

Miscellaneous Record, No. 23, Madison County, Iowa

Madison County, Iowa and known as

Rex V. Johnson et al

To

The Public

1940

Fee \$.50 ✓

of Madison County, Iowa.

Filed for record the 7 day of February
A.D. 1941 at 10:32 o'clock A.M.

Pearl E. Shetterly, Recorder

A F F I D A V I T

State of Iowa, Madison County.)ss:

I, Rex V. Johnson and I, Lorin B. Sayre, of said county and State, being first duly sworn on oath depose and say that we have been residents of Madison County, Iowa, for more than 25 years last past, and during all of said time have lived in the neighborhood of and been familiar with the title, ownership and occupancy of the S. 57 acres of the E½ NE¼ Sec. 34 and the W½ SW¼ Sec. 35, except the E. 26 rods of the W. 40½ rods of the N. 21 rods thereof and except the railroad right of way and the public highway, all in Twp. 75, Range 26, Madison County, Iowa, and know of our own personal knowledge that Peter Attig entered into possession of the various parts of said real estate on or about the dates of the several deeds to him, and that he and his devisees and heirs at law and their successors in interest, to and including Frederick G. Attig, Bertha K. Fleck, Anna Wyatt, Lillian H. Stoneman, Lena Clark, and John P. Attig, the owners now in possession of said real estate, have since prior to Jan. 1, 1920, been in the actual, open, notorious, continuous, adverse, exclusive, uninterrupted and peaceable possession, occupancy and control of all of said real estate and every part and parcel thereof under claim of right and color of title, have cultivated and fenced the same and paid the taxes thereon, and that no claim of any kind adverse to the possession of said parties has been asserted to any of said real estate to our personal knowledge; and that wherever in the chain of title to said real estate the names Lena Dailey, Lena Clark, or Lena Clarke appear, they refer to one and the same identical person, her true and correct name being Lena Clark, she having intermarried with one Frank Clerk.

We further state that at the time of the death of the widow of said Peter Attig, on Nov. 6, 1936, the only living children, devisees, or heirs at law of said Peter Attig, were the above named Frederick G. Attig, Bertha K. Fleck, Anna Wyatt, Lillian H. Stoneman, Lena Clark, and John P. Attig, together with William N. Attig who subsequently died testate in Madison County,

Miscellaneous Record, No. 23, Madison County, Iowa

Iowa, on or about Mar. 31, 1939.

We further state that we are in no way interested in the title to said real estate but make this affidavit at the request of the present owners thereof for the purpose of establishing of record the facts above set forth.

Rex V Johnson
Lorin B. Sayre

Subscribed in my presence and sworn to before me by the above named affiants this 6th day of February, A.D. 1941.

(Notarial Seal)

Kabel C. Anderson Notary Public
in and for Madison County, Iowa.

State of Iowa, County of Madison.) ss:

I, Pearl E. Shetterly, County Recorder, in and for said County and State aforesaid, hereby certify that the foregoing affidavit was recorded in my office and entered on the records thereof on the 7th day of February, A.D. 1941, on behalf of the owners in possession of said real estate mentioned in said affidavit.

COMPARED Pearl E. Shetterly County Recorder
of Madison County, Iowa.