

#4420

Referees Deed
 303 Dad
 John W. Lytle

Whereas on the 18th day of July 1860, John W. Lytle filed his Petition for Partition in the office of the clerk of the District Court of the County of Madison and State of Iowa, against Mahale E. Greger and others for the partition of the following real Estate, to-wit: The West half (1/2) of the South East quarter (1/4) of Section No. Twenty Six (26) in Township No. Seventy four (74) North of Range No. Twenty Six (26), and whereas at the April Term of said Court A.D. 1861, such proceedings were had in said case, that Nathan Garretson, Alfred Wood and John Young were appointed by the court Referees for the purpose of making the partition of said real Estate and at the September Term of said Court, in the year 1861, said referees made reports to said Court, that partition could not be made of said real Estate without manifest injury thereof to said parties, which said report was approved and confirmed by the Court, and said Referees were ordered to sell said real Estate at public outcry, and that in pursuance of said order said Referees, after having advertised said Real Estate for sale for four consecutive weeks in the Winterset (Madisonian) and by written notice as prescribed by law on the 17th day of December 1861, offer said Real Estate for sale at public outcry at the Door of the office of the clerk of said Court between the hours of ten o'clock A.M. and four o'clock P.M. of said day and no sale for want of bidders, and said sale was adjourned for three days on there being no sale ^{again} was adjourned for three days for want of bidders and was again offered between the hours of one and returned no sale for want of bidders, and again on the 17th day of May 1862, between the hours of ten o'clock A.M. and four o'clock P.M. after having advertised said real Estate for sale for four consecutive weeks in the Winterset (Madisonian) and also by written notice as prescribed by law said Real Estate was sold to John W. Lytle for the sum of one hundred dollars he being the highest and best bidder thereof and whereas at the Sept. term of said Court in the year 1862, said Referees made reports to said Court on which such proceedings were had, that said Report of sale was approved and confirmed by said Court, and said referees ordered to make and deliver a deed thereof to said purchaser John W. Lytle,

Therefore we Nathan Garretson Alfred Wood and John Young in consideration of the premises and by virtue of the

power in us vested by law do hereby sell and convey said real
 Estate to said John W. Smythe, with all and singular the privileges
 and appurtenances therunto belonging or in any wise appertaining
 thereto, Witness our hands this 17th day of September 1862.

No Stamp

Referees

Nathan Garretson

John Young

A. Good

State of Iowa,

Madison County,

} Before me a Notary Public in and for said
 County personally came Nathan Garretson, Alfred Good and
 John Young Referees, to me personally known to be the identical
 persons whose names are attached to the foregoing deed as the
 makers thereof and acknowledged the execution of the same to
 be their voluntary act and deed for the purposes therein men-
 tioned. Witness my hand Seal of office annexed.

"LS"

G. N. Elliott

Notary Public

Filed August 15th 1873 at 4 o'clock P.M.

J. F. Smith Recorder