Pearl E. Shetterly Recorder

W. W. Ory et al #1016 Filed for record the 17 day of March A.D. 1944 at 10:09 o'clock A.M.

To Fee $ .50 ✓

The Public Pearl E. Shetterly, Recorder

AFFIDAVIT OF ADVERSE POSSESSION

State of Iowa, County of Madison )ss:

I, Clarence Lienemann and I, W. W. Ory, of said county and state, each being first duly sworn on our oath do depose and say that we have been residents of Madison County, Iowa, for more than 25 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 W. Frl. ¼ of the NE¼ of Sec. 1-77-28, in said county and state, and know of our own personal knowledge that Clayton Gingerich entered into possession of said real estate on or about Mar. 1, 1938, under and by virtue of the contract recorded in Mortgage Record 88, page 363, of the records of said county, and that he later received a deed for said real estate in fulfillment of said contract, said deed being recorded in Deed Record 77, page 54, of said records; and that he and his grantors, immediate and remote, for more than 25 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 title and color of title, have cultivated and fenced the same, paid the taxes thereon, occupied it, and received the rents, issues, and profits thereof, and that no claim of any kind adverse to the possession of said party has ever been asserted to any of said real estate to our personal knowledge during the past 25 years, and that Leone E. Datwyler 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.

Clarence Lienemann
W. W. Ory

SUBSCRIBED in my presence and sworn to before me by the above named affiants this 10 day of March, A.D. 1944.

Harry F. Anderson Notary Public in and for Madison County, Iowa.

(Notarial Seal)

State of Iowa, County of Madison.)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 17th day of March A.D. 1944.

COMPARED

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