

Miscellaneous Record, No. 23, Madison County, Iowa

T. F. Ruth et al

#2171

For Madison County, Iowa

Filed for record the 6 day of
May A.D. 1942 at 9:00 o'clock
A.M.

Pearl E. Shetterly, Recorder

To

Fee \$.60

The Public

A F F I D A V I T

State of Iowa, Madison County.)ss:

I, T. F. Ruth, and I, W. E. Mackey, of said county and state, each being first duly sworn on oath depose and say that we have been residents of Madison County, Iowa, for more than 20 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 SE $\frac{1}{4}$ of Sec. 32 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ and E. 2 $\frac{1}{2}$ acres of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ of N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 33, Twp. 75, Range 27, Madison County, Iowa, and that we know of our own personal knowledge that Charles D. Silliman entered into possession of the different parts of said real estate many years ago under and by virtue of the several deeds thereto recorded in the records of Madison County, Iowa, and that since long prior to Jan. 1, 1920, the said Charles D. Silliman was 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, and that since his death in 1932, his heirs and legal representatives have been in such possession thereof, have cultivated and fenced the same and paid the taxes thereon, and that no claim of any kind adverse to the possession of said Charles D. Silliman and his legal heirs and representatives, has been asserted to any of said real estate to our personal knowledge. We further state that the above named Charles D. Silliman is the same and identical person as the C. D. Silliman whose estate was probated in the District Court of Madison County, Iowa, as #3819 Probate, and docketed in Probate Docket "J", page 200, and that wherever in the proceedings in the estate of the said C. D. Silliman, or Charles D. Silliman, or in the chain of title to any of the real estate of which he died seized, the names Rea Schoenenberger or Ree Schoenenberger appear, they refer to one and the same identical person.

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

T. F. Ruth
W. E. Mackey

SUBSCRIBED in my presence and SWORN to before me by the above named affiants this 5 day of May, A.D. 1942.

(Notarial Seal)

Harry F. Anderson Notary Public in
and for Madison County, Iowa.

State of Iowa, Madison County.)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 6th day of May, A.D. 1942, 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.