

At 1.00 o'clock hour 9. 26th of P.M.

3630

(X)

Sheriff Madison Co Iowa
To Deed

James E. Night

Madison in the State of Iowa of the first part and James E. Night of the second part

Whereas, at the April term of the District Court in and for the County of Madison, and State of Iowa held at the Court House on the 12th day of April

AD. 1859 before the Honorable John H. Gray Dale presiding Judge of said Court it was among other things ordered, adjudged and decreed by the said Court in a cause therein depending between the Claybrook School and Commissioners for Madison County Iowa plaintiff and =

This Undertime made this 20th day of July AD. 1861 between Samuel Hamilton Sheriff of the County of Madison in the State of Iowa of the first part and James E. Night of the second part

By W.C. Newton Deputy

Lewis Down James Bird G Boddleton & William Kelso defendant that a special execution should issue whereon the Sheriff should sell the real Estate mentioned in the said petition in said action or so much thereof as should be necessary to be sold to satisfy the amount due with interest and costs in the same manner as real Estate is sold on execution And there as the said Sheriff party of the first part to these presents in pursuance of the judgment order and decree of said Court in said 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 doot in the City of Winterset in said County of Madison the premises mentioned in the said order and special execution and herein after described after having given four weeks notice of the time place and terms of said sale in the manner following to-wit By posting a notice thereof at the Court House where the last District Court was held and on the Post Office in said City of Winterset and on a school house doot 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 where as at the said sale the said premises were struck off to and purchased by James E. Night at and for the sum of twenty dollars (\$20.00) that being the highest bid therefor Now therefore this indenture witness that the party of the 1st part Sheriff as aforesaid in order to carry into effect the sale so made in pursuance of said 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 Twenty Dollars (\$20.00) to him in hand paid by the said party of the second part the receipts 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 — and State of Iowa described as follows to-wit The West half of the South West quarter of Section number sixteen (16) in Township Number Seventy Four (74) North of Range Number Twenty Eight West of the 5th Principal Meridian 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 On 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 Co Iowa

State of Iowa 389
 County of — Be it remembered that on this 20th day of July A.D. 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 for the purposes therein mentioned Witness my hand and official seal the day and year last above written.

E. H. Keuber Clerk Deo. House Co.

Filed for Records this 21st day of December A.D. 1863 5 o'clock P.M. R. A. Still Recorder by W. C. Newlon Deputy

16.74.28