

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

P. J. Cunningham and O. L. Rutledge  
to  
The Public

\$324  
Fee \$1.30 ✓

Filed for record the 7 day of  
February, A. D., 1928, at 3:05  
o'clock P. M.  
Gladys B. DeVault, Recorder,  
Ercell M. Knott, Deputy.

## AFFIDAVIT

STATE OF IOWA, Madison County, ss:

I, P. J. Cunningham, and I, O. L. Rutledge, of said County and State being first duly sworn upon oath depose and say that I am now and have been a resident of Madison County, Iowa, for more than thirty years last past, and that during all of said time I have been well and intimately acquainted with the title, ownership and occupancy of the Southeast Quarter of the Northwest Fractional Quarter, the East Half of the Southwest Fractional Quarter and the South Half of the Southeast Quarter of Section 30, in Township 76 North, of Range 26, West of the 5th P. M., Madison County, Iowa, and know of my own personal knowledge that J. W. ALLGEYER and his legal grantors have been in the actual, open, notorious, continuous, adverse, exclusive, uninterrupted and peaceable possession, occupancy and control of all of said land and every part and parcel thereof, under claim of right and color of title since January 1, 1899, and that his title thereto has never been questioned to my personal knowledge, and that during all of said time since January 1, 1899, said J. W. Allgeyer and his legal grantors have received the rents and profits of said land, cultivated and fenced the same, and paid the taxes thereon, and that Alfred Martin, Ivin S. Ford, Elizabeth Ford, Cornelius Bedell, Ann Bedell and Isaac Warden, nor any one claiming by, through or under them, and no other person or persons have ever claimed or asserted any right, title, interest, claim or demand in or to any part or parcel thereof adverse to said J. W. Allgeyer, and that said J. W. Allgeyer now hold peaceable possession thereof.

I further state that G. M. Rutledge, grantee in the Warranty Deed recorded in Deed Record "K", page 361 of the records in the Office of the Recorder of Madison County, Iowa, and grantee in the Warranty deed recorded in Deed Record "K", page 362 of said records, and G. M. Rutledge grantee in the Warranty Deed recorded in Deed Record "K", page 363 of said records, and G. M. Rutledge grantee in the Warranty Deed recorded in Deed Record "P", page 201 of said records, and G. M. Rutledge whose Estate was administered upon in the Circuit Court of Madison County, Iowa, and entered in Probate Docket "A & B", page 167 in the Office of the Clerk of said Court, is one, the same and identical person.

I further state that I was well and personally acquainted with Charles F. Allgeyer grantee in the Warranty Deed recorded in Deed Record 19, page 47 of said records, and with Charles F. Allgeyer grantee in the Warranty Deed recorded in Deed Record 21, page 401 of said records, and with C. F. Allgeyer whose Estate was administered upon in the District Court of Madison County, Iowa, and entered in Probate Docket "G", page 352 in the Office of the Clerk of said Court, and with C. F. Allgeyer mentioned in the Quit Claim Deed hereinafter described, and I know of my own personal knowledge that said Charles F. Allgeyer, Charles F. Allgeyer and C. F. Allgeyer is one, the same and identical person, Charles F. Allgeyer being his full, true and correct name.

I further state that I am well and personally acquainted with each and all of the children and heirs at law of said Charles F. Allgeyer, and know of my own personal knowledge that Minnie Wilhelm named in the Registry of Heirs filed in the Estate of said C. F. (or Charles F.) Allgeyer, Mrs. T. F. Wilhelm named in the Final Report of Administrators filed in said Estate, and Mrs. Minnie Wilhelm who joined in the execution of the Quit Claim Deed to J. W. Allgeyer recorded in Deed Record 55, page 348, of the records in the Office of the Recorder of Madison County, Iowa, is one and the same identical person; and that Virgie Monaghan named in said Registry of Heirs, Vergie Monaghan named in the List of Beneficiaries filed in said Estate, Mrs. J. P. Monaghan named in said Final Report, and Virginia Monaghan who joined in the execution of said Quit Claim

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Deed is one and the same person, and that Loyd Allgeyer named in said Registry of Heirs, Lloyd Allgeyer named in said List of Beneficiaries, Lloyd Allgeyer named in said Final Report, and Lloyd Allgeyer who joined in the execution of said Quit Claim Deed is one and the same person; and that J. W. Allgeyer named in said Registry of Heirs, Joe Allgeyer named in said Final Report, and J. W. Allgeyer grantee in said Quit Claim Deed is one and the same person. In other words wherever the names Minnie Wilhelm, Mrs. T. F. Wilhelm, Mrs. Minnie Wilhelm, and Mrs. Minnie Wilhelm appear in connection with the proceedings had in the estate of said C. F. (or Charles F.) Allgeyer, deceased, or in the chain of title to any of the real property of said decedent, the same refer to one, the same and identical person; and wherever the names Virgie Monaghan, Vergie Monaghan, Mrs. J. P. Monaghan and Virginia Monaghan appear in connection with the proceedings had in said Estate, or in the chain of title to any of the real property of said decedent the same refer to one, the same and identical person; and wherever the names Loyd Allgeyer and Lloyd Allgeyer appear in connection with the proceedings had in said Estate, or in the chain of title to any of the real property of said decedent the same refer to one, the same and identical person; and wherever the names J. W. Allgeyer and Joe Allgeyer appear in connection with the proceedings had in said Estate, or in the chain of title to any of the real property of said decedent the same refer to one, the same and identical person.

I further state that Ellen Allgeyer named in said Registry of Heirs is the same and identical person as Ellen Allgeyer whose Estate was probated in the District Court of Madison County, Iowa, and entered in Probate Docket "H", page 392 in the Office of the Clerk of said Court, and the same and identical person as Mrs. C. F. Allgeyer named in the Final Report of Administrators above mentioned. In other words wherever the names Ellen Allgeyer and Mrs. C. F. Allgeyer appear in connection with the proceedings had in the Estate of said C. F. (or Charles F.) Allgeyer, or in the chain of title to any of the real property of said C. F. Allgeyer the same refer to one, the same and identical person, she being the widow of said C. F. Allgeyer.

I further state that wherever the names C. F. Allgeyer and Charles F. Allgeyer appear in the chain of title to any of the real property of which said C. F. (or Charles F.) Allgeyer died seized, the same refer to one, the same and identical person, Charles F. Allgeyer being his full name.

I further state that I am in no way interested in the title to any of the real property of which said C. F. (or Charles F.) Allgeyer died seized, but make this Affidavit at the request of the present owners thereof for the purpose of establishing of record the facts herein stated.

F. J. Cunningham

O. L. Rutledge

SUBSCRIBED in my presence and SWORN to before me by the above named affiants this 4th day of January, A. D., 1928.

NOTARIAL  
SEAL

Harry F. Anderson  
Notary Public within and for  
Madison County, Iowa.