

Miscellaneous Record, No. 22, Madison County, Iowa

C.E.Hamilton

#508

Filed for record the 26 day of
January A.D.1938 at 4:47 o'clock
P.M.
Valda C. Bishop, Recorder

To
The Public

Fee \$1.50 ✓

AFFIDAVIT

State of Iowa, Madison County, ss.

I, C.E.Hamilton, a resident of said state and county, being sworn, depose and say as follows: That I am a practicing attorney-at-law, located in Winterset, in Madison County, Iowa; that in the year 1926, I was employed to assist in the closing of the estate of one J.D.Chenoweth, deceased, whose estate had been opened for probate in Madison County, Iowa, at No. 1909, Probate, thereof, in the year 1908, and from such association, have a general knowledge of the identity of said decedent and the members of his family.

The records of said estate showing that the said J.D.Chenoweth died seized of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and NW $\frac{1}{4}$ of Sec. 28-74-28, in said county, it is my belief that the said J.D.Chenoweth, decedent, was the same person as the James Chenoweth, grantee in a deed from C.A.Alexander and wife, dated June 17, 1878, recorded in Deed Record 16, at page 333, of the records of said county, conveying the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28-74-28, and the same person as the James Chenoweth, grantee in a deed from Walter B. Beebe and wife, dated Oct. 11, 1881, recorded in Deed Record 17, at page 168, of said records, conveying the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28-74-28, and on such belief, would so state.

Further, from my association as attorney for the estate of the said J.D.Chenoweth, deceased, it is my opinion and belief that the Jessie May Hiskey named in the last will and testament named in the Registry of Heirs filed in his estate, is one and the same person and identical with the/ of the said J.D.Chenoweth, and the Jessie M. Hiskey, one of the grantors in a deed dated Oct. 1, 1936, recorded in Deed Record 72, at page 299, of said records, conveying said NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 28-74-28 to Arch Witt; and that the Grace E. McMains named in said will, and the Grace E. McMains named in said Registry of Heirs, is identical with the Grace E. McMains, one of the grantors in said deed to Arch Witt recorded in Deed Record 72, at page 299; and on such opinion and belief, would so state. That I am in no way interested.

C.E.Hamilton

Subscribed in my presence and sworn to before me by the said C.E.Hamilton, this 26th day of January, A.D.1938.

NOTARIAL
SEAL

H.C.Fosher
Notary Public within and for Madison County,
Iowa.