

Nels Bertholf) Filed for record the 28th day of Oct. A.D. 1916 at 2:25 o'clock P.M.
to Jeannette E. Beck, Recorder.
The Public) Afft. Fee \$.50 ✓ #2505 By Edith E. Cornell, Deputy.

State of Iowa, Madison Co., ss. I, Nels Bertholf of said County and State, being first duly sworn upon oath depose and say:-

That I am the same and identical person as Nelson Bertholf the grantee in a certain deed recorded in Deed Record 42, page 168 of the records of Madison County, Iowa, by which deed I acquired title to the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29 and the E $\frac{1}{2}$ NE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 30, all in Township 76, Range 29 and I am the same and identical person as Nelson Bertholf who was awarded damages in the sum of \$1423.96 in the Matter of the Condemnation of the Right-of-way for the Des Moines Southern Railway Company across the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 29 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 30, Twp. 76, Range 29, as shown by District Court Record "O", Page 199.

That no part of the damages fixed by said Order were ever paid to me, and that I never executed a Deed for, and no Railroad was ever constructed over or across, the Right-of-way taken by said Company in the aforesaid condemnation proceedings; That the said Des Moines Southern Railway Company, and no one claiming by, through or under them, ever had a part of the farm out of which it was taken and was never fenced as a right of way, but that Floyd J. Nelson the present owner and occupant of said right-of-way, and his grantors have held, occupied and cultivated the same and have been in the quiet, peaceable and undisputed possession thereof since the date of said condemnation proceedings; and that the title thereto has long since reverted to the owner of the land out of which said right of way was taken.

I further state that I now have no interest in the land above described or in making this affidavit, but make the same for the purpose of establishing of record the facts herein set forth.

Nels Bertholf.

Subscribed in my presence and sworn to by the said Nels Bertholf before me this 24th day of October A.D. 1916.

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

NOTARIAL
SEAL