

W. T. Guiher

#1349

Filed for record the 26 day of February
A.D. 1941 at 9:00 o'clock A.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, W. T. Guiher of said State and County, first being duly sworn, upon my oath depose and say:
That I was a devisee under the Will of John A. Guiher, Deceased, and that I was Executor of
his Estate and I was appointed one of the Trustees for my sister Nancy Guiher and that I survive
my co-trustee and that no successor was appointed; That subsequent to the death of my brother

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John A. my brother F. T. Guiher, died intestate on October 3, 1929, and that he had an interest in the real estate described as follows, to-wit:

East Half (E½) of the Southwest Quarter (SW¼) of Section Six (6), Township Seventy-four (74) North, of Range Twenty-seven (27) West of the 5th P.M., except commencing at the Northwest corner of said tract, and running thence South two (2) rods, thence East thirty-six (36) rods, thence North Two (2) rods, thence West thirty-six (36) rods to the place of beginning.

That the surviving spouse and each of the heirs at law of my brother, F. T. Guiher asked that I aid them in the settlement of my brother F. T. Guiher's Estate and I took an interest from the time of the appointment of the Executrix to the time that said Estate was closed; and that I personally know that wherever the name Myrtle S. Guiher, Myrtle S. Guiher and Mertie Guiher, appear in the title to said real estate, they refer to one and the same person, namely, his surviving spouse; That I personally know that wherever the name Frank Guiher, Frank T. Guiher and Frank T. Guiher, Jr., appears in the title to the real estate, they refer to my nephew and is one and the same person; That wherever the name Kathryne E. Guiher and Katheryn E. Guiher appears in the title to said real estate, is my niece and is one and the same person; That wherever the name Ruth Guiher and Ruth E. Guiher appears in the title to said real estate, is my niece and is one and the same person; and I further state that wherever the name W. T. Guiher, Surviving Trustee for Nancy Guiher and W. T. Guiher, Surviving Trustee for Nancy A. Guiher, appears in the title to said real estate, they refer to one and the same trustee and beneficiary, the beneficiary being my sister.

I further state that my brother, H. B. Guiher, who by profession was a physician and often times called Dr. H. B. Guiher, was my brother and one - the same person wherever they appear in the title to said real estate; That he was late of Smithfield, Pennsylvania, a devisee of my brother John A. Guiher, Deceased, and died March 30, 1933, as stated in the transcript, mentioned at Items 19 and 20; That I was at his burial and that his surviving spouse and each of his three children named in his will were his sole and only heirs at law and they each asked that I aid ^{the} them in/probating and management of the Estate; That I was present at the time of the probating of said will shown by said Certificate of the probating of said Will and have at all times from then to the present took an interest in the preservation of the assets of his Estate; That he left surviving him, Maude F. Guiher, his surviving spouse, James M. Guiher, his son of Clarksburg West Virginia, Mary M. Hutchinson and Rebecca Guiher, who after the making of said Will was married and that her surname has at all time thereafter to the present time, been Warren;

That I know of no one that is more familiar with the Estates and heirs at law of my deceased brothers and of the conditions of their estates, namely, F. T. Guiher and H. B. Guiher, than myself.

W. T. Guiher

Subscribed in my presence and sworn to before me by the said W. T. Guiher this 25th day of February, A.D., 1941.

NOTARIAL
SEAL

Daniel J. Gallery Notary Public
in and for Madison County, Iowa

Frank Brown