AFFIDAVIT

FILED NO. 1076
BOOK 31 PAGE 293
1976 DEC 10 PM 3:54
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
2 pgs.
Fee 4 50

STATE OF IOWA)
) ss
MADISON COUNTY)

I, Mary Frances Devine being first duly sworn on oath do hereby depose and state:

Ellen Devine died intestate a resident of Des Moines, Polk County, Iowa on the 17th day of April, 1966. Ellen Devine left no surviving spouse and left as her surviving children and only heirs at law, the following named persons:

1. Mary Frances Devine of legal age of Des Moines, Polk County, Iowa, a daughter.

2. Bernice Devine McGuigan of legal age of Des Moines, Polk County, Iowa, a daughter.

3. Joe P. Devine of legal age a resident of the State of Texas, a son.

Ellen Devine at the time of her death owned an undivided interest in and to the real estate legally described as:

> The West Fractional Half (W fr $\frac{1}{2}$) of the Northwest Fractional Quarter (NW fr $\frac{1}{4}$) and the Northwest Fractional Quarter (NW fr $\frac{1}{4}$) of the Southwest Fractional Quarter (SW fr $\frac{1}{4}$) of Section One (1) Township Seventy-six (76) North, Range Twenty-six (26) and the Northeast Fractional Quarter (NE fr $\frac{1}{4}$) of Section Two (2) Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa.

The maiden name of Ellen Devine was Ellen Conner. Ellen Devine was the daughter of Stephen Conner, who died on the 12th day of April, 1920, and Mary A. Conner, who died on the 25th day of October, 1941. Ellen Devine is one and the same person as the Ellen E. Devine who was named as a devisee in paragraph 4 of the last will and testament of Stephen Connor which appears at page 22 of the Probate Docket H in the Clerk's Office of the District Court of the State of Iowa, in and for Madison County and is one and the same person as Ella Devine who was

listed as a beneficiary of the Estate of said Stephen Connor. That wherever in the chain of title the real estate described above the names Ellen Devine, Ellen E. Devine and Ella Devine appear, all said names refer to one and the same person, to-wit: Ellen Devine.

I further depose and state that I am the daughter of Ellen Devine and that the above statements are made of my own personal knowledge.

I further depose and state that my full and correct name is Mary Frances Devine, but that on various occasions I have used the names M. Frances Devine; wherever in the chain of title to the above described real estate the names Mary Frances Devine and M. Frances Devine appear, both names refer to this affiant.

Mary Frances Devine
MARY FRANCES DEVINE

Subscribed and sworn to before me this 30th day of October,

1976

Iowa

NOTARIAL SEAL

Beth Flanders
NOTARY PUBLIC