IND. ✓
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BOOK 37 PAGE 4

1985 DEC 18 PM 2:31

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

STATE OF IOWA )
)
COUNTY OF GUTHRIE )

AFFIDAVIT

I, Ellen Howell, being first duly sworn on oath, depose and state that I was well and personally acquainted with S. P. Barnett, Ruby Linn and Beryl Barnett they being my father and sisters respectively.

That the said S. P. Barnett is one and the same person as S. P. Barnett, grantee of a Sheriff's Deed to the Southwest Fractional Quarter (SW fr 1/4) Section 30, Township 77 North, Range 29 West of the 5th P. M., Madison County, Iowa, said deed dated December 7, 1925.

That the said S. P. Barnett conveyed the North forty acres of the Southwest Fractional Quarter (SW fr 1/4) Section 30, Township 77 North, Range 29 West of 5th P. M., Madison County, Iowa, to Horace E. Wise and Ethel Wise by deed dated January 19, 1926, said deed being recorded in Book 57 at page 461 in the office of the recorder of Madison County, Iowa.

That the said S. P. Barnett conveyed the East 23 acres of the South 103.14 acres of the Southwest Fractional Quarter (SW fr 1/4) Section 30, Township 77 North, Range 29 West of the 5th P. M., Madison County, Iowa, to J. H. DeVault by deed dated April 3, 1926, said deed being recorded in the office of the records of Madison County, Iowa, in Book 57 at page 473.

That the said S. P. Barnett attempted to convey the remaining 80.14 acres of said Southwest Fractional Quarter (SW fr 1/4) Sect. 30, Twp. 77 North, Range 29 West of 5th P. M., Madison County, Iowa, to my sisters, Ruby M. Linn and Beryl Barnett by Warranty Deed dated April 29, 1932, said deed being recorded in the office of the recorder of Madison County, Iowa, in Book 69 at page 392, the description in said deed was South Half of Southwest Fractional Quarter(S1/2 SW fr 1/4) Sect. 30, Twp. 77 North, Range 29 West of 5th P. M., Madison County, Iowa.

That the description in said deed was incorrect and failed to convey a portion of the said 80.14 acres and as a result my said father still had legal title to said portion of real estate at his death on July 8, 1934.

That my said Father's Last Will and Testament dated April 13, 1927 and admitted to probate in District Court of Adair County, Iowa, August 7, 1934 devised the portion of said real estate he had not conveyed to my mother, Clemie A. Barnett, for her life and at her death to myself, Ellen Howell and my sisters, Ruby Linn and Beryl Barnett.

That the said Clemie A. Barnett deceased August 14, 1951, a resident of Adair County, Iowa.

That I have executed a quit claim deed conveying to Wilma Honts and Betty Knoblett (the children of Ruby Linn and Beryl Barnett respectively) the present record title holders of the W80. 14 acres of the S 103. 14 acres of said Southwest Fractional Quarter of Section 36, Township 77 North, Range 29, West of 5th P. M., Madison County, Iowa, any and all interes t in said real estate which I acquired by virtue of my father's will.

x Ellen Howell
Ellen Howell

Subscribed and sworn to before me this 9th day of December, 1985.

Notary Public in and for State of Iowa