

Miscellaneous Record, No. 23, Madison County, Iowa

MINNIE TYER DEMAR

#3022

Filed for record the 22 day of May
A.D. 1940 at 4:15 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 MADISON COUNTY)ss;

I, Minnie Tyer DeMar, of said State and County, first being duly sworn, upon my oath depose and say:

That I have been a resident of the City of Winterset, Iowa, for more than twenty-five years last past; That during said period, among other things, I was Deputy Clerk and subsequently Clerk of the District Court of Madison County, Iowa; and,

That F. W. Tyer, the Grantee in the Deed recorded on Page 216 of Deed Record 42 of the Records of the County Recorder of Madison County, Iowa, conveying the West Forty-nine & 33/100 (W. 49.33) acres of the West Fractional Half ($\frac{1}{2}$) of the Northwest Quarter ($\frac{1}{4}$) of Section Thirty-one (31), in Township Seventy-seven (77) North, Range Twenty-seven (27) West of the 5th P.M., was a brother of my father; and,

That I have personally known said F. W. Tyer and his wife, Ida M. Tyer, who is the same person as Ida Kay Tyer, from my earliest recollection; That the said F. W. Tyer, with his family and my father, with his family, lived neighbors and were fast friends; and

That my father survived my mother and subsequent to the death of my father, I became a member of the family of the said F. W. Tyer and Ida M. Tyer; and

That on the purchase of said land, above described, the said F. W. Tyer, with his said wife and family, moved upon said real estate; That I have known said land and the parties in possession thereof for many years last past; and

That said F. W. Tyer died during the year 1929 and was buried in the Fairview Cemetery,

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located on the NE $\frac{1}{4}$ of Section 13, Madison Township, Madison County, Iowa, and

That I personally know that the Grantees in the Deed recorded on Page 247 of Deed Record 70 of the Records of the County Recorder of Madison County, Iowa, viz: Ida May Tyer, Clarence B. Tyer, Edward H. Tyer, Ray W. Tyer, Edith May Tyer, Kabel G. Kesting and Ida Murl Leach, were the surviving widow and the sole and only heirs-at-law of my said uncle, F. W. Tyer; and

That soon after acquiring title to said land, the said Ida M. Tyer established her residence thereon, occupying and controlling the whole of one of the two dwellings houses thereon and she continued to reside thereon at all times until her death; and

That said Ida M. Tyer died, intestate, March 7th, 1935, at the hospital in Winterset, Iowa, and that at the time of her death she was a widow, the surviving spouse of said F. W. Tyer, and that she was buried in the same cemetery lot with her husband, F. W. Tyer, in said Cemetery; That she left surviving her as her only heirs-at-law her children, who were the children of said F. W. Tyer above mentioned, each of whom is free from legal disability;

That said Clarence B. Tyer is the same person as Clarence Burdette Tyer, named as an heir in the Estate of F. W. Tyer, deceased; Edward H. Tyer is the same person as Edward Hoyt Tyer named as an heir in said Estate; Ray W. Tyer is the same person as Ray William Tyer named as an heir in said Estate; Edith Mary Tyer being the same person as Edith May Tyer, one of the grantees in the Deed recorded on Page 247 of Deed Record 70 of the Records of Madison County, Iowa; Kabel G. Kesting is the same person as Kabel Gertrude Tyer named as an heir in said Estate, and Ida Myrl Leach is the same person as Ida Myrl Tyer Leach named as an heir in said Estate and the same person as Ida Murl Leach, one of the grantees in said Deed.

That I am in no way interested in said land and this Affidavit is made at the request of the owner of said real estate for the purpose of perfecting or explaining the record title thereto.

Dated at Winterset, Iowa, this 3rd day of April, A.D., 1940.

Subscribed in my presence and sworn to before me by the said Minnie Tyer DeMar this 3rd day of April, A.D., 1940.

Minnie Tyer DeMar.

W. T. Guither - Notary Public in and for Madison County, Iowa