

Miscellaneous Record, No. 22, Madison County, Iowa

On July, A.D. 1938. _____

William S. Inlow
Notary Public in and for Madison County, Iowa.

J.E. Hamilton

#3387

Filed for record the 11 day of
July A.D. 1938 at 11:00 o'clock
A.M.

To

Fee \$. 60

Valda G. Bishop Farver, Recorder
Pearl E. Shetterly, Deputy

The Public

A F F I D A V I T

STATE OF IOWA

COUNTY OF MADISON

ss

I, J.E. Hamilton, being first duly sworn on oath, depose and state that I am a resident of Madison County, Iowa, and have been such a resident continuously for more than a period of forty years, that I have personal knowledge of the matter hereinafter referred to and during all of said time have resided in the vicinity of and have been acquainted with the use, occupancy, possession of the following described property, situated in the County of Madison, State of Iowa, to wit:

The East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Three (3), Township Seventy-five (75) North, Range Twenty-seven (27), West of the 5th P.M.

I further state that The Travelers Insurance Company has been and The Travelers Insurance Company is now in actual possession of the said real estate, that it and its grantors have been in actual, open, adverse, notorious, hostile, continuous and exclusive possession of said premises since and prior to January 1, 1900, as shown by the records of Madison County, Iowa, and have held such possession under color of title, claim of right and claim of ownership in fee simple since and prior to January 1, 1900, and that said title has never been questioned or disputed to my knowledge and belief. The aforesaid parties not only have been in actual possession but also have cultivated the land, improved and repaired the buildings and paid their taxes thereon.

This affidavit is made for the purpose of establishing title to the above described property in accordance with the sections 11,024 and 11,030 of the 1935 Code of Iowa and for the purpose of being recorded in accordance with the provisions of sections 10,073 and 11,024 of the 1935 Code of Iowa.

I further state that I am well and personally acquainted with H.C. Tilton who appears as grantee in a Warranty Deed, dated February 28, 1911, filed July 11, 1911, and recorded in Book 53, page 240 and also as grantor in a Warranty Deed, dated January 4, 1913, filed January 8, 1913 and recorded in Book 53, page 500, and he is one and the same as Homer C. Tilton who appears as

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plaintiff in a quiet title action designated as case #10,683 and found in appearance, judgment and execution docket "V", page 272.

I further state I make this affidavit from my own personal knowledge and for the purpose of clearing the defects in the chain of title to the above described property.

Further affiant sayeth not.

J.E.Hamilton

Signed, subscribed and sworn to before me, a Notary Public, this 11th day of July, 1938.

H.C.Fosher

(Notarial Seal)

Notary Public in and for said County, Iowa.

STATE OF IOWA, COUNTY OF MADISON, ss.

I, Valda C. Bishop Farver, County Recorder in and for said County and State aforesaid, hereby certify that the foregoing affidavit was filed in my office by the owner in possession as named in said affidavit, or by his attorney-in-fact, as shown by the records, and recorded and entered on the records thereof on the 11th day of July A.D., 1938.

Valda C. Bishop Farver, Recorder.