

Miscellaneous Record, No. 22, Madison County, Iowa

Clarence Dunn

#4250

Filed for record the 29 day of
Nov. A.D.1935 at 10:35 A.M.

TO

Fee \$1.30

Valda C. Bishop, Recorder
Pearl E. Shetterly, Deputy

The Public

A F F I D A V I T

STATE OF IOWA)
Dallas County) SS.

I, Clarence Dunn, of Dallas County, Iowa, first being duly sworn on oath depose and say, that I was acquainted with Louis Niendorf, the owner of the South Five (5) acres of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-five (25) in Township Seventy-seven (77) North of Range Twenty-eight (28) West of the 5th P.M. except that part thereof used for primary road purposes. That Louis Niendorf died, intestate, a resident of Madison County, Iowa, on December 26, 1901, leaving surviving him, his widow, Wilhelmina Niendorf, and his children and heirs at law, as shown in the Abstract of title to the above described real estate.

That Wilhelmina Niendorf died intestate, on or about the 20th day of March, 1930, leaving surviving her, her children and only heirs-at-law, who are shown in said Abstract of Title. That Wilhelmina Niendorf and the said children and only heirs-at-law, were the owners of the above described real estate at the time of her death.

That Louis Niendorf named in the probate proceedings at Item Eight of said Abstract of Title, and Louis Niendorff shown at Item Seven of said Abstract of Title, is one and the same person, and is the decedent heretofore referred to herein, and his correct name was Louis Niendorf. That Minnie Niendorf, shown in the registry of heirs at Item Eight of said Abstract of Title and also shown in the Beneficiaries and Real Property Report of said Item Eight, is one and the same person as Wilhelmina Niendorf, shown in the Guardianship Proceedings at Item Ten of said Abstract, and also shown in the Beneficiaries and Real Property Report of said Item Eight, is one and the same person as Wilhelmina Niendorf, shown in the Guardianship Proceedings at Item Ten and probate proceedings at Item Eleven of said Abstract, and named in the Probate Proceedings at Item Seven of said Abstract and that her true and correct name is Wilhelmina Niendorf.

That Henrietta C. Niendorf and Henrietta C. Kneuper is one and the same person, she having intermarried with one Richard F. Kneuper; that wherever in the chain of title, her name is shown as either Henrietta K. Niendorf, Henrietta K. Kneuper, or Henrietta C. Kneuper, it means one and the same person, and that her true and correct name is Henrietta C. Niendorf, nee; Kneuper.

That Anna M.L. Niendorf, shown at Item Twelve of said Abstract of Title, who intermarried with John G. Zeiman, and who is shown at Item Eight of said Abstract of Title as Anna M. Niendorf, is one and the same person, and that her true and correct name was Anna M.L. Niendorf; that Anna M.L. Niendorf, nee: Zeiman, died prior to the death of her mother Wilhelmina Niendorf, and at the time of her death, was a widow and left surviving her, her daughter and only heir-at-law, Edna L.M. Coxon, who is named as a granddaughter and heir-at-law of Wilhelmina Niendorf in the probate proceedings at Item Fifteen of said Abstract of Title.

That John Fredrick Niendorf listed as an heir-at-law of Louis Niendorf at Item Eight of said Abstract of Title, and John F. Niendorf listed as an heir-at-law in the estate of Wilhelmina Niendorf at Item Fifteen of said abstract of title, and John Niendorf listed as a defendant at Item Sixteen of said Abstract of Title, is one and the same person, and his true, full and correct name is John Fredrick Niendorf.

That Herman F. Niendorf, listed as an heir at Item Eight of said Abstract of title, and who is also listed as an heir-at-law at Item Fifteen of said Abstract of Title, and Herman Niendorf, named as party plaintiff in the Partition Proceedings at Item Sixteen of said Abstract is one and the same person, and his true and correct name is Herman F. Niendorf.

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That Louis R. Niendorf, who is listed as an heir at Item Eight of said Abstract of Title and Louis R. Niendorf, listed as an heir at Item Fifteen of said Abstract of Title, and Louis Niendorf named as a party defendant in the Partition Proceedings at Item Sixteen of said Abstract of Title, is one and the same person, and that his true and correct name is Louis R. Niendorf.

That Agusta L. Niendorf, listed as an heir at law at Item Eight of said abstract of title and Agusta L. Marquardt, listed as an heir at law at Item Fifteen of said Abstract of Title, and Agusta Marquardt who is a party defendant in the Partition Proceedings at Item Sixteen of said Abstract of Title, is one and the same person, said Agusta L. Niendorf having intermarried with one David H. Marquardt, and her true and correct name is now Agusta L. Niendorf nee: Marquardt.

That Amanda M. Niendorf listed as an heir at law at Item Eight of said abstract of title, and Amanda E. Marquardt, listed as an heir at law at Item Fifteen of said abstract of title, and a party defendant in the partition proceedings shown at Item Sixteen of said abstract of title is one and the same person; her true and correct name being Amanda E. Niendorf, nee: Marquardt, she having intermarried with one George Marquardt.

That Anna M. Niendorf, listed as an heir at law at Item Eight of said Abstract of Title, and Anna M.L. Niendorf, shown at Item Twelve to have intermarried with John G. Zeiman, is one and the same person.

That subsequent to the death of Louis Niendorf, and prior to the death of Wilhelmina Niendorf, the said Anna M.L. Niendorf, nee: Zeiman died a widow, leaving surviving her, her child and only heir at law, Edna L.M. Coxon; that the said Anna M.L. Niendorf nee: Zeiman died intestate on the 5th day of February, A.D. 1925.

That Louesa W. Niendorf, who is listed as an heir at law at Item Eight of said abstract of title, was a daughter of Louis Niendorf, and intermarried with one John Lenz. That Henrietta W.E. Lenz, Louis G. Lenz, and Marie A. Lenz are children and heirs at law of the said Louesa W. Niendorf, nee: Lenz, and that the said Louesa W. Niendorf, nee: Lenz, died intestate in Madison County, Iowa, on the 20th day of October, 1918, leaving surviving her, her husband John Lenz, and the above named children, to-wit: Henrietta W.E. Lenz, Louis G. Lenz, and Marie A. Lenz; that Louisa W. Niendorf is the same and identical person as Louesa W. Niendorf heretofore referred to herein, and that Louesa W. Niendorf was mistakenly described as Christena Niendorf Lenz, in the Partition action referred to at Item Sixteen of said abstract of title, and that Louesa W. Niendorf, nee: Lenz, and Christena Niendorf Lenz, designate one and the same person.

That George Roberts named as a defendant in the Partition Proceedings at Item Sixteen of said Abstract of Title, is the husband of Marie Niendorf Roberts who is the same and identical person as Marie S. Roberts listed as an heir in the Probate Proceedings at Item Fifteen of said Abstract of Title.

That Louesa W. Niendorf died prior to the death of her mother, Wilhelmina Niendorf, and that John Lenz, the surviving husband of Louesa W. Niendorf had no right, title and interest in and to the real estate heretofore described.

That George Marquardt, Richard F. Kneuper, David H. Marquardt, Josephine Niendorf, Martha Niendorf, Ben Coxon, and Florence Lenz intermarried with heirs at law of Wilhelmina Niendorf, deceased, and their only right, title, lien or interest, prior to the Partition Proceedings shown at Item Sixteen of said abstract of title, was as husbands and wives of the heirs at law referred to.

Clarence Dunn

Subscribed and sworn to before me and in my presence this 22nd day of November, A.D. 1935.

Kenneth G. Dunn

NOTARIAL
SEAL

Notary Public in and for Dallas County, Iowa.