

Miscellaneous Record, No. 23, Madison County, Iowa

Noah Blosser

#1068

Filed for record the 16 day of February
A.D. 1940 at 2:48 o'clock P.M.

To

Fee \$.70 ✓

Pearl E. Shetterly, Recorder

The Public

A F F I D A V I T

STATE OF IOWA COUNTY OF MADISON)SS.

I, Noah Blosser, 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 fifty 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 and possession of the following described property, situated in the County of Madison, State of Iowa, to-wit:

The North Half of the Northwest Quarter of the Northwest Quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$); the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Thirty-two (32); Lots One (1), Three (3) and Four (4) of the Irregular Survey of the South Part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-nine (29); and Lot One (1) of the Irregular Survey of the South Part of the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Twenty-nine (29); all of The West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) lying and being South of the right-of-way granted to the Des Moines, Winterset and Southwestern Railway Company; all in Township Seventy-six (76) North, Range Twenty-six (26), West of the 5th P.M., in Madison County, Iowa.

I further state that Nell Pace, Leo Pace, Glen Pace, Helen Pace and Doris Pace have been and Nell Pace, Leo Pace, Glen Pace, Helen Pace and Doris Pace are now in actual possession of the said real estate, that they and their grantors have been in actual, open, adverse, notorious, hostile, continuous and exclusive possession of said premises since and prior to January 1, 1920, 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, 1920, and that said possession has been peaceable and undisturbed and that the 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 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 the Helen Pace, whose name appears in the will of D. M. Pace, Deceased,

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shown in Probate Case No. 2917 in the records of the Clerk's Office of the District Court of Iowa, in and for Madison County, is one and the same person as the Helen Pace, who is one of the minor wards referred to in the guardianship matter shown in Case No. 1762 of the records of said office.

I further state that wherever throughout the chain of title covering the property above described the names D. M. Pace and Dennie M. Pace appear they in each instance refer to one and the same person, namely the D. M. Pace, Deceased, whose estate is shown probated in Case No. 2917 of the records of the Clerk's Office of the District Court of Iowa, in and for Madison County, Iowa.

I further state that 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.

Noah Blosser

Subscribed and sworn to before me this 20 day of December 1939.

Wayne C. Johnston

Notary Public in and for said Madison County, Iowa.
Commission expires July 4-1942

(Notarial Seal)

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 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 16 day of February, 1940.

COMPARED

Pearl E. Shetterly RECORDER

MS