

Miscellaneous Record, No. 23, Madison County, Iowa

George Schnellbacher et al #6895
 To Fee \$.80
 The Public

Notary Public
 in and for Madison County, Iowa.
 Filed for record the 20 day of December
 A.D. 1940 at 11:12 o'clock A.M.
 Pearl E. Shetterly, Recorder

A F F I D A V I T

State of Iowa; Madison County:)ss

We George Schnellbacher and Henry Krell of the County and State aforesaid first being sworn on oath depose and say that we are each residents of Madison County, Iowa, and have lived in said County for the past 43 and 30 years respectively and make the following statements from our personal knowledge of the facts hereinafter set forth, to-wit: that we were personally acquainted with Peter Schnellbacher grantee in a certain warranty deed from Derrick Bennett for the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14-75-29, said deed bearing date May 15th A.D. 1856, and filed for record in the office of the Recorder of Madison County, Iowa on the 15th day of May A.D. 1856, and recorded in deed record "D" at page 216 of Madison County, Iowa, records; that the said Peter Schnellbacher's name was erroneously spelled and written in said deed Peter Schnellbacher; that the said Peter Schnellbacher and Peter Schnellbacher grantee in the above described deed are one and the same identical person.

That the said Peter Schnellbacher died on or about the ___ day of ___ A.D. 1876, intestate, seized of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 14-75-29, and leaving surviving him Christena Schnellbacher his widow, and Christena Krell, G. W. Schnellbacher, E. M. Schnellbacher, John Schnellbacher, Mary M. Welty, Lewis Schnellbacher, Peter Schnellbacher and Elizabeth M. Wissler, his children and heirs, and only heirs at law; that the estate of the said Peter Schnellbacher, deceased, was never admitted to probate in any Court, but was settled out side of Court; that said estate was fully settled, and all debts and claims against said estate was paid in full.

That Elizabeth Wissler grantee in the certain quit claim deed dated September 13, 1879^{and} was filed for record in the office of the Recorder of Madison County, Iowa, December 31st A.D. 1879 and recorded in deed record 15 page 454 of Madison County, Iowa records, and Elizabeth M. Wissler grantee in the certain quit claim deed dated September 2nd A.D. 1882, and filed for record in the office of the Recorder of Madison County, Iowa on December 1st A.D. 1882 and recorded in deed record 14 at page 371 of Madison County, Iowa, deed records, and Elizabeth M. Wissler grantee in the certain certain warranty deed dated January 3rd A.D. 1887 and filed for record in office of the Recorder of Madison County, Iowa, on January 3rd A.D. 1887, and recorded in deed record 26 at page 137 of Madison County, Iowa, deed records, and Elizabeth M. Wissler one of the grantors in the certain warranty deed dated May 27th A.D. 1880, and filed for record in the office of the Recorder of Madison County, Iowa, in deed record 30 at page 293 of said Madison, County, Iowa, records, are are all one and the same identical person, or in other words the said

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Elizabeth Wissler and Elizabeth M. Wissler are one and the same identical person.

That Jonathan Wissler grantor and Elizabeth M. Wissler grantee in the certain warranty deed of date January 3rd A.D. 1887, and which was filed for Record in the office of the Recorder of Madison County, Iowa on January 3rd A.D. 1887, and recorded in deed record 26 at page 137 of Madison County Iowa deed records, were husband and wife at the time said deed was executed.

We further state that the said Peter Schnellbacher was an invalid for a number of years prior to his death, and that the said Elizabeth M. Wissler lived with her father Peter Schnellbacher, and cared for him so far as she could, and that she done all of the said Peter Schnellbachers business, as the said Peter Schnellbacher was feble minded and childish and unable to attend to any business transactions; that on November 30th A.D. 1870 one Lewis Schnellbacher and wife Rebecca E. Schnellbacher made and executed to the said Peter Schnellbacher a mortgage upon the S¹ SE¹ Sec. 15-75-29, to secure the payment of \$200.00, which said mortgage was filed for record in the office of the Recorder of Madison County, Iowa, on the 30th day of November A.D. 1870, and recorded in mortgage record 2 at page 400 of Madison County, Iowa, mortgage records; that on or about the 24th day of April A.D. 1873 the indebtedness secured by said mortgage was fully satisfied, and the said Elizabeth M. Wissler for Peter Schnellbacher, released said mortgage of record on the margin thereof, as follows: "Received satisfaction in full of the annexed mortgage and the same is hereby cancelled April 24th, 1873, - Peter Schnellbacher By Elizabeth M. Schnellbacher."; that to our personal knowledge the said indebtedness secured by said mortgage was fully satisfied, and that the said Peter Schnellbachers, widow, nor any of his children or heirs at law has any interest in said real estate by reason of said mortgage, and we personally know that they or-either of them make no claim to said real estate by reason thereof.

We further state that the said Peter Schnellbacher was a resident of Webster Township Madison County, Iowa, at the time of his death.

George Schnellbacher
Henry Krell

The above and foregoing statements of George Schnellbacher and Henry Krell, was subscribed and sworn to before me this 9th day of December A.D. 1904.

(No Seal)

COMPARED

Charlie Appleman Notary Public
in and for Madison County, Iowa.