her said husband and this affidavit is made from her full, personal knowledge thereof.

Mabel Hollen

Subscribed in my presence and sworn to before me by Mabel Hollen, affiant, this 30th day of January, A. D. 1957.

NOTARIAL SEAL

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

H. C. Fosher To The Public

#625

Fee $1.00

Filed for record the 6 day of February A. D. 1957 at 11:00 o'clock A. M.

Mary E. Welty, Recorder

AFFIDAVIT

State of Iowa, Madison County, ss.

I, H. C. Fosher, a resident of said State and County, being sworn, depose and say as follows:

That I am well and personally acquainted with the Walter Eldridge Jones and Blanche I. Jones who are named as grantees in a certain warranty deed dated May 28, 1948, executed by William A. Quick and wife, Mabel V., filed for record May 28, 1948 and recorded at page 483 of Deed Record 83, of Madison County, Iowa, records, conveying real estate more particularly described therein; that the said Blanche I. Jones is the same person as the Blanche Jones who is plaintiff in Cause No. 17809 Equity of the District Court of Madison County, Iowa, entered in Docket 33, at page 244, wherein Walter Eldridge Jones is defendant; that the said Walter Eldridge Jones is the same person as the Walter E. Jones who is the grantor in a certain easement to Madison County, Iowa, which is of record at page 153 of Deed Record 86, of said records, and as the Walter E. Jones who is named as a mortgagor in a certain mortgage to Pearl D. Newerf which is of record at page 124 of Mortgage Record 105, of said records, and as the W. E. Jones who is shown to have made child support payments in said cause of action as entered in Alimony Record and Child Support Record 1, page 161, in the office of the Clerk of said District Court.

That wherever the names Blanche I. Jones and Blanche Jones appear in the record chain of title to the real estate described in and conveyed by the warranty deed first herein referred to, they refer to one and the same identical person; and that wherever the names Walter Eldridge Jones, Walter E. Jones, W. E. Jones appear in said record chain of title, they refer to one and the same identical person.

That I am in no way interested and make this affidavit at the request of the present owner of said real estate for the sole purpose of identification as had been hereinbefore made.

H. C. Fosher

Subscribed in my presence and sworn to before me by H. C. Fosher, affiant, this 6th day of February, A. D. 1957.

(DISTRICT COURT SEAL)

COMPARED

Eileen Kordick Deputy Clerk of the District Court in and for Madison County, Iowa.

City of Winterset, Iowa To The Public

#637

Fee $2.60

Filed for record the 7 day of February A. D. 1957 at 8:03 o'clock A. M.

Mary E. Welty, Recorder

COPY OF ORDINANCE NO. 47

AN ORDINANCE repealing Chapter XI of the Revised Ordinances of the City of Winterset, Iowa of 1931, and Ordinances Numbered 28, 34 and 40 of said City, and enacting provisions in lieu thereof, amending and changing the boundaries of the restricted residence district already existing in said City and designating and establishing a restricted residence district, and providing for permits therein and for penalty for the violation of the provisions of the ordinance, and for the abatement of any nuisances arising from the violation thereof.

BE IT ORDAINED BY THE CITY COUNCIL OF WINTERSET, IOWA:

Section One. That Chapter XI of the revised ordinances of the City of Winterset, Iowa

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and Ordinances Numbered 28, 34 and 40 of said City, be and the same are hereby repealed, so that the boundaries of the territory included in the restricted residence district of said City may be changed by this amending ordinance.

Section Two. That with the changes of the boundaries of the territory made by this ordinance, the restricted residence district of the City of Winterset, Iowa, is designated and established to include territory in the City of Winterset, Iowa, bounded by and included within a line running as follows: Commencing at the center of the alley on the West line of Block 19, in West Addition to the City of Winterset, Iowa, running thence North to West North Street in said City; thence East on West North Street to the West line of North Second Avenue; thence North on the West side of North Second Avenue to the North line of West Lane Street; thence continuing North a distance of 468 feet; thence East 660 feet; thence South along the public highway now known as Primary Road No. 169 a distance of 258 feet; thence East 363 feet; thence South to East Lane Street; thence continuing South along North Second Street to East Green Street; thence East on East Green Street to North Tenth Street; thence South to East Washington Street; thence West on East Washington Street to South Ninth Street; thence south to the center of the alley on the East line of Block 15 in Laughridge and Cassiday's Addition to the City of Winterset, Iowa; thence West to the West line of Block 5 of Laughridge and Cassiday's Addition to the City of Winterset, Iowa; Thence South to the Southeast corner of Out Lot 9 of the East Addition of Out Lots on the East side of the Town of Winterset, Iowa; thence West to South Third Street; thence North to the center of the alley running East and West through Block 13 of Jones Addition to said City; thence West to South First Avenue; thence North to center of alley running East and West through Block 31 of the Original Town Plat of Winterset, Iowa; thence West to the place of beginning; excepting therefrom the following territory, to wit: Blocks 3,4,5,9,10,11,12,13,16,17,18,23,24,25, and 26 of the Original Town Plat of Winterset, Iowa.

