

Miscellaneous Record, No. 18, Madison County

T.C. Gilpin) Filed for record the 24th day of Feb. A.D. 1916 at 11:37 o'clock A.M.
 to Jeannette E. Beck, Recorder.
 The Public) Afft. Fee \$.50 #359

State of Iowa, Madison County. ss. I, T.C. Gilpin of said County and State being sworn, depose and say that I am 72 years of age, and that I have been a resident of said Madison County, Iowa, for the past 40 years; that during the year A. D. 1884 and for a number of years prior thereto I was practitioner of law in the City of Winterset, Iowa, and during the year A.D. 1884 was personally acquainted with Josiah James and Benjamin James, and with the following business transactions between them, to-wit:- that on October 28th A.D. 1884 Josiah James executed a warranty deed, conveying to Benjamin James the NW $\frac{1}{4}$ NW $\frac{1}{4}$ *the north 10 acres of the NW $\frac{1}{4}$ NW $\frac{1}{4}$* See 17-75-27, containing 50 acres more or less, upon condition that the said Benjamin James shall fully comply with his written agreement this day made for the care and support of the grantor, which said agreement is on deposit in the office of T.C. Gilpin in Winterset, Iowa, and warrant and defend the premises against the lawful claims of all persons whomsoever subject to the charge above named. Said deed was filed for record in the office of the Recorder of Madison County, Iowa, on the said 28th day of October A.D. 1884 and recorded

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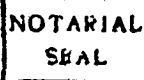
in deed record 24 at page 11 thereof; that the said agreement mentioned in said deed above described was deposited with me as stated, and that the same was held by me until the same had been fully complied with, and then destroyed; that in said contract the said Benjamin James agreed to furnish the said Josiah James a good and comfortable home, and support him, until his death, and to give said Josiah James a respectable burial, and upon the said Benjamin James complying with the conditions of said agreement, the said agreement and contract was to become, null, void and of no effect; that the express purpose of said contract and agreement was to bind the said Benjamin James to furnish the said Josiah James a home and to support him during his life time, and give him a respectable burial, at the expense of the said Benjamin James.

I further depose and say that the said Josiah James is now deceased; that he died on or about the 30th day of Jan'y A.D. 1904; that the said Benjamin James did furnish said Josiah James a comfortable home and support until his death, and gave him a respectable burial at his own expense, thereby complying with the conditions of said agreement in full, and that the same is now null, void and of no effect, the same having been destroyed.

Sworn to and subscribed by me this 17th day of October A.D. 1904 at Winter-
set, Iowa.

T.C. Gilpin.

The above statements of T.C. Gilpin was subscribed and sworn to before me this 17th day of October A.D. 1904.



Charlie Appleran,
Notary Public in and for Madison County, Iowa.