

MADISON COUNTY, IA - BOOK W

Julia C. Peter /

vs.

Chancery No 51

March Term 1866

J. M. Johnston Admr. of
the Estate of J. C. Johnston
Dec. and others heirs at law.

Default & Decree for Conveyance.

Now at this time the Plaintiff herein suggests the infancy of Lorinda Johnston, Catharine Johnston, Henrietta Johnston, Eliza Johnston and Nancy Ellen Johnston, whereupon the Court appointed B. F. Murray Esqr. a Guardian Ad Litem to answer for them in this cause, the other defendants appearing not and it appearing to the Court that due and legal service of Notice of the pendency of this action had been made on them orders that a default be entered against them and each of them and thereupon this cause comes up to be heard upon the allegations and proofs of the Plaintiff and the answer of the Guardian Ad Litem upon consideration whereof the Court finds that the said John C. Johnston now deceased was the owner of the North half of the North East quarter of Section Seven, Township Seventy four Range Twenty six on and before the year A.D. 1860 and that the said John C. Johnston deceased gave the said Real Estate to the Plaintiff Julia C. Peter and promised to convey the same to her that the conditions of the gift have been complied with by the said Plaintiff and that she was recognized as the owner of the same by the said John C. Johnston during his lifetime and by his Administrator since his death and the Court also finds that the Plaintiff is entitled to a conveyance of the said Real Estate, to-wit;

The North half of the North East quarter of Section Seven in Township Seventy four North of Range Twenty six. -

It is therefore ordered, adjudged and decreed by the Court that J. M. Johnston as Administrator of the Estate of John C. Johnston deceased convey the said Real Estate to this Plaintiff by a good and sufficient deed of conveyance within thirty days from the rising of this Court or in default of such conveyance that this decree stand and operate as such deed and the defendants J. M. Johnston, Alexander Johnston, Lorinda Johnston, Catharine Johnston, Henrietta Johnston, Eliza Johnston and Nancy Ellen Johnston and each of them and all persons claiming under them or either of them be forever barred from asserting any claim of title to said Real Estate or any part thereof, and that the J. M. Johnston as Administrator of the Estate of John C. Johnston deceased pay the costs of this suit taxed to Seven dollars and forty cents.

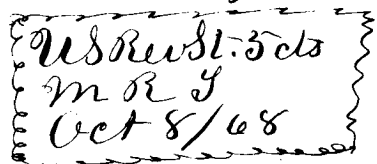
over

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State of Iowa }
 Madison County } ss J. M. R. Tidrick Clerk of the District Court
 in and for said County do hereby certify the fore-
 going is a true copy of a Decree rendered in said Court in the
 foregoing entitled cause at the October term 1866, of said Court
 the same being on the 12th day of October 1866 as the same ~~now~~
 appears of Record in my Office.

Given under my hand and the Seal of said Court
 at Winterset said County this 8th day of October A.D. 1868

"J. S."



M. R. Tidrick Clerk

Filed for Record Oct. 8th 1868, at 4 1/2 o'clock P.M.

C. A. Moser Recorder