

2300

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Sheriff's Deed
School Fund

This indenture made this 15th day of May 1858
between Samuel Hamilton Sheriff of the county
of Madison in the State of Iowa of the first part
and the State of Iowa for the use of the School
Fund of the second part whereas at the March term of the district
court in and for the county of Madison in the State of Iowa held
at the court house on the 15th day of March A.D. 1858 before the honorable
Saml. Stone
Sole presiding judge of said court it was among other things ordered
adjudged and decreed by the said court in a cause therein
depending between M. Glazebrook School fund commissioner
for Madison County Iowa plaintiff and John W. Surber
and Catharine Emberson. Defendants that a special
execution should issue wherein the Sheriff should sell
the real estate mentioned in the petition in

Said action or so much thereof as should be necessary to be sold
 to satisfy the amount due with interest and cost in the same
 manner as Real Estate is sold on execution and whereas the said
 Sheriff party of the first part to these presents in pursuance of
 the judgement ordered and decree of said court in said action
 and in pursuance of the Statute in such case made and provided
 did on the 13th day of July A.D. 1861 sell at public auction at
 the court house door in the City of Winterset in said County
 of Madison the premises mentioned in the said order and
 Special execution and hereinafter described after having
 given four weeks notice of the time place and terms of
 such sale in the manner following to wit By posting a notice
 thereof at the court house where the last district court was
 held and one at the post office in said City of Winterset
 and one in Brookland a public place in the Township
 where the said real estate is situated and by publishing
 a notice thereof for four consecutive weeks immediately
 preceding the day of said sale in the Winterset Madisonian
 a newspaper published in the said County of Madison
 And whereas at the said sale the said premises were struck
 off to and purchased by the State of Iowa for the School
 Fund at and for the sum of four hundred & seventy eight
 Dollars (\$478) that being the highest bid therefor now
 therefore this Independent witnesseth that the party of
 the first part Sheriff as aforesaid in order to carry into
 effect the sale so made in pursuance of the said decree
 of said court and by virtue of the Statute in such
 case made and provided and in consideration of the
 sum of four hundred & seventy eight Dollars (\$478)
 to him or her paid by the said party of the second
 part the receipt whereof is hereby acknowledged hath
 granted bargained and sold and by these presents
 does grant bargain sell and convey unto the said
 party of the second part and to his heirs and assigns
 forever the following described real estate situated
 in the County of ^{Madison} and State of Iowa described as follows
 to wit The South west quarter 1/4 of Section Number
 Eleven (11) in Township Number Seventy four (74) North
 of Range Number Twenty seven (27) west of the 6th
 P. M. Madison County Iowa to have and to hold
 the above described premises with the appurtenances
 thereunto belonging unto the said party of the second
 part his heirs and assigns forever in witness whereof
 the said party of the first part Sheriff as aforesaid has
 hereunto set his hand and seal the day and year
 above mentioned

Samuel Hamilton
 Sheriff of Madison County Iowa

11.74.27

State of Iowa) Be it Remembered that on this 15th day of August 1861 before the undersigned a Clerk of the District Court in and for said county came Samuel Hamilton Sheriff as aforesaid to me personally known to be the identical person whose name is subscribed to the foregoing Sheriff's Deed as grantor and acknowledged the instrument to be his voluntary act and deed and that he executed the same of the purposes therein mentioned witness my hand and official seal the day and year last above written

Test
 my hand

Filed for Record September 28th

AD 1861 at 4 O'clock P.M. J. H. Moulton Recorder

E. A. Huber Clerk
 J. C. MacCoy Iowa