

Miscellaneous Record, No. 27, Madison County, Iowa

following described real estate, to-wit:

Lot Three (3), in Block Eight (8), of Pitzer
and Knight's Addition to the City of Winterset,
in Madison County, Iowa.

That the said A. F. Cummins was my brother. That I know of my own personal knowledge
that he died on March 2, 1956. That the estate of the said A. F. Cummins was never adminis-
tered upon. I further state that I know of my own personal knowledge that my brother, at the
time of his death, left a gross estate of considerably less than \$20,000.00, died intestate,
and left his widow and three children surviving.

Dated at Winterset, Iowa, this 21 day of August, A. D. 1962.

E. W. Cummins
E. W. Cummins

Subscribed and sworn to before me by the said E. W. Cummins this 21 day of August,
A. D. 1962.

NOTARIAL
SEA

Jo Anne Snyder Notary Public
in and for Madison County, Iowa.

H. Claude Peer
To

#2537

Filed for record the 22 day of August
A. D. 1962 at 10:05 o'clock A.M.

The Public

Fee \$1.50

Mary E. Welty, Recorder

AFFIDAVIT

STATE OF IOWA MADISON COUNTY: SS

I, H. Claude Peer, of Earlham, Madison County, Iowa, being first duly sworn on oath
depose and say, to-wit:

That I prepared the Last Will and Testament of Blanche Mleynek who died April 25, 1961,
That said Will has been probated in the District Court of Madison County, Iowa under probate
number 6252. That said Blanche Mleynek furnished to me the following description:

A tract of land commencing thirty (30) rods North of the South-
east corner of the West Half of the Northwest Quarter of Section
Six (6) in Township Seventy-seven (77) North, Range Twenty-eight
(28) West of the 5th P.M., Madison County, Iowa, and running
thence South thirty (30) rods thence West fourteen (14) rods and
thence North nineteen (19) rods and seven (7) feet thence in a
Northeasterly direction to the point of beginning.

That through a typographical error the range in said description was described as Range
Twenty-nine. That the true and correct description is Range Twenty-eight as furnished to
me by her. That I know of my own personal knowledge the land to be described was in Range
Twenty-eight and not Range Twenty-nine as I have prepared this affidavit from the original
information furnished to me by Miss Mleynek.

Dated this 21 day of August, 1962.

H. Claude Peer
(H. Claude Peer)

Subscribed and sworn to by H. Claude Peer before me and in my presence on the day and
year last above written.

NOTARIAL
SEAL

Marian A. Mark

Notary Public

Jackson Township Trustees
To

#2585

Filed for record the 25 day of August
A. D. 1962 at 10:51 o'clock A. M.

Glenn DeVault

Fee \$2.50

Mary E. Welty, Recorder

EASEMENT FOR WATER USE AND RIGHT-OF-WAY
FOR WATER PIPE LINE CONNECTING THERETO

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned members of the Board of Trustees
of Jackson Township, Madison County, Iowa, in consideration of the sum of One Dollar (\$1.00)
and other valuable consideration, in hand paid by Glenn DeVault, the receipt of which is
hereby acknowledged, do hereby sell, grant and convey unto said Glenn DeVault a perpetual
easement for water use and right-of-way for water pipe line connecting thereto under,
through and across the following described real property:

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A tract of land commencing Ten (10) rods East of the North West (NW) corner of Section Twenty-two (22) in Township Seventy-six (76) North of Range Twenty-nine (29) West of the 5th P. M., Madison County, Iowa, and running thence South Sixteen (16) rods thence West Ten (10) rods thence North Sixteen (16) rods thence East Ten (10) rods to the point of beginning,

The exact location of said water line and well on said property is established as presently installed and in use. That said Glenn DeValut shall have the right to enter in, upon and onto said property for the purpose of replacing, repairing, and reconstructing said water line when ever necessary and to have the right to use as much of the water from said well as now located on the above described real estate as may be necessary for his household use.

And we hereby covenant with said Glenn DeVault, his heirs, assigns, and grantees that we hold said premises by good and perfect title free and clear of liens and encumbrances and that we have good right and lawful authority to make the conveyance herein made and we warrant and defend said premises against the lawful claims of all persons claiming by, through or under us, except for the reversionary rights of Opal Nelson.

IN WITNESS WHEREOF, we have hereunto affixed our hands this 18th day of August, 1962.

BOARD OF TRUSTEES Jackson Township
Madison County, Iowa
Russell Frey
George Hart
J. D. Daggett

STATE OF IOWA MADISON COUNTY : SS

BE IT REMEMBERED, that on this 18th day of August, 1962, before me, the undersigned, a notary public within and for said County, personally appeared Russell Frey, George Hart J. D. Daggett to be known to me to be the identical persons named in and who executed the same as their voluntary act and deed as such trustees for the purpose therein set forth.

NOTARIAL
SEAL

Robert O. Frederick Notary Public
in and for Madison County, Iowa.

Harry F. Anderson
To

#2675

Fee \$1.50

The Public

AFFIDAVIT

Filed for record the 6 day of September
A. D. 1962 at 9:15 o'clock A. M.

Mary E. Welty, Recorder

STATE OF IOWA, MADISON COUNTY) SS:

I, Harry F. Anderson, of said county and state, being first duly sworn on oath, depose and say that I am personally acquainted with Mary Agnes Gates Decker and Phyllis Mart, named in the last will and testament of Mary F. Lotz, deceased, and know that wherever in the chain of title to any of the real estate of which the said Mary F. Lotz died seized, or wherever in the proceedings in the estate of said Mary F. Lotz, the names Mary Agnes Gates Decker, Mary Agnes Decker, and Mary Decker appear, they refer to one and the same identical person, and wherever in said chain of title or in said estate proceedings the names Phyllis Mart, Phyllis Mart, Phyllis Mart Freshour, or Phyllis Mart Freshour appear, they refer to one and the same identical person.

Harry F. Anderson

Subscribed in my presence and Sworn to before me by the above named affiant this 5th day of September, A.D. 1962.

(DISTRICT COURT SEAL)

COMPARED

Marguerite Morrissey Clerk
of the District Court

City of Winterset, Iowa
By O. D. Simmons, City Clerk
To

#2709

Fee \$2.50

The Public

Filed for record the 10 day of September
A. D. 1962 at 11:30 o'clock A. M.

Mary E. Welty, Recorder

CERTIFICATE AS TO ORDINANCE NO. 151
OF THE CITY OF WINTERSET, IOWA.

State of Iowa, County of Madison, City of Winterset, SS:

I, O. D. Simmons, City Clerk of the City of Winterset, Iowa, hereby certify that I am now the duly appointed, qualified and acting City Clerk of the City of Winterset, Iowa, and

*for filing miss. all Town
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