

## Miscellaneous Record, No. 23, Madison County, Iowa

H. G. Tilton et al

#5964

Filed for record the 4 day of November  
A.D. 1940 at 8:50 o'clock A.M.

To

Fee \$ .50✓

Pearl E. Shetterly, Recorder

The Public

A F F I D A V I T

STATE OF IOWA, MADISON COUNTY. )SS.

We, H. G. Tilton and J. E. Hamilton, each being first duly sworn on our oaths state that we are of the age of 60 years, and 76 years respectively, and have each been actual residents of Madison County, Iowa, for more than 25 years last past, that during all of said time the affiant J. E. Hamilton has resided in Winterset, Iowa, that from the year 1920, until the year 1932 the affiant, H. G. Tilton lived on lands in the East Half (E½) Northeast Quarter (NE¼) of said Section 13, and thereafter until the year 1932 on lands in the Southeast Quarter (SE¼) of Section 13, Township 76 North, Range 28 West 5th, P.M. Iowa, and were each personally acquainted with all persons in possession of any and all lands in said Section, and especially The West Half of the North East Quarter (NE¼) of said Section 13-76-28.

That the affiant, J. E. Hamilton obtained title to said W½, NE¼ of said Section 13, by Deed from H. A. Edwards in April 1917, shown of Record in Deed Record 58 page 584, of the office of the Recorder of Madison County, Iowa, at which time said affiant took actual possession of said land and held possession thereof until January 1920, when said land was conveyed to Rollie J. Wilson, whose first name was sometimes spelled "Rolla" instead of Rollie (his true name being Rollie J. Wilson). That the said Rollie J. Wilson held actual possession of said land from said time until November of the same year when he conveyed said land to Eugene Wilson who took possession of said land and held possession of same until April of 1921, when he conveyed said land to F. O. Renkin, who in the same month conveyed the same to G. W. Conway, who in the same month conveyed the said land to Raymond E. Croft, who at once took actual possession of said land and held same until March 1922, when he conveyed said land to said Rollie J. Wilson, who at that time took actual possession of said land and held the same until January 1925 when he conveyed the same to E. C. Hamilton by Deed recorded in Deed Record 67 at page 106 of the Records of the Recorder of Madison County, Iowa.

That the said E. C. Hamilton was a son of affiant, J. E. Hamilton, and he took and held actual possession of said land until the execution of the Sheriff's Deed in 1932, recorded in Deed Record 70 at page 207 of the Records of the office of the Recorder of Madison County, Iowa, That one of the Defendants in said foreclosure suit, to-wit: Louise Rhyne Hamilton, was the wife of E. C. Hamilton, now deceased, and is the same person who acknowledged service of the original notice under the name of Louise R. Hamilton, her maiden name being Louise Rhyne.

That there were no buildings or other improvements on said lands, except fences, and no person or persons other than the owners named and referred to herein ever had possession of said land, or any part thereof, except the owners herein referred to, that neither of these affiants have any interest in said real estate or any part thereof, all of which is true as we verily believe.

H. G. Tilton  
J. E. Hamilton

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NOTARIAL and sworn to before me and in my presence by the said affiants on this 2nd day  
of ~~NOVEMBER~~ **SEAL** A.D. 1940.

C. A. Robbins Notary Public in and  
for Madison County, Iowa.

H. D. Tilton