Section Three. That no building or other structures, except residences, schoolhouses, churches and barns and garages used for private use and not for commercial use, and other similar structures shall be hereafter erected, reconstructed, altered, repaired, or occupied within said district, without first securing from the City Council of said City of Winterset, Iowa, a permit therefor.

Section Four. That no such permit shall be issued until a written application therefor shall be made and filed with the City Clerk of said City and notice of such application is given by posting notice thereof in three publis places in said district, one of which shall be upon the premises described in the application, and also publishing said notice for two consecutive weeks in a newspaper printed and published in Winterset, Iowa, which notice shall state the time when hearing on such application will be held before the City Council.

Section Five. Any building or structure erected, altered, repaired, or reconstructed, or used in violation of any provisions of this ordinance is hereby declared to be a nuisance, and it is hereby made the duty of the City Solicitor to prosecute all violations of the provisions of this ordiance with respect to the erection, reconstruction, altering, repairing or occupying or using any building or structure in said district without a permit, and in all cases where the punishment by fine fails to abate the nuisance, he shall cause to be brought in the District Court in and for Madison County, Iowa, an action for the abatement thereof. All such prosecution shall be in the name of the City of Winterset, Iowa.

Section Six. Any person, firm or corporation violating any of the provisions of this Ordinance shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not less than One Dollar, nor more than One Hundred Dollars for each offense, or be

committed to the county jail of Madison County, Iowa, until such fine and costs are paid, not to exceed thirty days.

Section Seven. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section Eight. This Ordinance shall be in full force and effect from and after the passage and publication as provided by law.

Passed and approved this 23rd day of August, 1944.

(CITY OF WINTERSET, IOWA, SEAL)

Warren Smith Mayor
of the City of Winterset, Iowa

ATTEST: O. D. Simmons City Clerk
of the City of Winterset, Iowa

CERTIFICATE

STATE OF IOWA COUNTY OF MADISON CITY OF WINTERSET) ss:

I, O. D. Simmons, the duly appointed, qualified and acting City Clerk of the City of Winterset, Iowa, hereby certify that the above and foregoing Ordinance No. 47 entitled "An ordinance repealing Chapter XI of the Revised Ordinances of the City of Winterset, Iowa of 1931, and Ordinances numbered 28, 34, and 40 of said City, and enacting provisions in lieu thereof, amending and changing the boundaries of the restricted residence district already existing in said City and designating and establishing a restricted residence district, and providing for permits therein and for penalty for the violation of the provisions of the ordinance, and for the abatement of any nuisances arising from the violation thereof." was passed and adopted by the City Council of the City of Winterset, Iowa, at a special meeting of the said City Council held on the 23rd day of August, 1944, and was approved and signed by Warren Smith, Mayor of the City of Winterset, Iowa, on the 23rd day of August, 1944, and was published in the Winterset Madisonian, a weekly newspaper published in the City of Winterset, Iowa, and of general circulation in the City of Winterset, Iowa, in its issue of August 30, 1944, as shown by the affidavit of publication on file in the office of the City Clerk, of the City of Winterset, Iowa, and that said ordinance has been recorded in the official ordinance book of the City of Winterset, Iowa, and has been authenicated by Signatures of the presiding officers of said council and said clerk.

Witness my hand, in my official capacity, and the seal of the City of Winterset, Iowa, affixed hereto, this 6th day of February, 1957.

(CITY OF WINTERSET, IOWA SEAL) COMPARED

O. D. Simmons City Clerk
of the City of Winterset, Iowa

Leona E. Datwyler To The Public

#678

Fee $1.00 V.G.H.

Filed for record the 9 day of February A. D. 1957 at 10:45 o'clock A. M.

Mary E. Welty, Recorder

AFFIDAVIT

STATE OF IOWA MADISON COUNTY) ss

I, Leona E. Datwyler, being first duly sworn on oath depose and say, that I was well and truly acquainted with Mabel Gingerich, the wife of Clayton Gingerich. That wherever in the chain of title to the following described real estate, to-wit:

The West Fractional Half (½) of the Northeast Quarter (¼) of Section One (1), in Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P. M., Madison County, Iowa,

the names Mabel Gingerich or Mable Gingerich appear, they refer to one and the same person.

This Affidavit is made for the purpose of establishing of record the facts herein stated.

Dated at Winterset, Iowa, this 9 day of February, 1957.

Leona E. Datwyler

Subscribed and sworn to before me by Leona E. Datwyler this 9 day of February, 1957.

NOTARIAL SEAL

Shirley A. Webster
Notary Public in and for Madison County, Iowa.