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Take

Declaration of Trust

B
H A. FullerWhereas the Indiana and Illinois
Central Railway Company by its
Deed conveyance to the undersigned

near certain lands and tenements in said
Deed particularly described which deed is duly recorded
in the records office in and for the county of Madison in the
State of Iowa in which county said lands are situated and
whereas the said lands at the time of said conveyance belong-
ed to and were the property of the copartnership and firm of
M C Story & Co and said conveyance of said lands
was made to the undersigned at the request of the members
of said firm and for the convenience thereof and to be held
by me as trust merely for the convenience and benefit of said firm
and Whereas at the time said conveyance was made as aforesaid it
was understood and agreed by & between all the members of said
firm and by all the parties witnessed in said lands that
the undersigned should hold the legal title to said lands
in trust as aforesaid and to sell and dispose of the same
or any part thereof for such price and upon such terms
and conditions as to the undersigned should seem meet and
expedient and to receive the avails and proceeds of said lands
and out of which avail & proceeds the undersigned it was un-
derstood and agreed by said parties should pay and defray
all the costs and expenses incurred in respect to said lands
and all taxes assessed against them and next to pay &
fully discharge out of said avails and proceeds all the
debts and liabilities of said firm and pay over and account
for the residue if any to the parties composing said firm according
to their respective proportions rights or interest in the business
and property of said firm of M C Story & Co aforesaid Now
therefore in consideration of the premises and in order to avoid
conflicts and difficulties and disagreements in case of accident
Death or other disability happening to me I Bernard A. Fuller
do hereby declare and make known that I hold the said
above mentioned lands and premises upon the Trust and for
purposes coupled with the conditions and with the right
to exercise the discretion and power herein before recited

In Witness whereof I have hereunto set my hand and
Seal this first day of September One thousand Eight
hundred and fifty nine
Bernard A. Fuller Seal
Witness

Real

State of Massachusetts
 On this seventeenth day of September AD 1859
 I appeared before me Fernando A Fuller personally
 known to me to be the individual described in and
 who executed the foregoing deed of and acknowledged to me that he executed
 the same as his free act and Deed Witness my hand & Notarial Seal the
 day and year above written
 A L Soule Notary Public
 Filed for record September the 26th AD 1859 at 8 1/2 O'clock A M