

Miscellaneous Record, No. 23, Madison County, Iowa

C. L. Beech

#5520

IN and for Guthrie County, Iowa.

To

Fee \$.60 ✓

Filed for record the 21 day of October
A.D. 1941 at 10:24 o'clock A.M.

The Public

Pearl E. Shetterly, Recorder

A F F I D A V I T

STATE OF IOWA GUTHRIE COUNTY)SS

I, C. L. Beech, being first duly sworn do on my oath depose and say that I am now and have been a resident of Stuart, Guthrie County, Iowa, since the year 1924.

That I was well and personally acquainted with Thomas Cahill (sometimes known as Tom Cahill), late of Guthrie County, Iowa, who died on or about the 25th day of February A.D., 1934.

I further depose and say that I am the C. L. Beech named as Executor in the Last Will and Testament of Thomas Cahill and that I administered said estate as such Executor, and that wherever in the abstract of title to the following described real estate, to-wit:

The Northwest Fractional Quarter (NW $\frac{1}{4}$) except a 40 acre tract in the Southwest corner thereof, 80 rods square, and the West Fractional Half (W $\frac{1}{2}$) of the Northeast Fractional Quarter (NE $\frac{1}{4}$) of Section Six (6), Township Seventy-seven (77) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa,

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the names of Thomas Cahill and Tom Cahill appear they refer to one and the same person, to-wit: Thomas Cahill.

I further depose and say that I am acquainted with the corporation known as "All Saints Church in Stuart, Guthrie County, Iowa" and that said church institution is sometimes known as "All Saints Roman Catholic Church of Stuart, Guthrie County, Iowa", and that the residuary bequest in the said Last Will and Testament of the said Thomas Cahill, denominating said institution by the latter name was a reference in fact to the Church in Stuart, Iowa, which he attended, whose true name is as aforesaid, and that said Church is for convenience sometimes also known as the "All Saints Church Corporation" and that said "All Saints Church in Stuart, Guthrie County, Iowa" and said "All Saints Roman Catholic Church of Stuart, Guthrie County, Iowa" and said "All Saints Church Corporation" refer to one and the same institution, to-wit: the residuary beneficiary in said Last Will and Testament of the said Thomas Cahill, deceased, and that said institution is now the owner of the fee simple title to the above described real estate, and that said institution is now and has been since its incorporation, and even prior thereto, the only Catholic Church in Stuart, Guthrie County, Iowa.

I further depose and say that I know of my own personal knowledge that the said Thomas Cahill was never married, and that he died leaving no parents surviving him, and that he died without issue and had no adopted child or children, and died leaving no parents and no issue, any deceased child or children, or adopted child or children.

Dated at Stuart, Iowa, this 16th day of October A.D., 1941.

Subscribed in my presence and sworn to before me by C. L. Beech this 16th day of October A.D. 1941.

C. L. Beech
H. E. Newton Notary Public
in and for Guthrie County, Iowa.