

J. F. Willcox et al

#4052

COMPARED

J P Monaghan Gdn Owner

Filed for record the 2 day of November
A.D. 1942 at 2:43 o'clock P.M.

To

Fee \$1.30

The Public

Pearl E. Shetterly, Recorder
Wilma M. Wade, DeputyA F F I D A V I T

STATE OF IOWA MADISON COUNTY)ss

We, J. F. Willcox and T. E. Smith of said County and State, being first duly sworn, do upon our oaths depose and say that we have been residents of Madison County, Iowa, for more than fifty years last past; that we were well and personally acquainted with Lewis Cornman who died testate a resident of Madison County, Iowa, in the year 1891, and whose estate was administered upon in the District Court of Madison County, Iowa, being File No. 1090-Probate and found of record in the office of the Clerk of the District Court of Madison County, Iowa, in Probate Docket D at page 60; that we were also well and personally acquainted with the surviving spouse of Lewis Cornman, to-wit: Jane P. Cornman, and each and all of his children and heirs-at-law, also the children who were named as legatees and devisees under his will; that Susan Ann Smith, who is sometimes known as Susan Smith, was a surviving daughter, heir-at-law, legatee and devisee of Lewis Cornman and is one and the same person as Susan Ann Smith who is described in a quit claim deed recorded in Deed Record 59 at Page 408 of the records of Madison County, Iowa, and is the same person who died testate on September 23, 1898 and whose estate was probated in the office of the Clerk of the District Court of Madison County, Iowa, being File No. 1363-Probate and found of record in Probate Docket "D" at page 340 of the records of said office; that Mary Jane Campbell was a surviving daughter, heir-at-law, legatee and devisee of Lewis Cornman and is one and the same person as Mary Jane Campbell who is described in a quit claim deed recorded in Deed Record 59 at page 410 of the records of Madison County, Iowa; that Lydia Ann Hayward,

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also known as Lidie Hayward, was a surviving daughter, heir-at-law, legatee and devisee of Lewis Cornman and is one and the same person as Lydia Ann Hayward who is described in a quit claim deed recorded in Deed Record 59 at Page 461 of the records of Madison County, Iowa; that Sarah Crose, also known as Sarah C. Croas, was a surviving daughter, heir-at-law, legatee and devisee of Lewis Cornman and is one and the same person as Sarah Crose who is named as a grantor in a deed recorded in Deed Record 62 at Page 568 of the records of the office of the County Recorder of Madison County, Iowa; that Melissa Jane Howard, also known as Melissia Jane Howard, was a surviving daughter, heir-at-law, legatee and devisee of Lewis Cornman and is one and the same person as Melissa Jane Howard who is named as a grantor in a quit claim deed recorded in Deed Record 61 at Page 312 of the records of the office of the County Recorder of Madison County, Iowa; that Evaline Haxton, also known as Eva Lena Haxton, was a surviving daughter, heir-at-law, legatee and devisee of Lewis Cornman and is one and the same person as Evalena Haxton who is named as a grantor in a quit claim deed recorded in Deed Record 55 at Page 319 of the records of the office of the County Recorder of Madison County, Iowa; that Margret Celinda Carnihan, also known as Margaret Carneyhan, was a surviving daughter, heir-at-law, legatee and devisee of Lewis Cornman and is one and the same person as Margret Celinda Cramlet who is named as a grantor in a quit claim deed recorded in Deed Record 55 at Page 318 of the records of the office of the County Recorder of Madison County, Iowa; that wherever in the estates of Lewis Cornman or Jane P. Cornman, or in the chain of title to the Northwest Quarter of Section Thirteen (13) Township Seventy-five (75) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa, the names Susen Ann Smith or Susen Smith appear, they refer to one and the same person and that her true and correct name is Susen Ann Smith; that wherever in said estates or said chain of title the names Lydia Ann Hayward or Lidie Hayward appear, they refer to one and the same person and that her true and correct name is Lydia Ann Hayward; that wherever in said estates or said chain of title the names Sarah Crose or Sarah C. Croas appear, they refer to one and the same person and that her true and correct name is Sarah Crose; that wherever in said estates or said chain of title the names Melissa Jane Howard or Melissia Jane Howard appear, they refer to one and the same person and that her true and correct name is Melissa Jane Howard; that wherever in said estates or said chain of title the names Evaline Haxton, Eva Lena Haxton or Evalena Haxton appear, they refer to one and the same person and that her true and correct name is Eva Lena Haxton; that wherever in said estates or said chain of title the names Margret Celinda Carnihan, Margaret Carneyhan or Margret Celinda Cramlet appear, they refer to one and the same person and that her true and correct name is Margret Celinda Cramlet; that wherever in said estates or said chain of title the names Elizabeth Jeffreys or Elizabeth Jeffries appear, they refer to one and the same person and that her true and correct name is Elizabeth Jeffreys; that wherever in said estates or said chain of title the names George W. Cornman or Geo. Cornman appear, they refer to one and the same person and that his true and correct name is George W. Cornman; that wherever in said estates or said chain of title the names Martha Ellen Peacock or Martha E. Peacock appear, they refer to one and the same person and that her true and correct name is Martha Ellen Peacock.

That for more than fifty years last past we have been personally acquainted with the following described premises situated in Madison County, Iowa, to-wit:

Northwest quarter of Section Thirteen (13) Township Seventy-five (75) North, Range Twenty-nine (29) West of the Fifth P.M., Madison County, Iowa;

and with the ownership and occupancy thereof and were personally acquainted with Lewis Ross Cornman who died testate a resident of Winterset, Madison County, Iowa, on or about the 22nd day of April, 1940, and who was the owner of said premises at the time of his death, and the ownership thereof at the present time is in his estate, and know that the said Lewis Ross Cornman was in actual possession of said land at the time of his death and that he and his

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predecessors in the chain of title and in which he claimed the ownership and right of possession of said premises have been in continuous, actual, visible, open, notorious, exclusive, hostile and adverse possession thereof under color of title and claim of right as against all the world and have farmed, cultivated and improved said land either personally or through tenants claiming under them, and have paid the taxes thereon and that neither the title nor the right of possession of the said Lewis Ross Cornman or of those under whom he claimed has been disputed or openly attacked by anyone.

That we have no personal interest in the said land and make this affidavit in support of the title in order that same may be filed for record under the provisions of Section 11,024 of the 1939 Code of Iowa.

Dated at Winterset, Iowa, this 30th day of October A.D. 1942.

J. F. Willcox
T. E. Smith

Subscribed in my presence and sworn to before me by the said J. F. Willcox and T. E. Smith

NOTARIAL
this 30th day of October A.D. 1942.

SEAL

Charles D. Van Werden
Notary Public in and for said County