

Miscellaneous Record, No. 19, Madison County

485

H.W.Yates)
to Afft.
The Public)

Filed for record the 27th day of May A.D.1919 at
4 o'clock P.M.

Nettie E. Winship Recorder
Fee \$.60
1655

State of Nebraska Douglas County SS: I, H.W. Yates, of the County and State aforesaid, do depose and say that in the year 1883 I was the Treasurer of the Iowa and Nebraska and Nebraska and Iowa Fire Insurance Companies, and I am informed that after my connection with these companies was closed, they were separated, and that the Iowa and Nebraska Company became the Western Home Insurance Company of Sioux City, of which J.P. Allison is now the Receiver, and the Nebraska and Iowa Insurance Company became the Nebraska Fire Insurance Company, of which A.U. Wyman is now the Receiver. The books of said company show that on March 13th, 1883, J.T. Hart purchased or had transferred to him stock amounting to \$5750, being stock of S.J. Alexander, A.L. Strang and five others. Now, therefor, from my personal knowledge and belief I make the following statements;

First. That the mortgage executed by T.J. Hart and wife Susan E. Hart, conveying the following described real estate, situated in the County of Madison and State of Iowa, to H.W. Gates, as the same was recorded, in trust to secure the payment of one promissory note for \$8750;

The South half of the South East Quarter of Section Five (5) and the North East Quarter of Section Eight (8) except Ten Acres, all in Township Seventy Five (75) North, Range Twenty Eight (28) West, of the 5th P.M.; Iowa.

said note bearing date March 6, 1883 and becoming due March 6, 1888, executed by J.T. Hart and made payable to himself and endorsed by himself. Said mortgage being recorded on page 611 of book 7 of Madison County, Iowa, mortgage records, was really and as a fact made to the undersigned, H.W. Yates, and that the Recorder in recording said mortgage made a mistake in writing the grantees name, writing it as H.W. Gates instead of H.W. Yates.

Second. That to the best of my knowledge and belief, although I have no definite recollection of the transaction, said note was given for the purchase price of the above mentioned stock, and said mortgage given to myself, in trust, to secure the payment of said note.

I further state that to the best of my knowledge and belief the release made and executed December 31st, 1883, and filed for record in Madison County, Iowa, January 4th, 1884, and recorded in Miscellaneous Record No. 5 on page 174 of Madison County, Iowa, records, which the said record shows was executed by H.W. Gates to J.T. Hart and Susan E. Hart, releasing the above described mortgage, was executed by this affiant H.W. Yates, and that the Recorder in recording said release made a mistake in recording my name, and instead of writing it H.W. Yates wrote it H.W. Gates. I further state, upon information and belief, that the above mortgage conveyed the land therein described to me in trust,

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and that it was my intention to release the same as Trustee by the above mentioned release.

H.W.Yates.

Subscribed and sworn to before me the undersigned, a Notary Public this 14th day of March A.D., 1900.



L.W.Scheibel
Notary Public in and for Douglas
County, Nebraska.