

Miscellaneous Record, No. 22, Madison County, Iowa

H.C.Tilton, et al

#4658

To

Fee \$.50

Filed for record the 12 day of
October A.D.1938 at 9:20 o'clock
A.M.
Valda C. Bishop Farver, Recorder
Pearl E. Shetterly, Deputy

The Public

AFFIDAVIT

State of Iowa,)
Madison County.) ss:

I, J.F.Willcox, and I, H.C.Tilton, of said county and state, each being first duly sworn on oath depose and say that we have been residents of Madison County, Iowa, for more than 25 years last past, and during all of said time have lived in the neighborhood of and been familiar with the title, ownership, and occupancy of the $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 16-76-28, and we know of our own personal knowledge that L.L.Lavalleur entered into possession of E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 16-76-28 on or about Nov. 21, 1913, under and by virtue of the special warranty deed from Northern Company, who is the same as the grantee named in the warranty deed recorded in Deed Rec. 50, page 285, of the records of Madison County, Iowa, the deed to the said L.L.Lavalleur being recorded in Deed Rec. 50, page 379 of said records, his name being spelled therein as L.L. Laveleur, and we know that said L.L.Laveleur and L.L.Lavalleur is one and the same person, and that he and his grantees to and including the owners now in possession, have been in the actual, open, notorious, continuous, adverse, exclusive, uninterrupted and peaceable possession, occupancy, and control of said real estate and every part and parcel thereof under claim of right and color of title, and that no one by the name of Edward Wood, William W. Kelso, Columbus P. Wright, Mathew F. McGee, C.W. Wright, C.P. Wright, M.M. McGee, Reuben A. Cale, Reuben A. Kale, J.P. Ford, J.S. Ford, or I.S. Ford, or any one claiming by, through, or under them or either of them, have ever asserted or attempted to assert any interest in or to said NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 16-76-28 or any part thereof to our personal knowledge, and that the present owners thereof now enjoy peaceable possession thereof.

We further state that we are in no way interested in the title to said real estate, but make this affidavit at the request of the present owners thereof for the purpose of establishing of record the facts above set forth.

J.F.Willcox

H.C.Tilton

Subscribed in my presence and sworn to before me by the above named affiants this 11th day of October, A.D.1938.

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

(Notarial Seal)

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 recorded in my office and entered on the records thereof on the 12th day of October, A.D.1938, on behalf of Ray Leach, and others, the owners in possession of said real estate mentioned in said affidavit.

Valda C. Bishop Farver,
County Recorder of Madison County, Iowa.
By Pearl E. Shetterly, Deputy

COMPARED