

Jos F. Smith) Filed for record the 25th day of July A.D. 1916 at 9:50 o'clock A.M.
to Jeannette E. Beck, Recorder.
The Public) Afft. Fee \$5.00 ✓ #2069. By Edith E. Cornell, Deputy.

State of Iowa, Madison County. ss. I, Jos. F. Smith, of said County and State, being first duly sworn, depose and say that I was one of the attorneys for Plaintiff in the Action entitled Ellis Gregory, Plaintiff Vs. Benjamin F. Lorimor, et al, Defendants, which Action is entered in Appearance Docket "I" at page 121 as No. 11493, Equity, in the office of the Clerk of the District Court of the State of Iowa in and for Madison County.

I further state that I drew the petition in said action and that the Defendants named in the caption of the petition, beginning with Benjamin F. Lorimor and ending with M. E. Lorimor, have no connection whatever with the title to the West Sixty (60) rods of the North-west Fractional Quarter ($\frac{1}{4}$) of Section Five (5), Township Seventy-four (74) North, of Range Twenty-seven (27), but that they were connected with the title to another piece of land belonging to the Estate of John W. Gregory, title to which was quieted at the same time as the title to the land above described.

I further state that I assisted in the settlement of the Estate of John W. Gregory, Deceased, and am well and personally acquainted with all the heirs of the said John W. Gregory and know of my own personal knowledge that Alwilda Bivin, named in the Registry of Heirs filed in the matter of the Estate of John W. Gregory, Deceased, being Estate No. 2281, Probate, in the office of the Clerk of the District Court of the State of Iowa in and for Madison County, is the same identical person as the Wilda Bivin whose receipt, dated December 24, 1914, for \$78.84 was filed in said estate and recorded in Probate Record "W" at page 157, and is the same identical person as the Alwilda Bivin whose receipt dated February 22, 1915, for \$216. was filed in the office of said Clerk and recorded in Probate Record "W" at page 157, and is the same identical person as the Alwilda Bivin whose receipt dated June __, 1916, for \$1758.04 was filed in the office of the Clerk of said Court and recorded in Probate Record "W" at page 157.

I further state that wherever the name Wilda Bivin, Alwilda Bivin or Alwilda Bivan appears in connection with the title to the land above described, they each refer to and are one, the same identical person, namely: Alwilda Bivin, that being her true ^{and correct} name, although she frequently abbreviates her signature and signs as Wilda Bivin.

Miscellaneous Record, No. 19, Madison County

Further deponent sayeth not.

Jos. F. Smith.

State of Iowa, Madison County.)ss.

Subscribed in my presence and sworn to by the said

Jos. F. Smith before me this 17 day of July, 1916.

Carl R. Meyer.

Notary Public in and for Madison County, Iowa.

