My commission expires Sept. 13, 1935.

J. K. Nickle, To The Public.

#1104

Fee $.60 ✓

Filed for record the 1st day of March A. D. 1934 at 4:00 o'clock P.M.

Maggie Reese Hobbs, Recorder.

AFFIDAVIT

STATE OF IOWA :
:SS.
MADISON COUNTY :

I, J. K. Nickle, being first duly sworn, do upon my oath depose and say that I am a resident of St. Charles, Madison County, Iowa, and was well and personally acquainted with H. R. Proudfoot during his lifetime and was also well and personally acquainted with his wife, Margaret Proudfoot and his son, John H. Proudfoot.

That H. R. Proudfoot died testate a resident of Des Moines, Polk County, Iowa, on the 5th day of August, 1909 and that under the terms of his will, which was filed for probate in Polk County, Iowa, and shown at Item #45 of this abstract, he left all of his property, both real and personal, to Margaret Proudfoot, his wife, for and during her natural life,

and upon her death all his property, both real and personal, was to become the property of his son, John H. Proudfoot, and that at the time of his death the said H. R. Proudfoot was the owner of the West Sixty feet of Lot Seven in the Northwest Section of the Original Town of St. Charles, Madison County, Iowa, and became the property of his wife, Margaret Proudfoot, and his son, John H. Proudfoot. That the Margaret Proudfoot who gave a warranty deed to the above described property to A. J. Witter as of date of August 9, 1919 and which is shown recorded in Town Lot Deed Record 22 at page 500, is the same Margaret Proudfoot who was the widow and named in the last will and testament of H. R. Proudfoot, deceased, and that John H. Proudfoot, who gave a warranty deed to A. J. Witter of the land above described as of date of August 16, 1919 and shown filed of record in Deed Record Book 22 at Page 501 of the office of the County Recorder of Madison County, Iowa, is the son and beneficiary named in the last will and testament of H. R. Proudfoot, deceased.

That wherever in the papers in the estate of H. R. Proudfoot, deceased, shown of record in the District Court of Polk County, Iowa, the name Marguaret Proudfoot or Marguret Proudfoot is found that they refer to one and the same identical person and that her true name was Margaret Proudfoot, who is shown as grantor in the warranty deed above mentioned and found in this abstract at Item #55.

That wherever in the papers in the estate of H. R. Proudfoot, deceased, shown of record in the District Court of Polk County, Iowa, the name John Proudfoot appears, it refers to one and the same identical person as John H. Proudfoot, who is shown as grantor in the warranty deed above mentioned and found in this abstract at Item #55.

I further depose and say that I am in no way interested in said estate or in the real estate involved herein and that I make this affidavit merely for the purpose of showing the true facts and circumstances as I know them to be.

Dated this 1st day of March, 1934.

J. K. Nickle

Subscribed in my presence and sworn to before me by the said J. K. Nickle this 1st day of March, A. D. 1934.

SEAL

Charles D. Van Werden
Notary Public in and for
Madison County, Iowa.