Daniel J. Gallery
To
The Public

#5123
Fee $1.00 VGH
AFFIDAVIT

Filed for record the 20 day of October A.D. 1954 at 3:15 o'clock P.M.
Wilma M. Wade, Recorder

State of Iowa, Madison County, ss.

I, Daniel J. Gallery, a resident of said State and County, being sworn, depose and say as follows:

That I, as an attorney at law, practicing in Madison County, Iowa, was the attorney for the estate of E. S. Gilbert, deceased, and for the administrator of said estate which was probated at No. 4487 Probate of the District Court of said County and is entered at page 414 of Probate Docket "K" in the office of the Clerk of said District Court. That from information which came to me as such attorney I am satisfied that wherever in the record chain of title to any real estate of which the said E. S. Gilbert died seized the name Elias Sylvester Gilbert appears, such name refers to and is the same person as the said decedent, E. S. Gilbert.

That as such attorney, I prepared the warranty deed executed by Etta Glibert and Cleo Marie Libby which is recorded in Deed Record 79, at page 326, of Madison County, Iowa, records, and conveyed to Harry E. Saxton the E½ NE¼ of Section 36, in Township 74 North, of Range 29 West of the 5th P.M. and the Frl. W½ NW¼ of Section 31, in Township 74 North, of Range 28 West of the 5th P.M., and other real estate; and if said deed contained a recital that Cleo Marie Gilbert was the only child and heir at law of E. S. Gilbert, deceased, such statement was in error and through inadvertence inasmuch as the said Cleo Marie Libby was the only child and heir at law of the said E. S. Gilbert and said recital should have so stated, said Cleo Marie Gilbert having married a man named Libby.

That I am in no way interested and make this affidavit for the sole purpose of establishing of record the foregoing statement of fact.

Daniel J. Gallery

NOTARIAL SEAL

Subscribed in my presence and sworn to before me by the said Daniel J. Gallery, affiant, this 20th day of October, A.D. 1954.

H. C. Fosher Notary Public within and for Madison County, Iowa.

Loren E. Kale
To
The Public

#5189
Fee $1.00
AFFIDAVIT VGH

Filed for record the 26 day of October A. D. 1954 at 10:15 o'clock A. M.
Wilma M. Wade, Recorder
Mary E. Welty, Deputy

State of Iowa, Madison County, ss.

I, Loren E. Kale, a resident of said County and State, being sworn, depose and say as follows:

That I well knew the Dillie Collins who executed a certain warranty deed of date Sept. 25, 1948, filed for record on Oct. 1, 1948, and recorded at page 527 of Deed Record 83, of Madison County, Iowa, records, which conveyed to E. B. Murphy the N½ NE¼ NE¼ of Section 16, in Township 74 North, of Range 26 West of the 5th P. M., and I know that the said Dillie Collins was the same person as the Dillie M. Collins who was the surviving spouse and sole devisee of A. E. Collins, deceased, whose estate was probated at No. 4050 Probate of the District Court of Madison County, Iowa, and the same person as the Dillie M. Collins, who, with the said A. E. Collins, acquired title to said real estate by warranty deed from Norman Boller and wife which is of record in Deed Record 62, at page 523, of said records.

That I am in no way interested, and make this affidavit for the sole purpose of establishing of record the above statement of facts.

Loren E. Kale

NOTARIAL SEAL

Subscribed in my presence and sworn to before me by the said Loren E. Kale, this 26 day of October, A. D. 1954.

H. C. Fosher Notary Public within and for Madison County, Iowa.