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#459
E. B. Thompson
vs
Melland Ann Pruitt
Wm Pruitt

John Johnston and
Catharine Wilson &
Elizabeth Wilson

Chancery No 8 April Term 1866
Default and Decree

Now upon this 6th day of October 1866, this cause comes up for trial and Plff. appearing by McPherson and Murray his Attorneys and the said Melland Ann Pruitt, William Wilson and Elizabeth Wilson, John Johnston and Catharine Johnston came not but made default and thereupon a default was entered by order of Court against said defendants and said Melland Ann Pruitt - appearing by W. H. Lewis his Guardian Ad Litem - filed his answer herein. - Thereupon this cause comes on to be heard upon the petition, exhibits and proofs of the Plaintiff and upon the answer of said Guardian Ad Litem and the Court finds from the evidence thus submitted that the equity of said cause is with Plff. and the Court finds that Warner Pruitt did enter of the United States. - The South East quarter of the North West quarter of Section Six, Township Seventy four (74) Range Twenty eight (28) and

the said Warner Pruitt did prior to his death jointly and severally together with his wife Milland Ann Pruitt on the 22nd day of September 1858 convey said Real Estate, to-wit: — S E ¼ of NW ¼ Section 6, Tp 74, Range 28 to defendant William Wilson and by mistake the description of said land is defective by leaving out the Section in which said land is situated and that afterwards on the 11th day of March 1856 the said William Wilson sold the above described Real Estate to defendant John Johnston and that after the last above named conveyance said William Wilson inter-married with defendant Elizabeth Wilson and the Court further finds that on the 12th of March 1864 the defendants John Johnston and Catharine Johnston sold and conveyed said Real Estate to petitioner. — It is therefore adjudged and decreed by the Court that the deed of conveyance executed by Warner Pruitt and Milland Ann Pruitt to William Wilson Sept. 22. 1855 for South East quarter of the North West quarter of Section Six Township 74 Range 28 Recorded in Book — page — deed Records of Madison County Iowa be and the same is hereby so corrected and amended so as to read as South East quarter of the North West quarter of Section Six, Township Seventy four (74) Range 28 and the same is declared to be the property of Plff. and his title thereto is declared as good and perfect as if in said deed of conveyance by Warner Pruitt and Milland Ann Pruitt to William Wilson made Sept 22nd 1855, as if the Section (Six) in said deed had been given and the defendants each and all of them are hereby declared to have no right or title in or to any of said Real Estate and Plff. have judgment against defts. for costs taxed to Seventeen dollars and Eighty cents and that execution issue therefor.

State of Iowa } ss
 Madison County } J. M. R. Tidrick Clerk of the District Court in
 and for said County and State hereby certify that
 the above and foregoing is a full and correct transcript of the Record
 entries in the above entitled cause as the same now appears of record
 in this Office. — Witness my hand and Official seal this 5th day
 of January A D 1867

SS,

Subscribed & sworn to
 J. M. R. Tidrick
 Jan 5/67

M. R. Tidrick Clerk

Filed for Record March 5th 1867 at 2 o'clock P M

O A Moser Recorder