

Miscellaneous Record, No. 19, Madison County

251

N.W. Benson) Filed for record the 21st day of Feb A.D. 1918, at 8:20 o'clock A.M.
to Jeannette E. Beck, Recorder.
The Public) Afft.

Fee, \$.50
#335

State of Iowa, Madison County; SS: I, N.W. Benson, of said State and County first being duly sworn upon my oath depose and say that I am the same and identical person who was the grantee in a certain deed from John Schwartz and wife Anna C. Schwartz, dated July 11th, 1906 and recorded on page 370 of Deed Record 40 of the records of Madison county, Iowa and conveying the N $\frac{1}{2}$ of the West 60 acres of the E $\frac{1}{2}$ NE $\frac{1}{4}$ 5-75-28; that said deed was made subject to a mortgage of \$1600.00 of which mortgage I assumed the payment of \$1000.00; that the mortgage referred to in said deed was the \$1600.00 mortgage given by John Schwartz and myself to J.W. Smith, Treasurer of Madison County, Iowa recorded on page 386 of Mortgage Record 25 of the records of Madison County, Iowa; that I am the same and identical person who together with my wife conveyed the said N $\frac{1}{2}$ of the West 60 acres of the E $\frac{1}{2}$ NE $\frac{1}{4}$ 5-75-28 to D.W. Orris by deed dated December 26th, 1906; that said deed to D.W. Orris was made subject to a mortgage of \$1000.00 which the grantee therein assumed and agreed to pay; that the only mortgage on said land at the date of said deed was the above mentioned ^{mortgage} of \$1600.00 to J.W. Smith, Treasurer of Madison County, Iowa, and that there was no mortgage of \$1000.00 thereon but that it was the intention of the said D.W. Orris to assume payment of \$1000.00 of said \$1600.00 mortgage and that it was my intention to make said deed subject to \$1000.00 of said \$1600.00 mortgage and that said deed should have so stated.

N.W. Benson.

Subscribed in my presence and sworn to before me this 9th day of Feb'y A.D. 1918, by N.W. Benson, the affiant herein.

J.G. Shriver.

Notary Public

