Miscellaneous Record, No. 22, Madison County, Iowa

E. C. Trindle, To The Public.

#1348

Fee $1.20 ✓

Filed for record the 17th day of March A. D. 1934 at 8:00 o'clock A. M.
Maggie Reese Hobbs, Recorder.
Jessie Allgeyer, Deputy.

AFFIDAVIT.

State of Iowa,)
-SS.
Dallas County,)

I, E. C. Trindle, of said county and state, being first duly sworn, do, upon my oath depose and say that I was well and personally acquainted with Andrew Trindle who was at one time the owner of the West Half (½) of the Northeast Quarter (¼); the Northwest Quarter (¼) of the Southeast Quarter (¼) and the Northwest Quarter (¼) of the Northeast Quarter (¼) of the Northeast Quarter (¼) of Section 10, in Township 77 North, of Range 27 West of the 5th P. M., and also well acquainted with the various members of his family, and that the following facts are known to me of my own personal knowledge.

That the said Andrew Trindle died, testate, during the month of May, A. D. 1885, seized in fee simple of the above described real estate, and leaving as his surviving widow, Mary Trindle, and as his sole and only heirs at law, the following named persons, to-wit: Aaron Trindle, a son; Nancy Trindle, a daughter; Abner H. Trindle, a son; Ollie Trindle, a daughter, who afterwards intermarried with one Elliott Cook; Jacob J. Trindle, a son; and Margaret Trindle, Minnie Pitzer, C. E. Trindle, I. I. Trindle, S. E. Trindle, O. B. Trindle, J. R. Trindle and Eva Pitzer, who were the surviving widow and children and sole and only heirs at law of John H. Trindle, a son, who died on or about August 14th, 1882 and prior to the death of the said Andrew Trindle; and Samuel H. Shoults and Edith M. Fugate, a son and a daughter of Maryann Trindle Shoults who was a daughter of the said Andrew Trindle and died in the year 1858 prior to the death of the said Andrew Trindle, and John Athey, James H. Athey and Margaret A. Vanhorn, sons and a daughter of Mary Eliza Athey, a daughter of the said Maryann Trindle Shoults who died in the year 1872 and prior to the death of the said Andrew Trindle, deceased.

That the said Mary Trindle, widow of the said Andrew Trindle, died subsequent to the death of her said husband Andrew Trindle, and long prior to the year 1901. That she never remarried after the death of her said husband and that she left as her heirs at law the same persons as the said Andrew Trindle hereinbefore named, and no other. That no probate of her estate was ever had.

That the said Margaret Trindle, surviving wife of John H. Trindle, deceased, died, intestate, on or about May 30th, 1910, never having remarried, and leaving as her sole and only heirs at law, the same persons named above as heirs at law of the said John H. Trindle, and no other, and as is also shown by the probate records of Madison County, Iowa.

That the said Jacob J. Trindle, a son and heir at law of the said Andrew Trindle, died, subsequent to the death of his said father, and prior to the year 1902; that he left as his surviving widow, Melvina A Trindle, and as his children and sole and only heirs at law, two sons, Abner C. Trindle and Ernest C. Trindle. That no probate of his estate was ever had but that all debts and claims against the same were fully paid.

That the Maryann Trindle who is named as an heir at law of Andrew Trindle in the registry of heirs filed in his estate, intermarried with one Jefferson Shoults. That the said Maryann Trindle Shoults died in the year 1858 and that the said Jefferson Shoults died in the year 1860. That they left as their sole and only heirs at law, three children, to-wit: Mary Eliza Shoults who later intermarried with one Mike A. Athey, and Samuel H. Shoults, and Edith M. Shoults who later intermarried with one William Fugate, and no other.

That the said Mary Eliza Athey (nee Shoults) died in the year 1872, leaving as her sole and only heirs at law the following named children, to-wit: John Athey, James H. Athey, and

Margaret A. Athey who afterwards intermarried with one Thomas Vanhorn, and no other,

That the Nancy Trindle, Abner H. Trindle, Ira I. Trindle, Oscar Boyd Trindle, Abner C. Trindle, Sanford E. Trindle, Melvina A. Trindle, Earnest C. Trindle, Ollie Cook and Minnie Pitzer who are named as grantors in the deed to Samuel H. Shoults recorded in Deed Record 54, page 385; the Charles E. Trindle named as grantor in the deed to Sam H. Shoults recorded in Deed Record 39, page 191; the James H. Athey and Margeret A. Vanhorn named as grantors in the deed to Sam H. Shoults recorded in Deed Record 39, page 192; the John Athey named as grantor in the deed to Sam H. Shoults recorded in Deed Record 39, page 193; the Aaron Trindle who is named as grantor in the deed to Samuel H. Shoults recorded in Deed Record 39, page 194; the Eva Pitzer named as grantor in the deed to Sam H. Shoults recorded in Deed Record 39, page 195; the J. R. Trindle named as grantor in the deed to S. H. Shoults recorded in Deed Record 39, page 196 and the Edith M. Fugate named as grantor in the deed to Samual H. Shoults recorded in Deed Record 39, page 197, constitute, were and are the sole and only surviving heirs at law of the said Andrew Trindle, deceased, together with the said Sam H. Shoults (or Samuel H. Shoults), grantee in the foregoing deeds.

That wherever in the chain of title to the land first herein described the names of said heirs Nancy Trindle, Abner H. Trindle, Ira I. Trindle, Oscar Boyd Trindle, Abner C. Trindle, Sanford E. Trindle, Melvina A. Trindle, Earnest C. Trindle, Ollie Cook, Minnie Pitzer, Charles E. Trindle, James H. Athey, Margeret A. Vanhorn, Aaron Trindle, John Athey, Eva Pitzer, J. R. Trindle, Edith M. Fugate appear respectively as Nance Trindle, A. H. Trindle, I. I. Trindle, O. B. Trindle, Abner C. Trindle, S. E. Trindle, Melvina Trindle, Ernest C. Trindle, Ollie Cook, Minnie Pitzer, C. E. Trindle, James H. Athey, Margaret A. Vanhorn, Aaron Trindle, John Athey, Eva Pitzer, J. R. Trindle and Edith M. Fugate, that in each and every instance they refer to the same person, and that wherever in said chain of title the names Samuel H. Shoults, Sam H. Shoults, S. H. Shoults and Samual H. S hoults appear, they in each and every instance refer to the same person, Samuel H. Shoults.

That I am in no way interested.

E. C. Trindle

Subscribed in my presence and sworn to before me by said affiant, this 28 day of June, A. D. 1921.

NOTARIAL SEAL

C. A. England
Notary Public within and for
Dallas County, Iowa.