

Miscellaneous Record, No. 23, Madison County, Iowa

Phil R. Wilkinson and
N. E. Hollen
To

#2342
Fee \$ 1.20

Filed for record the 18 day of
May A.D. 1942 at 2:10 o'clock P.M.
Pearl E. Shetterly, Recorder

The Public

A F F I D A V I T

STATE OF IOWA MADISON COUNTY :SS

We, Phil R. Wilkinson and N. E. Hollen, both being residents of Madison County, State of Iowa, having been first duly sworn, each for himself and on his own behalf, does hereby depose and say:

That my residence in Madison County, Iowa, has been for more than 40 years last past, and that I have been well and personally acquainted with the possession, ownership, occupancy and control of the following described real estate, to-wit:

The East Half ($\frac{1}{2}$) of the Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$); the Northwest Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$), and the West Half ($\frac{1}{2}$) of the Northeast Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$), except a tract described as follows: Commencing at the Northeast corner of said last described tract, running thence West 15 $\frac{3}{4}$ rods, thence South 20 $\frac{1}{2}$ rods, thence East 15 $\frac{3}{4}$ rods, thence North 20 $\frac{1}{2}$ rods to the place of beginning; all in Section Fourteen (14), in Township Seventy-five (75) North, of Range Twenty-nine (29) West of the 5th P.M.,

for more than twenty-five (25) years last past, and I personally know that all of said period of time John Thomas and Lillie C. Thomas, and their grantors, immediate and remote, have had, held and enjoyed the full, absolute, uninterrupted, unquestionable, notorious, hostile and adverse ownership and possession of the whole of said real estate under claim of right and color of title, and that to my own personal knowledge, no person, firm or corporation has, during said period of time, and since long prior to January 1, 1920, made or asserted or attempted to make or assert any claim of right, title, or interest in or to said real estate adverse to the said John Thomas and Lillie C. Thomas, or their grantors.

I further state that I was well and personally acquainted with one A. M. Hart, during his lifetime, and know of my own personal knowledge that the Frances B. Hart, who is named in the Last Will and Testament of Said A.M. Hart, Deceased, and also in the Registry of Heirs in the probate proceedings in the estate of A. M. Hart, Deceased, as a daughter of Wright W. Hart, Deceased, who was a son of A. M. Hart, Deceased, and the defendant Frances B. Askew, named as such in the case of "Cora B. Krell, et al., vs: Sarah Jane Ragan, et al.," being Equity No. 17109, pending in the District Court of Madison County, Iowa, as shown by Docket 32 on page 156 of the District Court Records of Madison County, Iowa, are one and the same identical person, and her true and correct name is Frances B. Askew and that she is the wife of Edward J. Askew.

That the said Blanche Brock, who is named as one of the legatees and devisees in Item Three (3) of the Last Will and Testament of A. M. Hart, Deceased, and the Blanche Brock, who is named as one of the heirs-at-law in the registry of heirs in the probate proceedings in the estate of A. M. Hart, Deceased, and the Blanche P. Brock, one of the plaintiffs in the case of "Cora B. Krell, et al., plaintiffs vs: Sarah Jane Ragan, et al., defendants", being Equity No. 17109, pending in the District Court of Madison County, Iowa, as shown by Docket 32 on page 156 of the District Court Records of Madison County, Iowa, are one and the same identical person, and her true and correct name is Blanche P. Brock.

That the Mary E. Wight, who is named as one of the legatees and devisees in Item Three of the Last Will and Testament of A. M. Hart, Deceased, and who is listed in the Registry of Heirs in the probate proceedings in the estate of A. M. Hart, Deceased, and the Mary Ellen Wight, named as one of the plaintiffs in said case of "Cora B. Krell, et al., vs: Sarah Jane Ragan, et al.," being Equity No. 17109, pending in the District Court of Madison County, Iowa, as shown by Docket 32, on page 156 of the District Court Records of Madison County, Iowa, are one

Noted of Iowa
Madison County }
I hereby certify that the annexed affidavit was filed by
the owner in possession of the
Land mentioned therein. Dated May 16, 1942
Pearl E. Shetterly
Recorder

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and the same identical person, and her true and correct name is Mary Ellen Wight.

That the Sarah J. Ragan, who is named as one of the legatees and devisees in Item Three (3) of the Last Will and Testament of the said A. M. Hart, Deceased, and also named as one of the heirs in the Registry of Heirs filed in the probate proceedings in the estate of A. M. Hart, Deceased, in the District Court of Madison County, Iowa, and the Sarah Jane Ragan, who is named as one of the defendants in said case of "Cora B. Krell, et al., vs: Sarah Jane Ragan, et al.," being Equity No. 17109, pending in the District Court of Madison County, Iowa, as shown by Docket 32, on page 156 of the District Court Records of Madison County, Iowa, is one and the same identical person, and her true and correct name is Sarah Jane Ragan, and that she is the wife of George Ragan.

That I know of my own personal knowledge that the Lillie M. Webber named in the Supplemental Decree in the case of "Cora B. Krell, et al., vs: Sarah Jane Ragan, et al.," being Equity No. 17109, pending in the District Court of Madison County, Iowa, as shown by Docket 32, on page 156 of the District Court Records of Madison County, Iowa, is one and the same identical person as the Lillie May Webber named as one of the defendants in said case of "Cora B. Krell, et al., vs: Sarah Jane Ragan, et al.," being No. 17109, Equity, pending in the District Court of Madison County, Iowa, as aforesaid, and I know of my own personal knowledge that her true and correct name is Lillie May Webber, and wherever her name appears in said proceedings as Lillie M. Webber, Lillie May Webber and Lillie Webber, they all refer to one and the same identical person.

That I am well and personally acquainted with George Shaw, who is named as one of the appraisers in the Decree entered in the case of "Cora B. Krell, et al., vs: Sarah Jane Ragan, et al.," being No. 17109 Equity, pending in the District Court of Madison County, Iowa, as shown by Docket 32, on page 156 of the District Court Records of Madison County, Iowa, and that he is one and the same identical person as the G. L. Shaw, who subscribed to the oath as one of the appraisers to the Commission to Appraise said real estate herein, on the 11th day of October 1941, and that his true and correct name is George Shaw or George L. Shaw.

That I have no Interest whatsoever in the above described real estate, but I am making this affidavit to remove certain clouds on the chain of title and make corrections as set out herein. All of which is true as I verily believe.

NOTARIAL

SEAL

Subscribed and sworn to before me and in my presence by the said Phil R. Wilkinson and N. E. Hollen this 16 day of May A.D. 1942.

Phil R. Wilkinson
N E Hollen

E. C. Fosher Notary Public in and for