

## Miscellaneous Record, No. 23, Madison County, Iowa

C. C. Cook

#2224

Filed for record the 8 day of May  
A.D. 1942 at 11:29 o'clock A.M.

To

Fee \$3.80

Pearl E. Shetterly, Recorder

The Public

A F F I D A V I T

STATE OF IOWA DALLAS COUNTY )SS

I, C. C. Cook of said County and State, being first duly sworn, do upon my oath depose and say that I have been well and personally acquainted with August Fredrick Burger and the members of his family for more than forty years last past. That August Fredrick Burger died testate a resident of Madison County, Iowa, on or about August 5, 1926, and that his estate was opened

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in the District Court of Madison County, Iowa, under the name of August F. Burger, the name by which he was commonly known and which he used most consistently during his lifetime. That he died seized in fee of the following described real estate, to-wit:

East Half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 27; and the West Half of the Northeast Quarter; Northeast Quarter of the Northwest Quarter, and all that part of the Southeast Quarter of the Northwest Quarter lying and being East of the North Branch of North River of Section 34; all in Township 77 North, Range 27, West of the 5th P.M., Iowa.

That said real estate was acquired by the said August Fredrick Burger at different times and in different parcels, the deeds conveying said real estate to the said August Fredrick Burger naming him as grantee in different manners, sometimes said deed referring to him as August F. Burger, sometimes as A. F. Burger, sometimes <sup>as</sup> August Burger and sometimes as August Fredrick Burger, but that wherever in said deeds said names describe the grantee as set out above, they refer to one and the same person, to-wit: August Fredrick Burger.

That August Fredrick Burger left surviving him one adopted son, James Francis Burger, who was also known as Frank Burger, and three sons, August F. Burger, George M. Burger and Louis H. Burger, and that said parties were listed in the probate proceedings of the estate of August F. Burger filed in the District Court of Madison County, Iowa, as James Francis Burger, August F. Burger, George M. Burger and Louis H. Burger, but that in the Last Will and Testament of August Fredrick Burger which was signed as August F. Burger, he described his one son as Louie H. Burger. That this son's true and correct name is Louis H. Burger. That Geo. M. Burger named as one of the grantees in a warranty deed dated August 30, 1932, and found of record in Deed Record Book 69 on Page 452 of the records of the office of the County Recorder of Madison County, Iowa, is one and the same person as George M. Burger who is named in the last will and testament of August F. Burger, deceased, and listed as an heir-at-law, legatee and devisee in the inventory filed in the estate of August F. Burger, deceased. That the grantee in said deed just referred to is described as August F. Burger Jr. and that said grantee is one and the same person as August F. Burger named in the last will and testament of August F. Burger, deceased, and one and the same person who is listed as an heir-at-law, legatee and devisee in the inventory filed in the estate of August F. Burger, deceased.

That wherever in connection with the chain of title to the real estate hereinbefore described the names August F. Burger, A.F.Burger, August Burger August Fredrick Burger are found, they refer to one and the same person and that his full, true and correct name is August Fredrick Burger. That wherever in connection with the chain of title to the real estate hereinbefore described the names August F. Burger and August F. Burger Jr. are found, they refer to one and the same person and that his full, true and correct name is August F. Burger Jr. That wherever in connection with the chain of title to the real estate hereinbefore described the names George M. Burger and Geo. M. Burger are found, they refer to one and the same person and that his full, true and correct name is George M. Burger. That wherever in connection with the chain of title to the real estate hereinbefore described the names Louis H. Burger and Louie H. Burger are found, they refer to one and the same person and that his full, true and correct name is Louis H. Burger.

That I have no interest in this matter except to help establish the true facts as I know them to be,

C. C. Cook

Subscribed in my presence and sworn to before me by the said C. C. Cook this 8th day of April A.D. 1942

NOTARIAL  
SEAL

E Eugene Cushman  
Notary Public in and for Said County  
Notary Public in and for Dallas County, Iowa  
My Commission Expires July 4, 1942.