State of Iowa Madison County.) ss:

I, Wilma M. Wade, 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, and recorded and entered on the records thereof on the 17 day of February, A. D. 1949.

COMPARED

Wilma M. Wade, County Recorder
of Madison County, Iowa.

Marcella Cunningham
To
The Public

#935
Fee $.60

Filed for record the 18 day of February A. D. 1949 at 10:45 o'clock A. M.
Wilma M. Wade, Recorder

MARCELLA CUNNINGHAM
TO
WHOM IT MAY CONCERN

AFFIDAVIT

STATE OF IOWA, MADISON COUNTY,) SS:

I, Marcella Cunningham, being duly sworn, depose and say: that I am a resident of Madison County, Iowa, and am of legal age; that I am the widow of P. J. Cunningham, who was a resident of Madison County, Iowa, at the time of his death, and who died in Madison County, Iowa, on April 7, 1936, and whose last will and testament was admitted to probate in Madison County, Iowa, District Court on April 28, 1936, and which last will and testament is recorded in Will Record "D" of Madison County, Iowa, at Page 454; that the estate of said P. J. Cunningham, deceased, was probated as probate matter No. 4117 Probate in Madison County, Iowa, District Court; that on the 24th day of April, 1948, I made, executed and delivered a deed to Marcella Jane Cunningham Ryan, conveying to her real estate in Madison County, Iowa, described as follows, to wit:

> Northwest Quarter of the Southeast Quarter; Southwest Quarter of the Southeast Quarter; Fractional Northeast Quarter of the Northwest Quarter; Southeast Quarter of the Northwest Quarter; Southeast Quarter of the Southwest Quarter; Southwest Quarter of the Southwest Quarter; Northeast Quarter of the Southwest Quarter; all in Section Three (3), in Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P. M., which deed is recorded in Deed Record 83 of Madison County, Iowa, records, at Page 469.

That said Marcella Jane Cunningham Ryan is my daughter and also the daughter of said P. J. Cunningham, deceased, and her husband is John J. Ryan, whom she married since the death of said P. J. Cunningham; that said last will and testament of P. J. Cunningham, deceased, provides in Item Four thereof: "If, when any of my children arrive at full age and my said wife believes that it be for their best interest and for the best interest of all concerned, she shall have the power to set aside such portion of my estate to them as she may deem right and proper," and when said deed hereinbefore referred to was made by me to said Marcella Jane Cunningham Ryan, said Marcella Jane Cunningham Ryan had arrived at full age, and I, as the said wife referred to in said last will and testament, deemed it right and proper to set aside to said Marcella Jane Cunningham Ryan said real estate hereinbefore described, and believed that the same was for her best interest and for the best interest of all concerned, and that the said deed made by me to said Marcella Jane Cunningham Ryan was made by me pursuant to the power vested in me by said Item Four of the last will and testament of P. J. Cunningham, deceased; all of which is true, as I verily believe.

Marcella Cunningham

Subscribed in my presence and sworn to before me by said Marcella Cunningham this 17th day of February, 1949.

Daniel J Gallery, Notary Public
in and for Madison County, Iowa.
My Commission expires July 4, 1951.

NOTARIAL SEAL