

Miscellaneous Record, No. 23, Madison County, Iowa

Subscribed and sworn to before me by the above ~~sworn~~ named affiants this 29th day of February, A.D. 1940.

NOTARIAL
SEAL

Mabel C. Anderson Notary Public in and for
Madison County, Iowa.

Phil R. Wilkinson

#1468

Filed for record the 6 day of March
A.D. 1940 at 10:15 o'clock A.M.
Pearl E. Shetterly, Recorder
Wilma M. Wade, Deputy

To

Fee \$.70

The Public

A F F I D A V I T

State of Iowa, Madison County,)ss.

I, Phil R. Wilkinson, a resident of said State and County, being sworn, depose and say as follows:

That I am now and for more than twenty-five years last past have been engaged in the practice of law, with offices in Winterset, Madison County, Iowa. That in the year 1919 I was associated in such practice with my father, the late A. W. Wilkinson, who acted as attorney for the executrix of the estate of Wm. Wiedmann, deceased, administered in the District Court of said Madison County, and that I was associated with the said A. W. Wilkinson throughout the entire period of administration. That from such association, I became acquainted with the different members of the family of the said Wm. Wiedmann, deceased, and more or less familiar with the process of administration of his estate. That I am informed that while the final report of the executrix and her accounting shows payment in full to Catherine Wiedmann of the legacy of \$100.00 as provided by the last will and testament of the said Wm. Wiedmann, deceased, the receipt therefor of Catherine Wiedmann is not attached thereto. That from my knowledge and recollection of the handling of said estate, I would not hesitate to say that if said final report and accounting of executrix shows payment to Catherine Wiedmann of said \$100.00 legacy, that said amount was paid to and received by her in full thereof. That the said Catherine Wiedmann, according to my information and belief, is now deceased; that she died prior to the death of her mother, Isabella Wiedmann, and subsequent to the closing of her said father's estate, intestate, unmarried and without issue.

That I was the attorney for the executor of the estate of Isabella Wiedmann, deceased, administered in said District Court of Madison County, Iowa, and am thoroughly familiar with the affairs of said estate. That all the papers filed therein were either drawn by me personally or under my supervision, and if in the Beneficiaries and Real Property Report filed in said estate, the description of the real estate devised at Item Three of the last will and testament of Isabella Wiedmann, deceased, is given as being in Sections 17 and 20, in Township 76, Range 28, it is erroneous, and that it should have been described as Range 26. That the five cancelled checks for \$10.00 each, attached to said executor's final report, drawn in favor of Rev. Jas. Gillespie, Rev. J. J. Condon, Rev. Luke Plunkett, P. J. Casey and M. F. Dugan, by said executor, did, in fact, represent the sum of \$50.00 bequeathed to the Church for masses, as provided by Item One of said last will and testament.

That wherever in the estates of either Wm. Wiedmann, deceased, or Isabella Wiedmann, deceased, or in the record chain of title to the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 17 and E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, Twp. 76, Range 26, the names William Wiedman, Wm. Wiedmann, William Wiedeman or Wm. Wiedemann; Isabel Wiedeman, Isabel Wiedmann, Isabell Wiedmann, Isabel Wiedemann, Isabelle Wiedmann, or Isabella Wiedmann; W. A. Weidmann or W. A. Wiedmann; Thomas Weidmann or Thomas Wiedmann; Frank Weidmann or Frank Wiedmann; Rose Weidmann, Rose Wiedmann or Rose Nehring; Isabella Weidman, Isabella Weidmann or Isabella Wiedmann, appear said names refer in each and every instance, respectively, to Wm. Wiedmann, deceased, Isabella Wiedmann, deceased, and to W. A. Wiedmann, Thomas Wiedmann, Frank Wiedmann, Rose Wiedmann (now Rose Nehring), and Isabella Wiedmann, the children of said decedents.

That I am in no way interested.

Phil R. Wilkinson

Miscellaneous Record, No. 23, Madison County, Iowa

Subscribed in my presence and sworn to before me by the said Phil R. Wilkinson, affiant,
this 4 day of March, A.D. 1940.

NOTARIAL
SEAL

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

Filed for record the 5 day of March