say that I have been a resident of the town of Winterset, Madison County, Iowa, for more than 60 years last past, and was well and personally acquainted with Frank Jefferson and his wife, Angie Jefferson, named as grantor and grantee, respectively, in the deed to Lots 1 and 4 in Block 2 of Kirkwood's Addition to said town, and know that the said Angie Jefferson is the same person who with her husband, conveyed said real estate to Myrtle Gilliam by warranty deed dated Nov. 25, 1907, and recorded in Town Lot Deed Record 11, page 367, of the records of said county, but that by mistake or inadvertence of the scrivner who drew said deed Lot 4 was omitted from the description of the property conveyed, but that Myrtle Gilliam took possession of both Lots 1 and 4 in said Block and continued in possession thereof until the date of her death on or about Apr. 2, 1930 (under the name of Myrtle Gilliam Hull).

I further state that A E. Emerson entered into possession of the East 98½ feet of said Lots 1 and 4 in Block 2 of said Kirkwood's Addition to Winterset, on or about Oct. 16, 1936, under the warranty deed recorded in Town Lot Deed Record 34, page 499, of said records, and that he and his grantors, immediate and remote, since long prior to Jan. 1, 1940, have been in the actual, open, notorious, adverse and peaceable possession of said real estate under claim of right and color of title, and that no one claiming by, through, or under the said Angie Jefferson has, during said period of time, ever claimed or asserted any right, title, or interest in or to any part thereof, to my personal knowledge, and that said A. E. Emerson now holds peaceable possession thereof.

I further state that the said Angie Jefferson died intestate, a widow, at Winterset, Iowa, many years ago, and long prior to 1930, and that she left no property of any value and no children except her one daughter, the said Myrtle Gilliam Hull, and no adopted children, and that her estate was not administered, but all her debts and claims and expense of last illness and burial were paid.

Arthur Gordon

Subscribed in my presence and Sworn to before me by the above named affiant this 21 day of December, A. D. 1957.

NOTARIAL SEAL

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

State of Iowa } ss.
Madison County }

I hereby certify that the annexed affidavit was filed by A. E. Emerson the owner in possession of the Lands Mentioned therein. Dated December 27, 1957 Mary E. Welty Recorder

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Ted Thomas and Bernice Thomas To The Public

#4413

Fee $1.00 V.G.H.

Filed for record the 27 day of December A. D. 1957 at 4:33 o'clock P. M.

Mary E. Welty, Recorder

AFFIDAVIT OF ADVERSE POSSESSION

State of Iowa, Madison County.) ss:

I, Ted Thomas, and I, Bernice Thomas, being first duly sworn on oath, depose and say that we are the record titleholders and owners and in possession of the E½ NW¼ of Sec. 33, Twp. 75 N., Range 29 W. of the 5th P. M., Madison County, Iowa, and that we and our grantors, immediate and remote, have held fee simple title to said real estate and have been in open, notorious, undisputed, adverse, peaceable, continuous and exclusive possession of said real estate and every part and parcel thereof under claim of right and color of title in an unbroken chain since prior to Jan. 1, 1940, and that our title and possession has never been questioned and that no claim of any kind has ever been made adverse thereto.

We further state that this affidavit is made in accordance with the provisions of Section 614.17 of the 1954 Code of Iowa.

Ted Thomas
Bernice Thomas

SUBSCRIBED in my presence and SWORN to before me by the above named affiants this 27th day of December, A.D. 1957.

NOTARIAL SEAL

Florence E. Saum Notary Public in and for Madison County, Iowa.