C. E. Hamilton
to
The Public

#1766
Fee $.50

Filed for record the 10th day of August, A. D., 1927, at 2:05 o'clock P. M.

Gladys B. DeVault, Recorder,
Ercell M. Knott, Deputy.

AFFIDAVIT

STATE OF IOWA )
Madison County ) ss:

I, C. E. Hamilton, on oath state that I am a resident of Madison County, Iowa, and am engaged in the practice of law. That I was the attorney for the plaintiff in the case of J. E. Hamilton, Plaintiff, vs. James Gibson, et al., Defendants, in the District Court of Iowa, in and for Madison County, said case being #12909 Equity in Appearance Docket 25, on page two.

I further depose and say that I am well accquainted with all of the proceedings in said case and that the return of the Sheriff on the Special Execution as shown in the sale book in the office of the Clerk of said Court, wherein the said return shows that Notice of Levy was served on Frank Easter and Mrs. Frank Easter, defendants, is erroneous for the reason that Frank Easter and Mrs. Frank Easter were not defendants in the case hereinbefore referred to, but were the parties in possession of the real estate, as tenants, and that the owner of the real estate was not in actual occupation thereof. That the original execution can not be found, so that the Sheriff's return thereon can not be amended.

I have no interest in the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section 29 in Township 74 North, Range 26, West of the 5th P. M., Madison County, Iowa, but make this Affidavit merely to clear the record and to establish the facts as they actually existed.

C. E. Hamilton.

Subscribed and sworn to before me and in my presence this 10th day of August, A. D., 1927.

NOTARIAL SEAL

L. P. Jackson.
Notary Public in and for
Madison County, Iowa.