

Miscellaneous Record, No. 23, Madison County, Iowa

F. L. Groesbeck

#6617

Notary Public within and for Madison County, Iowa.

To

Filed for record the 15 day of November
A.D. 1939 at 9:23 o'clock A.M.

The Public

Fee \$.50 ✓

Pearl E. Shetterly, Recorder

A F F I D A V I T

State of Iowa, Polk County)ss:

I, F. L. Groesbeck, first being duly sworn on oath, depose and state that I am attorney of record for Nettie Shearer and R. S. Wilson, in the case filed in the office of the clerk of the

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District Court of the State of Iowa, in and for Madison County, Iowa, wherein Nettie Shearer and R. S. Wilson are the plaintiffs, and Flossie Shearer, single, Audrey Shearer, single, et als, are the defendants, being Equity No. 16302 in the above named court, in which partition action partition was made of certain lands in Madison County, Iowa, described as follows:

The northeast fractional quarter of Section 4, in Township 75 North, Range 26 West of the 5th P.M., Iowa, and

Commencing at the northeast corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 34, Township 76, ^{North} Range 26 West of the 5th P.M., Iowa, running thence in a westerly direction on the north line of said 40-acre tract 40 rods, thence in a southerly direction 20 rods parallel with the east line thereof, thence in an easterly direction parallel with the north line of said 40-acre tract 10 $\frac{1}{3}$ rods, thence in a southerly direction parallel with the east line of said 40-acre tract 60 rods, thence in an easterly direction on the south line of said 40-acre tract 29 $\frac{2}{3}$ rods, thence north on the east line thereof 80 rods to the place of beginning, in Madison County, Iowa,

I further state that it is my belief that the conveyance by Oley Jackson and husband to Ed A. Schmidt, which covered the foregoing described property, and was dated the 3rd day of February 1931 and filed for record in the recorder's office of Madison County, Iowa, and recorded in book 66, page 497, was a valid and unqualified conveyance and I further state that said conveyance has never been questioned.

I further state that the joinder of Oley Jackson and husband in the partition action above named was entirely unnecessary and find on talking with the said Oley Jackson that she has stated that she has no interest whatsoever in the above described lands partitioned and makes no claim against it or the funds derived from the sale thereof.

This affidavit is made at the request of the owner of the above described property for the purpose of perfecting the title thereto.

Dated September 5th, 1939.

F.L. Groesbeck

Subscribed in my presence and sworn to before me by the said F.L. Groesbeck this 5th day of September, 1939

NOTARIAL

SEAL

C.W. Lyon

Notary Public in and for Polk County, Iowa.

FEDERAL DISCOUNT CORPORATION