

Miscellaneous Record, No. 24, Madison County, Iowa

W. J. Elvins and
Chas E. Tucker
To
The Public

#391

Fee \$.50

Filed for record the 23 day of January
A.D. 1946 at 2:15 o'clock P.M.

Pearl E. Shetterly, Recorder

AFFIDAVIT

State of Iowa, Madison County.) ss:

I, W. J. Elvins, and I, Chas. E. Tucker, 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 E $\frac{1}{2}$ NE $\frac{1}{4}$ and the E. 39 acres of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 28-75-29 in Madison County, Iowa, and we know of our own personal knowledge that Edward W. Stroeber entered into possession of said real estate (except all oil, gas, coal and minerals in and under said land) on or about Nov. 19, 1941, under and by virtue of the Special Warranty Deed recorded in Deed Record 78, page 183, of the records of said county, and that he and his grantors, immediate and remote, for more than 20 years last past, have been 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, have occupied the same either by themselves or their tenants claiming under them, have cultivated and fenced the same and paid the taxes thereon and received the rents, issues and profits thereof, and that no claim of any kind adverse to the possession of said parties has ever been asserted to any of said real estate to our personal knowledge during the past 20 years, and that said Edward W. Stroeber now enjoys peaceable possession thereof.

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

W J Elvins
Chas E. Tucker

Subscribed in my presence and Sworn to before me by the above named affiants this 23 day of January, A.D. 1946.

(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 filed in my office by the owner in possession as named in said affidavit or by his attorney in fact, as shown by the records, and recorded and entered on the records thereof on the 23 day of January, A.D. 1946.

COMPANED

Phil R. Wilkinson et al

#40A

Pearl E. Shetterly, County Recorder
of Madison County, Iowa.