

291 X
 Samuel Hamilton Shiff } This Indenture made this 9th day November
 D. Deed } AD 1861 by and between Samuel Hamilton
 J. C. Carins & Co } Sheriff of Madison County Iowa of the first
 part and J. C. Carins & Co of the County of
 in the State of -- of the second part Witnesseth That whereas by
 virtue of a certain writ of execution issued from the Office of the
 Clerk of the District Court of said Madison County on the 10th day of
 September AD 1860 duly tested by said Clerk and under the seal
 of said Court directed to the Sheriff of the said County of Madison
 commanding him that of the goods, Chattel, stock or interest in
 any company, debts due, property in the hands of third persons,
 lands and tenements (which are not exempt by law from exe-
 -cution,) of the Defendant he the said Sheriff should cause to be
 made according to the Statute in such case made and provided
 the sum of One hundred & seven and 6/100 Dollars and --
 cents, with interest and costs on a certain judgement recov-
 -ered in said District Court on the 5th day of October 1859
 in a suit therein pending, wherein J. C. Carins was Plaintiff
 and Squire Thlin Defendant, And whereas, By virtue of
 said writ of execution, the Real Estate herein after described,
 was levied upon and taken as the property of the said Defendant
 on the 11th day of October AD 1860 and advertised for sale -
 four weeks notice of the time and place of said sale having been
 previously given according to the Statute in such case made and
 provided - by posting up a printed notice thereof at the Court
 House where the last District Court was held to wit: in the
 Disciples Church in Winterset and one -- Township a public
 place in the Township where the said Real Estate is situated and
 one in the Printing office in Winterset being three public places
 in the said Madison County and by publishing a notice thereof
 for four consecutive weeks immediately preceding the day
 of sale in Palladium a newspaper published in the said

County of Madison a copy of which notice being here to attached. And whereas the said Samuel Hamilton Sheriff as aforesaid died on the 8th day of November AD 1860 at the hour of 2 o'clock in the afternoon of said day at the door of the Court House in said County of Madison in conformity with the statute and in obedience to said writ of execution and the notice given as aforesaid, exposed and offer for sale at public Auction the Real Estate herein after described and did then and there sell the same at public Auction, to J. C. Cairns & Co for the sum of One Hundred thirty and $\frac{3}{4}$ Dollars he being the highest bidder there for and that being the highest sum bid for the same. Whereupon the said Sheriff after receiving from the said purchaser the said sum of money as bid as aforesaid, gave him a certificate of sale, as is by law directed to be given, and whereas, the time allowed by law for redeeming said premises having expired without any redemption having been made. Now therefore, This Indenture Witnesseth that in consideration of the foregoing premises and of the said sum of One Hundred thirty and $\frac{3}{4}$ Dollars so bid and paid by the said J. C. Cairns & Co as aforesaid, and the further sum of one dollar for this conveyance, to me in hand paid the receipt whereof is hereby acknowledged. I, the said Samuel Hamilton Sheriff as aforesaid, party of the first part, have bargained and sold and by these presents do Grant bargain sell and convey unto the said J. C. Cairns & Co party of the second part their heirs and assigns forever, the following described tract of Real Estate situated in the County of Madison and State of Iowa. (being the same real estate herein before referred to) to wit: The North East $\frac{1}{4}$ quarter of the North East quarter of section number five (5) in Township number Seventy seven (77) North of Range Number Twenty six (26) West of the 5th PM Iowa To have and to hold, The said Real Estate with all the appurtenances thereto belonging to the said second party and to their heirs and assigns forever as fully and absolutely as the said party of the first part by virtue of the foregoing premises might and could sell and convey the same. In Witness whereof The said party of the first part has hereunto^{ut} his hand and seal, this 9th day of November AD 1861

Samuel Hamilton
Sheriff of Madison and State of Iowa

State of Iowa — County of Madison

Be it Remembered that on this 9th day of November AD 1861 before the undersigned Clerk of the District Court in and for said County of Madison came Samuel Hamilton Sheriff personally known to me to be the identical person whose name is subscribed to the foregoing deed as grantor and acknowledged the Instrument to be his voluntary act and deed and that as Sheriff of Madison County aforesaid he executed the same for the purposes therein mentioned Witness my hand and seal the day and year last above written

(Seal)

E. A. Huber Clerk D.C. Mad, Co Iowa

5.22.26

Filed for Record the 1st day of February AD 1862 at
10 o'clock AM J. B. Heath Recorder