

Miscellaneous Record, No. 21, Madison County, Iowa.

Michael W. Dorgan
to
The Public

#298
Fee \$.70

Filed for record the 4 day of February
A. D., 1928, at 12:45 o'clock P. M.

Gladys B. DeVault, Recorder,
Ercell M. Knott, Deputy.

AFFIDAVIT

STATE OF IOWA) ss:
Madison County

I, Michael W. Dorgan, being first duly sworn do upon my oath depose and say that I am one of the children of Margaret Dorgan, who was the grantee in a Deed from Robert Heath, dated November 21, 1870, and recorded in Deed Record 2, Page 534 of the Records of Madison County, Iowa, conveying to her the following described real estate, to-wit:

The NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 9, and E $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 8, all being in Township 77 North, of Rng. 26, West of the 5th P. M., Iowa.

That the said Margaret Dorgan died testate on or about August 1st, A. D., 1878, and her said will was admitted to probate in Madison County, Iowa, as shown by indorsement upon the back of the last will and testament of the said Margaret Dorgan, under date of November 5, 1878. That I,

Miscellaneous Record, No. 21, Madison County, Iowa.

Michael W. Dorgan was appointed and qualified as Executor of the said estate, and on the 5th day of October, 1878, I filed a Registry of Heirs in said estate.

That the person named in the said last will and testament of Margaret Dorgan as Richard James Dargan was a son of Margaret Dorgan, and is the same person named by me in said Registry of Heirs as Richard J. Dorgan. That the person named in said will as Michael Wm. Dargan is a son of the said Margaret Dorgan, and is the same person registered by me in said estate as Michael W. Dorgan. That the persons named as Margaret R. Dargan, Ellen A. Dargan and John Dargan in said will were the children of Margaret Dorgan and are the same persons named in the Registry of Heirs filed by me, as Margaret R. Dorgan, Ellen A. Dorgan and John Dorgan.

That wherever the abbreviation, Michl., appears in said will, it referred to and was intended to mean myself, Michael W. Dorgan. That wherever the name, Margt., is used in said will, it was intended and understood by all parties to be Margaret R. Dorgan.

That, as recorded, the will of the said Margaret Dorgan appears to be signed by Margaret Dorgan. Wherever the name Dargan appears in said will, either as the name of the testator or of either of the devisees, the same should be Dorgan. The family name, Dorgan, has for more than fifty years, in the neighborhood in which my mother, Margaret Dorgan, lived, been, and is yet frequently spoken of and pronounced as though the name were Dargan. The name Dargan in the above described will and wherever found in the chain of title to the land described in the said deed from Robert Heath to Margaret Dargan or Margaret Dorgan, should be and was intended to be the name Dorgan. However the name of the grantee was spelled in the deed from Robert Heath, dated November 21st, 1870, and recorded November 22nd, 1870, in the office of the County Recorder of Madison County, Iowa, in Deed Record 2, Page 534 thereof, the same was in truth and in fact a deed to Margaret Dorgan, and if the name of the grantee appears in any place in said deed or record thereof, to be Margaret Dargan, such name Dargan was only a misspelling of the name Dorgan.

That Margaret Dorgan was in truth and in fact the grantee in said deed, and that under said deed, she entered into possession of the said real estate and was in possession thereof until her death, and the whole of said land has at all times since her death, been in the possession of and occupied by her devisees or descendants thereof.

I, Michael W. Dorgan, have lived in the neighborhood and on a part of the land described in the said deed at all times since Margaret Dorgan entered into possession of the land described in the deed from Robert Heath.

In witness whereof, I have hereunto signed my name.

Michael W. Dorgan.

STATE OF IOWA) ss:
Madison County

I, Michael W. Dorgan, being first duly sworn do upon my oath depose and say that I am the person making the foregoing affidavit. That I make the affidavit for the purpose of correcting spelling of the name Dorgan. I have had personal knowledge of the matter stated in the above affidavit since the time my mother, Margaret Dorgan purchased the land described in said affidavit, and the matters and things stated in the foregoing affidavit are true, as I verily believe.

Michael W. Dorgan.

Subscribed in my presence and sworn to before me by Michael W. Dorgan on this 4th day of February, A. D., 1928.

Jno. A. Guher
Notary Public in and for
Madison County, Iowa.

