Jno N Hartley Notary Public
within and for Madison County, Iowa.

Thomas J. Wiedmann &
Isabella Wiedmann
To
The Public

#911 ✓
Fee $ .90

Filed for record the 25 day of February
A. D. 1947 at 2:33 o'clock P. M.
Wilma M. Wade, Recorder

AFFIDAVIT OF ADVERSE POSSESSION

Thomas J. Wiedmann and Isabella Wiedmann TO THE PUBLIC:

STATE OF IOWA, MADISON COUNTY) ss:

We, the undersigned, Thomas J. Wiedmann and Isabella Wiedmann, first being duly sworn on oath depose and say: That we are brother and sister and that we have been continuous residents of Madison County, Iowa, for more than 40 years last past and that during all of that said period of time, we have each been well and personally acquainted with the possession, ownership, and control of the following described real estate, to-wit:

Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of Section 18, Township 76, Range 26, except the South 20 feet thereof, in Madison County, Iowa.

That we know of our personal knowledge that Mary C. Kelly is now the owner of said real estate, and that Mary C. Kelly is now actually in possession of said premises and each and every part thereof. That the former owner of said real estate was Mary Jane Gavin, the mother of Mary C. Kelly, who received title to said real estate from her father, Patrick Killduff and that Patrick Killduff was our grandfather. That we were born on the above described real estate. That we have no interest in said real estate and make this affidavit only for the purpose of establishing the facts herein stated. That Michael M. Gavin and Mary Jane Gavin were husband and wife and the father and mother of Mary C. Kelly. That Michael M. Gavin died intestate in the month of April, 1929; that Mary Jane Gavin died intestate on October 23, 1933, leaving surviving her the following named adult children and heirs-at-law, to-wit: John J. Gavin, Martin M. Gavin, Frank Gavin and Mary C. Kelly. That the decedent, Mary Jane Gavin owned no property at the time of her death except the real estate hereinbefore described. That the expenses of her last illness and funeral were paid.

That wherever in the chain of title to said real estate the name Mary C. Kelly or Mary C. Kelly or Mary C. Kelley appear, the same refers to one and the same identical person, to-wit: Mary C. Kelly and that wherever in the chain of title Walter Kelley appears the same refers to the husband of Mary C. Kelly, to-wit, Walter Kelly.

That we have been acquainted with the real estate hereinbefore described since the date of our birth and that we know of our own personal knowledge that the said real estate as herein described contains 40 acres, subject to that part used for highway purposes and a lane 20 feet wide along the south side of said tract. That we now reside within one mile of said real estate and are acquainted with the boundaries thereof and that we have farmed said real estate and are fully acquainted with each and every acre and know that said tract contains 40 acres.

That never have either of the undersigned heard of the title of the above described

State of Iowa
Madison County } ss.

I hereby certify that the annexed affidavit was filed by Mary C. Kelly the owner in possession of the Lands Mentioned therein. Dated this 25 day of February 1947

Wilma M. Wade
Recorder

real estate ever having been questioned, contested or disputed by any person, in any manner whatever, and to the knowledge of these affaints, no person or persons have made any claim to said real estate, adverse to the interest, title, or the ownership of Mary C. Kelly and that to our knowledge, Mary C. Kelly, owner of record of said real estate, her grantors, immediate and remote, have enjoyed and possessed the full, absolute, unquestioned, uninterupted, continuous, notorious, hostile, uncontested, undisputed, peaceable and adverse possession, occupancy and control of said real estate, since prior to January 1, 1900.

Thomas J Wiedmann
Isabella Wiedmann.

Subscribed and sworn to before me and in my presence this 6th day of February, A.D. 1947.

(NOTARIAL SEAL) Jno N Hartley Notary Public in and for Madison County, Iowa

I, Mary C. Kelly, am the owner in possession of the real estate involved herein, and I hereby request that the foregoing affidavit be filed of record as an instrument affecting title to the above property. I further request that the recorder enter upon the margin of the public record of this affidavit after it has been filed and recorded, a certificate to the affect that the affidavit was filed by the owner in possession. I hereby constitute and appoint Jno. N. Hartley of the County of Madison in the State of Iowa, my true and lawful attorney for me and in my place and stead, to file this affidavit accordingly with the Madison County, Iowa Recorder as provided by law.

In witness whereof I hereunto set my hand this 22nd day of February, 1947.

Mary C. Kelly
Mary C. Kelly, Owner.

STATE OF IOWA, COUNTY OF POLK) SS:

On this 22nd day of February, 1947, before me the undersigned, a notary public in and for Polk County, Iowa, personally appeared Mary C. Kelly, to me known to be the person herein who executed the foregoing Power of Attorney and acknowledged that she executed the same as her voluntary act and deed.

NOTARIAL SEAL

Walter W. Selvy. Notary Public in and for Polk County, Iowa.