caroline Hurt, a daughter, who married, and became the wife of William N. Hurt.

I further say that said S. A. Shipley, A. H. Shipley, J. L. Shipley and Caroline Hurt, sometimes called Carrie Hurt, are identically the same persons, whom the District Court of Madison County, Iowa finds and decrees to be the heirs of said Wm. P. Shipley and said Malinda Shipley his wife; in an action in equity in said Court, wherein Porter E. Tomlinson was plaintiff and said S. A. Shipley, A. H. Shipley, J. L. Shipley, Caroline Hurt and others were defendants, and also wherein the unknown claimants of said North West  $\frac{1}{4}$  of said North West  $\frac{1}{4}$  of said Section 26, said North East  $\frac{1}{4}$  of said North East  $\frac{1}{4}$  of said Section 27, the West Half ( $\frac{1}{2}$ ) of the South East  $\frac{1}{4}$  of the North East  $\frac{1}{4}$  of said Section 27, and the West Half ( $\frac{1}{2}$ ) of the South East  $\frac{1}{4}$  of the South East  $\frac{1}{4}$  of said Section 27 all in said Township 74 North of said Range 28 West of the 5th P.M. were also made defendants, said action being number 9726 in Equity in said Court and recorded in the Appearance Docket U, Page 63 of said Court; that in said action and decree said Court finds that said Wm. P. Shipley and said Malinda Shipley died intestate. That said decree was rendered at the September Term, A.D. 1908 of said District Court.

I further say I state the above facts from personal knowledge, and that I have no interest in the lands above described, nor in the title of any one to the same.  
S. H. Boling.

Subscribed in my presence and sworn to before me by the above named S. H. Boling this 11th day of November, 1914.

Carl R. Meyer,  
Notary Public in and for Madison County, Iowa.

NOTARIAL  
SEAL