

Miscellaneous Record, No. 23, Madison County, Iowa

H. G. Tilton et al

#1408

Filed for record the 4 day of March
A.D. 1939 at 9:25 o'clock A.M.
Pearl E. Shetterly, Recorder.

To

Fee \$.50

The Public

AFFIDAVIT OF ADVERSE POSSESSION

State of Iowa, Madison County)ss:

I, H. G. Tilton, and I, J. F. Willcox, 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 30 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 NW $\frac{1}{4}$ Sec. 36, except a tract commencing 25 feet north of the SE. corner of said quarter section and running thence N., 89°4' West, 388.6 feet, thence N. 180.6 feet, thence E. 385 feet, thence S. 188.7 feet to the place of beginning, containing 1.64 acres; also the following described tract, to-wit:- Commencing at the NE. corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec. 36, and running thence S. 4.40 rods, thence W. 4 chains and 54 links, thence N. to a point 42 feet and 8 inches South of the N. line of said 40-acre tract, thence W. to the W. line thereof, thence N. 42 feet and 8 inches to the NW. corner thereof, thence E. to the point of beginning, all in Sec. 36-76-28, Madison County, Iowa; and we know of our own personal knowledge that Flora E. Harris entered into possession of said real estate under and by virtue of the warranty deeds recorded in Deed Record 54, page 612, and in Deed Record 60, page 320, of ^{the} records of said County, and that she and her devisees and grantees, have been in ^{the} actual, open, notorious, continuous, adverse, exclusive, uninterrupted and peaceable possession, occupancy and control of all of said real estate and every part and parcel thereof under claim of right and color of title for more than 20 years last past, and that no claim of any kind adverse to the possession of said parties has been asserted to any of said ~~real~~ real estate to our personal knowledge.

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

H. G. Tilton

J. F. Willcox

Subscribed in my presence and sworn to before me by the above named affiants this
4th day of March, A. D. 1939.

(Notarial Seal)

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

State of Iowa, County of Madison)ss:

I, Pearl E. Shetterly, 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 4th day of March, A.D. 1939, on behalf of the owner in possession of said real estate mentioned in said affidavit.