John P. Siedel who died intestate on the 19th day of April, 1949. That he and the undersigned on the 17th day of November, 1944 purchased under contract the following described real estate situated in Madison County, Iowa, to-wit:

A tract of land described as follows: Commencing at the Southwest corner of the Southeast Quarter of the Northwest Quarter (SE¼ NW¼) of Section Twenty-four (24), in Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and running thence East 27 rods, thence North 53.6 rods, thence West 27 rods, thence South 53.6 rods to the place of beginning.

That we immediately went into possession of said real estate on purchasing the same and occupied it as our homestead continuously to the time of Mr. Siedel's death and thereafter. That Mr. Siedel had defective eyesight for a good many years, and that for many years prior to acquiring the above described real estate I had personally looked after the family business and have personal knowledge of all business transacted by the said John P. Siedel, and I know of my own knowledge that all debts contracted by the said John P. Siedel prior to November of 1944 have been paid, and all his debts incurred since said date have been paid.

These statements are made from own personal knowledge of the facts.

Dated this 3rd day of November, 1949. Bertha N. Siedel

NOTARIAL SEAL

Subscribed and sworn to before me by the said Bertha N. Siedel this 3rd day of November, 1949.

Dale Ewalt Notary Public in and for Warren County, Iowa

S. A. Montgomery To The Public

#7113

Fee $ .70

Filed for record the 23 day of December A. D. 1949 at 10:11 o'clock A. M.

Wilma M. Wade, Recorder

AFFIDAVIT

STATE OF IOWA: WARREN COUNTY: SS.

I, S. A. Montgomery, being duly sworn, on oath depose and say that I was acquainted with S. Adelaide Beitzell during her lifetime and know that on the 25th day of March, 1949 she was the wife of E. R. Beitzell, and on said date deeded to the said E. R. Betizell, her husband, the following described real estate, to-wit:

A tract of land described as follows: Commencing at the Southwest corner of the Southeast Quarter of the Northwest Quarter (SE¼ NW¼) of Section Twenty-four (24), in Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, and running thence East 27 rods, thence North 53.6 rods, thence West 27 rods, thence South 53.6 rods to the place of beginning.

That the full name of the said S. Adelaide Beitzell was Sophronia Adelaide Beitzell, and that she also signed her name as S. A. Beitzell, and that wherever said names appear in connection with the chain of title to the above described real estate they refer to and are one and the same person.

That I was also personally and well acquainted with E. R. Beitzel whose true name was Edwin R. Beitzel, and that his name in connection with the above described real estate was sometimes given as E. R. Beitzell and E. R. Bietzel, and that wherever the said names appear in connection with the title to the above described real estate they refer to and are one and the same person.

I further state that I am personally acquainted with Bertha Siedel, and that she is sometimes known as Bertha N. Siedel, and that wherever the said names so appear in connection with the above real estate they refer to and are one and the same person.

I further state that I was acquainted with John P. Siedel who died intestate on the 19 day of April, 1949, and who at the time of his death was the owner of an undivided one-half interest in and to the real estate above described, and that at the time of his death the said real estate so described was the homestead of the said John P. Siedel, and that the said John P. Siedel left Bertha N. Siedel as his surviving widow and Gaylord Siedel and Louise

Green as his only children and only heirs at law, all of whom are adults.

I further state that at all times since prior to January 1, 1930 I have been personally acquainted with the above described real estate situated in Madison County, Iowa and with Bertha N. Siedel, Louise Green and Gaylord Siedel, the present owners, and know that they are in actual possession of said real estate, and that they and their predecessors in the chain of title under which they claim the ownership and right of possession in said premises have since prior to January 1, 1930 been in the continuous, actual, visible, open, notorious, exclusive and hostile adverse possession thereof under color of title and claim of right as against all the world and have cultivated and improved the same, and have paid taxes thereon, and that neither the title nor the right to possession of the said present owners nor those under whom they claim has been disputed or openly attacked by anyone.

That I have no personal interest in said land and make this affidavit at the request of the present owners in support of their title in order that the same may be filed for record under the provisions of Section 614.17 of the Code of Iowa.

Dated at Winterset, Iowa this 18 day of October, 1949. S. A. Montgomery

NOTARIAL SEAL

Subscribed and sworn to before me this 18 day of October, 1949.

Dale Ewalt Notary Public
in and for Warren County, Iowa

H. G. Tilton &
Guy Williams
To
The Public

#7287

Fee $ .50

Filed for record the 29 day of December A. D. 1949 at 10:45 o'clock A. M.
Wilma M. Wade, Recorder
Mary E. Welty, Deputy

AFFIDAVIT

State of Iowa Madison County )ss:

I, H. G. Tilton and I, Guy Williams, of said county and state, each being first duly sworn on oath depose and say that we have been residents of Madison County, Iowa, for more than 20 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 N½ NE¼ Sec. 34 and the W½ NW¼ NW¼ NW¼ and the SW¼ NW¼ NW¼ Sec. 35, in Township 74, Range 28, Madison County, Iowa, and we know of our own personal knowledge that Bernice Powell entered into possession of said real estate on or about May 4, 1935, under and by virtue of the warranty deed recorded in Deed Rec. 72, page 264, of the records of said county and state, and that she and her grantors, immediate and remote, for more than 20 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 right and color of title, have occupied the same either by themselves or their tenants claiming under them, have cultivated and fenced the same and paid the taxes thereon, and received the rents, issues, and profits thereof, and that no claim of any kind adverse to the possession of said parties has ever been asserted to any of said real estate to our personal knowledge since prior to Jan. 1, 1930, and that said Bernice Powell now enjoys peaceable possession thereof.

We further state that we are in no way interested in the title to the above described 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.

H. G. Tilton
Guy Williams

Subscribed in my presence and SWORN to before me by the above named affiants this 29 day of December, A. D. 1949.

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

(Notarial Seal)

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 29 day of December, A. D. 1949.

COMPARED

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