

Miscellaneous Record, No. 23, Madison County, Iowa

And it further appearing that the real estate described as a tract commencing at the South

(U.S. District Court Seal)

Clara Wight

#2629

Fee \$.80 ✓

AFFIDAVIT

State of Iowa, Madison County, ss.

I, Clara Wight, a resident of said State and County, being first duly sworn, upon my oath depose and say as follows:

That I am a second cousin of the James Abrahams hereinafter named, and that the statements herein made are made from my own personal knowledge.

That the Stephen Abrahams who was the grantee named in the deed from David Brinson and wife

N. F. Reed Clerk
By Lela Sampson Deputy Clerk

Filed for record the 29 day of
April A.D. 1940 at 4:12 o'clock
P.M.

Pearl E. Shetterly, Recorder

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which is recorded at page 406 of Deed Record "A", of the records of Madison County, Iowa, and the grantee named in the deed from Jonathan Myers and wife which is recorded at page 270 of Deed Record "D", of said records, was the father of the said James Abrahams. That the said Stephen Abrahams died, intestate, on or about March 27th, 1877, leaving as his surviving spouse, one Sarah Abrahams, and the following named persons as his sole and only children and heirs at law, to-wit: Anna Thomas; Polly Thomas; J.K. Abrahams; John Abrahams; Sarah E. Leonard; Eyaney Bonham; Ellen Bradshaw and James Abrahams, and none other. That he left no child of any deceased child nor adopted child or children. That the estate of the said Stephen Abrahams was never probated, but that all debts and claims against his said estate have long since been fully paid. That the said Sarah Abrahams, surviving spouse of Stephen Abrahams, deceased, died, intestate, on or about July 11, 1884, never having remarried, leaving no spouse surviving her, and leaving as her children and sole and only heirs at law, the said Anna Thomas; Polly Thomas; J.K. Abrahams; John Abrahams; Sarah E. Leonard; Eyaney Bonham; Ellen Bradshaw and James Abrahams, and none other. That the estate of the said Sarah Abrahams was never probated, but that all debts and claims against the same have long since been fully paid. That both the said Stephen Abrahams and Sarah Abrahams were residents of Madison County, Iowa, at the time of their deaths.

That the said Stephen Abrahams died seized of the Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of Section 23; the Southwest Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of the Northwest Quarter ($\frac{1}{4}$) and the West 12 acres of the South Half ($\frac{1}{2}$) of the Northwest Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of Section 14; all in Township 76 North, of Range 28 West of the 5th P.M., and that by and through the deeds which are recorded in Deed Record 21, at page 90; in Deed Record 14, at page 466; in Deed Record 23, at page 590; in Deed Record 14, at page 470; in Deed Record 25, at page 591, and in Deed Record 37, at page 350, all of Madison County, Iowa, records, James Abrahams became vested with the full title to the above described real estate.

That the said James Abrahams died, intestate, in Madison County, Iowa, on or about Mar. 18, 1936, seized in fee simple and of the full and absolute title to the above described real estate and the Southeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of the Northwest Quarter ($\frac{1}{4}$) of said Section 14, in Township 76 North, of Range 28 West of the 5th P.M., leaving no widow surviving him, and leaving as his children and sole and only heirs at law, the following named persons, to-wit: William B. Abrahams, Walter L. Abrahams, Laura M. Abrahams and Leonard S. Abrahams, all of whom are of full age and under no legal disability. That the estate of the said James Abrahams has never been probated, but that all debts and claims against the same, including funeral expenses and expenses of last illness have long since been fully paid and discharged.

That if, in the record title to any of the above described real estate, the family name of Abrahams appears spelled as Abram, Abrams, or Abraham, it must have been the result of an error on the part of the person in preparing the instrument wherein said family name is misspelled, or on the part of the Recorder in recording the same, and that the family name in each and every instance appearing as Abram, Abrams or Abraham should have been Abrahams.

That I know of my own personal knowledge that it was the intention of the said J.K. Abrahams to convey by his deeds which appear of record in Deed Record 21, at page 90, and in Deed Record 37, at page 350, all of his interest as an heir at law of the said Stephen Abrahams and Sarah Abrahams in and to the real estate first herein described, notwithstanding the errors in description of said land appearing in said deeds, ^{and} that under said deeds, the said James Abrahams, did, as a matter of fact, acquire all of the interest of the said J.K. Abrahams in and to said real estate.

That to my personal knowledge the estate of the said James Abrahams consisted only of the real estate herein referred to and items of household goods and furniture not exceeding \$100.00 in value, and that his said estate was not subject to either Federal or State Inheritance Tax

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nor Federal or State Income Tax.

That I am in no way interested, and make this affidavit for the sole purpose of establishing of record the facts herein set forth.

Clara Wight

Subscribed in my presence and sworn to before me by the said Clara Wight, this 29th day of April, A.D. 1940.

H.C.Fosher

Notary Public within and for Madison County, Iowa.