

Mary J. Duffy)
to
The Public)

Filed for record the 15 day of January, A.D. at 2.48
o'clock P.M.

Hettie E. Winship, Recorder.
Fee \$1.20
69 ✓

State of Iowa Madison County SS: I, Mary J. Duffy, of Madison County, Iowa, on oath say that I have been continuously a resident of Lee township, being township seventy seven (77) north, of range twenty six (26), in said County and State for sixty three years last past; that I am now past seventy six years of age; that I am the widow of Patrick Duffy who on or about May 24th, A.D. 1856, purchased from Byron Rice the north west quarter ($\frac{1}{4}$) of the north west quarter ($\frac{1}{4}$) of section fifteen (15) in said township; that the first wife of said Patrick Duffy was named Margaret Duffy, and that I married him after her death; that the writing of the name of the grantee in said deed as Patrick Duffy was a clerical error due to the carelessness of the person drawing said deed or of the recorder in recording it, his correct name being Patrick Duffy; that I was personally acquainted with Daniel McElwee to whom Patrick Duffy sold and conveyed said land on or about January 4th, A.D. 1858, and that he was the same and identical person as Daniel McElwee who with his wife Catharine on or about December 31st, A.D. 1860, reconveyed said land; that the person named as grantee in the deed last referred to was Patrick Duffy, and the writing of his name as Patrick Duffa in the record of said deed was due to the carelessness of the person who wrote the same or of the recorder in recording it. That the said Patrick Duffy was the same and identical person as Patrick Duffey who appears as grantee or patentee from the United States government of the south west quarter ($\frac{1}{4}$) of the north west quarter ($\frac{1}{4}$) of said section, township and range; that the names Duffey and Duffy in the chain of title to said real estate refer to the same persons, the names being spelled in both ways.

That I have known the north east quarter ($\frac{1}{4}$) of section sixteen (16), in said township and range for more than sixty (60) years last past. that my husband acquired title to the north half ($\frac{1}{2}$) of said quarter section, and he and his brother Michael Duffy acquired title to the south half ($\frac{1}{2}$) of said section; that a ditch runs and always has run through the said quarter section crossing the same from north-- west to south east, being nearly directly north and south, and that the said quarter section was divided between the said Patrick Duffy and Michael Duffy, said Patrick Duffy taking that part of said land lying east of said ditch; that in 1894 a survey was made of said ditch, and the survey of that part of said land lying east of said ditch was made by R.A. Patterson then County Surveyor of Madison County, Iowa, and the survey was placed of record, being recorded in deed record thirty one (31) of Madison County, Iowa, at page 49 thereof; that said ditch was then and always had been plainly marked, and that wherever in any conveyance of said real estate a ditch is referred to it is the ditch referred to in said survey, and which marked the west boundary line of said tract. That my husband said Patrick Duffy died intestate in Madison County, Iowa, on or about February 12th, A.D. 1874, leaving me surviving as his widow, and as his only heirs at law the following named children, to-wit: Sophia Duffy, Charles Duffy, Michael Duffy, James Duffy, Daniel Duffy, Mary Frances Duffy, John Fred'k Duffy, Margaret L. Duffy, and Sarah Ann Duffy; that said Michael Duffy lived in Madison County, Iowa, until about thirty years ago, when he left said County, and has not been seen or heard of by any of his family or relatives since that time; that he was past thirty years of age at the time he left said County, and was single and unmarried; that Daniel Duffy died intestate in Madison County, Iowa, unmarried and without issue

leaving surviving as his only heirs at law his brothers and sisters, the above named children of Patrick Duffy. That the above named Sophia Duffy was the same person as Sophia Smith, who on or about March 12th, A.D. 1894, executed to me a quit claim deed for the real estate therein described, which had belonged to said Patrick Duffy at the time of his death, the same being recorded in deed record twenty nine (29) of Madison County, Iowa, at page 51 thereof; that Charles Duffy above named was the same person as Charles Duffey who joined on said deed; that Mary Frances Duffy above named was the same person as Mary F. Graham who joined in said deed; that Margaret L. Duffy above named was the same person as Margaret L. Egan who joined in said deed; that John Fred'k Duffy above named was the same person as John Duffey who joined in said deed; that Sarah Ann Duffy above named was the same person as Sarah A. Duffey who joined in said deed; that James Duffy above named was the same person as James Duffey who joined in said deed; that I am the same person as Mary J. Duffey named grantee in said deed. That Michael Duffy who with his wife Mary on or about February 13th, A.D. 1894, executed to me a quit claim deed for the real estate therein described, was the same and identical person as Michael Duffy who on or about March 23rd, A.D. 1867, executed to my husband Patrick Duffy a conveyance for the real estate therein described, the two deeds from said Michael Duffy herein referred to being recorded in deed record twenty nine (29) of Madison County, Iowa, at page 40, and Deed record "V" of Madison County, Iowa, at page 122 respectively.

That I am a daughter of Allen Major who on or about November 7th, A.D. 1881 acquired title to the west half ($\frac{1}{2}$) of the north west Quarter ($\frac{1}{4}$) of section fifteen (15), and eighty acres more or less lying in the north and east part of the north east quarter ($\frac{1}{4}$) of section sixteen (16) in said township, and range (as it is described in said deed), and who on or about April 15th, A.D. 1882, conveyed the same to me, under the name Mary J. Duffey; that the ditch referred to in said conveyances is the ditch referred to in this affidavit, and which marked the west line of the survey aforesaid made by said R. A. Patterson; that said Allen Major died intestate in Madison County, Iowa, on or about the twelfth day of December, A.D. 1882, leaving surviving him his widow Frances Major, and as his only children and only heirs at law George F. Major, J. C. Major, Margaret L. Dooley, and myself; that his estate was long since settled, and debts paid; that said Frances Major my mother died intestate, and a widow, in Madison County, Iowa on or about July 15th, A.D. 1899, leaving surviving her as her only children and only heirs at law George F. Major, J. C. Major, Margaret L. Dooley, and myself, and that her estate was long settled, and debts paid.

Dated this 22nd day of February A.D. 1918.

Mary J. Duffy.

Subscribed and sworn to before me and in my presence by the said affiant this
22nd day of February, A.D. 1918

W. S. Cooper
Notary Public, in and for Madison County, Iowa.

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SEAL