

Mortgage Record, No. 78, Madison County, Iowa

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Notary Public in and for ~~Pella County, Iowa.~~

George W. Austin) Filed for record the 19th day of October A.D. ✓
to (Waiver of Priority 1926, at 2:50 o'clock P.M.
Des Moines Joint)#2161 Fee \$.70 Gladys B. DeVault, Recorder.
Stock Land Bank) By Alberta Lucas, Deputy.

WAIVER OF PRIORITY

WHEREAS, on the 1st day of March, 1918, Roy Denton and Lottie Denton, his wife, executed a mortgage for \$3520.00 to J. H. Fitch of Union County, Iowa, which said mortgage was filed for record in the recorder's office of Madison County, Iowa, on March 7, 1918, and recorded in book 67, page 154 of the mortgage records of said County; and

WHEREAS, said mortgage was by the said J. H. Fitch assigned to George W. Austin, and said note and mortgage are now owned by the said George W. Austin, and that said note has been reduced by payments thereon to the sum of \$2000.00; and

WHEREAS, H. G. Brown and Flora H. Brown, his wife, on the 7th day of October, 1926, executed a mortgage to the Des Moines Joint Stock Land Bank of Des Moines, Iowa, for \$9000.00, which said mortgage was filed for record on the 19th day of October, 1926, in the office of the County Recorder of Madison County, Iowa, and recorded in book 80 page 116 of said mortgage records:

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FIDLAR & CHAMBERS CO., DAVENPORT, IOWA

NOW, THEREFORE, in consideration of the premises and of the consummation of the loan to the said H. G. Brown and Flora H. Brown, his wife, for \$9000.00, secured by said mortgage above described, I, George W. Austin, present owner and holder of said mortgage dated March 1, 1918, and recorded in book 67, page 154 of the mortgage records of Madison County, Iowa, and the owner and holder of said \$3520.00 note upon which there is a balance due of \$2000.00, do hereby waive the lien of said mortgage in favor of the mortgage to the Des Moines Joint Stock Land Bank of Des Moines, Iowa, dated October 7, 1926, and recorded in book 80 page 116 of the mortgage records of Madison County, Iowa, and I hereby agree that said mortgage to the said Des Moines Joint Stock Land Bank of Des Moines, Iowa, shall be superior and prior lien to the mortgage dated March 1, 1918 from Roy Denton and wife to J. H. Fitch, on the following described real estate, to wit: The East Half of the Southeast Quarter of Section 28, and the Northwest Quarter of Southwest Quarter, and Southwest Quarter of Northwest Quarter of Section 27, all in Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa; and it is understood and agreed that in advancing the money on its said mortgage the Des Moines Joint Stock Land Bank does so on the condition of this waiver and my agreement that the lien of their said mortgage shall be a prior lien to the mortgage now held by me and above described, on the real estate herein described.

IN WITNESS WHEREOF, I have hereunto set my hand this 16th day of October, 1926.

George W. Austin

STATE OF IOWA, Union County, ss: On this 16th day of October, 1926, before me, a Notary Public in and for said County and State, personally appeared George W. Austin, to me personally known to be the identical person named in and who executed the foregoing instrument and waiver and he acknowledged that he executed said instrument as his free and voluntary act and deed.

NOTARIAL
SEAL

M. G. Bacon
Notary Public in and for Said County
and State.