

Miscellaneous Record, No. 23, Madison County, Iowa

Estella Gibson Smalley

#2664

Filed for record the 18 day of June
A.D. 1942 at 11:30 o'clock A.M.

To

Fee \$.70

Pearl E. Shetterly, Recorder

The Public

A F F I D A V I T

STATE OF IOWA CUTHRIE COUNTY)SS

I, Estella Gibson Smalley of said County and State, being first duly sworn, do upon my oath depose and say that I am the owner of the South Fifty-four feet (54) of Lot One (1), all of Lot Two (2) and the North Fifty-seven (57) feet of Lot Three (3) all in Block Two (2) of Hull's Addition to Truro, Madison County, Iowa. That I am the surviving wife of James Gibson who died intestate January 9, 1937, a resident of Truro, Madison County, Iowa. That no administration was opened on the Estate of James Gibson after his death. That the said James Gibson left surviving him this affiant, Estella Gibson Smalley, formerly Estella Gibson, and no other parties or heirs-at-law. That the said James Gibson had no children during his lifetime and therefore left no children surviving him and that his sole and only heir-at-law was this affiant. That at the time of his death the said James Gibson owed no debts and was obligated to no one. That the expenses of his last sickness, burial and items of indebtedness of a similar nature were paid in full by this affiant. That the gross value of his estate at the time of death did not exceed the sum of \$600.00

That I am informed that the records in the office of the Treasurer of Madison County, Iowa, show delinquent personal taxes assessed against one Jas. Gibson as follows: Grand River Township, 1932, \$4.50. That the delinquent personal tax is not due from or owing by the said James Gibson who was my husband; that said tax has been assessed against and owed by some person other than the James Gibson who was my husband; that my husband, James Gibson, has never lived in Grand River Township, Madison County, Iowa.

That on April 2, 1925, my husband James Gibson and myself purchased the real estate above described from one J. H. Sayers and that upon the purchase of said property the said J. H. Sayers executed to me and my husband James Gibson a warranty deed conveying said property to us. That said warranty deed is found of record in Deed Record Book 24 at Page 548 of the records of the office of the County Recorder of Madison County, Iowa. That in said deed one of the grantors signed his name as J. H. Sayers. That in the granting clause, relinquishing of dower clause and certificate of acknowledgment, his name appears as John Sayres and his wife's name appears as Sena Sayres. That we had owned said real estate prior to repurchase thereof and had conveyed said property to John Sayers on April 21, 1924, by warranty deed, said deed being found of record in Deed Record 17 at Page 504 of the records of the office of the County Recorder of Madison County, Iowa. That the grantee in said deed is one and the same person as J. H. Sayers who is named in the warranty deed dated April 2, 1925, conveying said real estate to myself and my husband, James Gibson. That wherever in the chain of title to said real estate the name John Sayers, J. H. Sayers and John Sayres are found, they refer to one and the same person and that his full, true and correct name is J. H. Sayers. That wherever in the chain of title to said real estate the names Sena Sayers and Sena Sayres are found, they refer to one and the same person and that her full, true and correct name is Sena Sayers.

NOTARIAL

Subscribed in my presence and sworn to before me by the said Estella Gibson Smalley this 6th day of June A.D. 1942.

Estella Gibson Smalley

H. M. Reed
Notary Public in and for said County.

C. E. Gifford