

Miscellaneous Record, No. 19, Madison County

J.S.Emerson)
to Afft.
The Public)

Filed for record the 25 day of September A.D.1919 at 8.55
o'clock A.M.

Hettie E.Winship,Recorder
Winifred Whedon, Deputy
Fee \$.70
2260

State of Iowa, Madison County SS: I, J.S.Emerson of said County and State being first duly sworn, on oath depose and say, that I am now and have been for 64 years last past a resident of Madison County, Iowa; that I have been acquainted with the ownership of the NW $\frac{1}{4}$ of Sec. 1-74-27, except the right of way across the same deeded to the Chicago St. Paul & Kansas City Railway Company; also a tract of land described as follows:- Commencing at a point 11.25 chains North and 2.40 chains East of the SW corner of the SW $\frac{1}{4}$ of said Section, Township and Range, running thence North 22° West 1.75 chains, to the South line of the right of way of said railway, thence North 22° 15' East along said right of way to the intersection of the East line of the W $\frac{1}{2}$ SW $\frac{1}{4}$ of said Section, Township and Range, thence South along the East line of said 80 acre tract to Clanton Creek, thence following the meanderings of said Clanton Creek as follows: North 41° 31' West 4.35 chains, thence South 81° 50' West 2.25 chains, thence South 41° 50' West .48 chains, thence South 7° 30' West 4.25 chains, thence West 4.07 chains, thence North 31° 50' West 2.25 chains, thence North 61° 10' West 4.17 chains, thence South 59° 10' West 3.20 chains to place of beginning; and the NE $\frac{1}{4}$ SW $\frac{1}{4}$ except that part thereof lying North and West of the East line of the right of way of said railway, and also except 1 $\frac{1}{2}$ acres in the SE corner thereof lying South and East of Clanton Creek; also all that part of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section, Township and Range, lying North of Clanton Creek; also the South 5 acres of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 36-75-27, containing 231 acres, more or less, now owned by John R. Datwyler, since 1870; that said John R. Datwyler and those under whom he claims title have been in the open, peaceable, notorious, uninterrupted and adverse possession occupancy and control of said land since the year 1870.

That J.W.Hogue, the grantee in the deed recorded in Deed Record 28, page 488 of the records of Madison County, Iowa, nor any one claiming by, through or under him, nor any other person, has ever made any claim to the possession thereof since the year 1870.

That John Hogg, who received a deed of conveyance for the NW $\frac{1}{4}$ Sec. 1-74-27 in May, 1865, which deed is recorded in Deed Record "Q", page 167 of the records of Madison County, Iowa, died intestate and unmarried.

I further state that I have no interest in the title to the land above described, but make this affidavit for the purpose of establishing of record the facts as herein stated.

J.S.Emerson

Subscribed and sworn to before me and in my presence by the said affiant, this 23 day of September A.D.1919.

W.F.Craig
Notary Public in and for Madison County, Iowa.

