

Miscellaneous Record, No. 22, Madison County, Iowa

Leo G. Butler & Wife

#4333

Filed for record the 4 day of Dec.
A.D.1935 at 9:30 o'clock A.M.

TO

Fee \$1.10



J.V.Powell

Valde C. Bishop, Recorder

GENERAL ASSIGNMENT FOR BENEFIT OF CREDITORS

IN THE DISTRICT COURT OF THE STATE OF IOWA IN AND FOR THE COUNTY OF MADISON

In re Assignment of
LFO G. BUTLER and MARGARET B. BUTLER }

For benefit of creditors:

The undersigned Leo G. Butler and Margaret B. Butler, husband and wife, assignors, residing at 69 Jefferson Street, in the City of Winterset, in the State of Iowa, engaged in the business of variety store, being insolvent and desirous of having all of our property not exempt from execution applied in payment of our debts, do hereby make a general assignment of J.V.Powell of 110½ West Court Avenue, City of Winterset, State of Iowa, engaged in the credit reporting and collection business, as assignee of all of our property, both real and personal, of every kind and nature not exempt from execution, for the benefit of all of our creditors in proportion to the amount of their respective claims, which said property is located in the County of Madison, State of Iowa, and is more particularly described and located in the inventory hereto annexed, marked "Exhibit A" and made a part hereof, and we hereby authorize and empower said assignee to sell the same and convert the same into money as provided by law, and after paying all proper and legal costs and expenses incurred in making and carrying out this assignment, to apply the balance of the proceeds thereof to the payment of all of our debts and for the benefit of all of our creditors in proportion to the amount of their respective claims as they may be duly proved and established, and in general to do and perform any and all acts necessary and proper to be done in the premises or as may be authorized or required by the statute in such cases made and provided.

In the event that the undersigned assignors or either of us shall be adjudged bankrupt upon a petition filed by or against us or either of us within four months of the recording of these presents, the assignee shall convey and transfer to the trustee in bankruptcy duly appointed in such proceedings, all of our property and the proceeds thereof assigned to said assignee under the terms hereof, to which such trustee in bankruptcy may be entitled by law, less reasonable compensation for services of and charges and expenses reasonably incurred by the assignee hereunder, including those for the negotiation, preparation and execution of these presents.

A list of our creditors and the amount of their respective demands is hereto attached marked "Exhibit B" and made a part hereof. If any provisions of this assignment are illegal or contrary to the provisions of the laws of the State of Iowa, regarding assignments for benefit of creditors or otherwise, then such provisions of this agreement are hereby declared to be inoperative and of no effect, but the remainder of this assignment shall not be affected or invalidated thereby.

Dated at Winterset, Madison County, Iowa, this 4 day of December, 1935.

Leo G. Butler
Margaret B. Butler
Assignors
Foster Powell
Attorney for Assignor

STATE OF IOWA) SS
COUNTY OF MADISON)

On this 4 day of December, 1935, before me, the undersigned, a notary public in and for said County, personally appeared Leo G. Butler and Margaret B. Butler, the assignors above named, to me known to be the persons named in and who executed the foregoing Assignment for Benefit of Creditors, and acknowledged that they executed the same as their voluntary act and deed.

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Witness my hand and official seal the date last above written.

(NOTARIAL SEAL)

Harry F. Anderson
Notary Public in and for Madison County, Iowa.EXHIBIT A

Inventory of the property of the undersigned Assignors

REAL ESTATE : NONEPersonal property :

Assorted paints-----	\$40.00
Toys, assorted lot-----	20.00
Assorted hardware & kitchenware--	150.00
Assorted hosiery & underwear-----	75.00
Notions-----	50.00
Assorted Jewellery-----	25.00
Toiletries-----	100.00
Assorted china & glass ware-----	100.00
Assorted school supplies -----	50.00
Total Stock	\$810.00

Shelving, counters, candy	
case, awning & lavatory,	
wiring and light fixtures--	
cost price approximately----	700.00
Total stock & fixtures	\$1510.00

All of this property is subject to the lien of the written lease of the store premises where it is now located, at 69 Jefferson Street, Winterset, Iowa, dated July 3, 1934, between Assignors and Winterset Cemetery Improvement Association, said lease being for a term of three years from its date at \$50. per month, commencing August 1, 1934, on which the rent for October, 1935, November, 1935, and December, 1935, remains unpaid and due.

State of Iowa, County of Madison, SS:

Leo G. Butler and Margaret B. Butler, assignors, being duly sworn, say, each for him or herself and not for the other, that the above and foregoing is a true, full and correct inventory of all my property real and personal / ^{not} exempt from execution according to the best of my knowledge.

Subscribed and sworn to before me by
the above named assignors this 4 day of
December, 1935.

Leo G. Butler
Margaret B. Butler

Harry F. Anderson
Notary Public in and for Madison County Iowa.
(Notarial Seal)

EXHIBIT B

List of Creditors

A list of our creditors and the amount of their respective demands is as follows:

Butler Bros.	Chicago, Illinois	\$471.87
Pratt Paper Co.	Des Moines, Iowa	26.06
Langan Paper Co.	Des Moines, Iowa	114.38
Armour & Co.	Omaha, Nebr.	22.95
L.H. Kurtz (Hdw)	Des Moines, Iowa	13.77
Carpenter Paper Co.	Des Moines, Iowa	3.06
Hageman & Cummings	Des Moines, Iowa	47.71
Dr. Ellis Sales Co.	Pittsburg, Pa.	10.74
Omaha Crockery	Omaha, Nebr.	156.61
Colgate, P.O., Peet Co.	New York, N.Y.	25.44
Tootle Campbell D.G.Co.	Omaha, Nebr.	59.77
Nutrine Candy Co.	Chicago, Illinois	34.17
Chicago Paint Works	Chicago, Illinois	53.50
York Pharmaceutical Co.	St. Louis, Mo.	11.28
C.C. Taft	Des Moines, Iowa	16.79
H.T. Poindexter	Kansas City, Mo.	18.00
Sanfield Publ. Co.	Akron, Ohio	4.62
Ferry Morse Seed Co.	Detroit, Mich.	9.54
Battery & Eble (Dry Gds.)	Shelby, Iowa	24.53
Winterset Cemetery Improvement Assn.,	Winterset, Iowa, as per terms of	Written lease
City of Winterset	Winterset, Iowa, bill not yet received.	

State of Iowa, County of Madison, SS:

Leo G. Butler and Margaret B. Butler, assignors, being duly sworn, say, each for him or herself and not for the other, that the above and foregoing is a true, full and correct list of our creditors and the amount of their respective demands according to the best of our knowledge, except those secured by liens given them on our exempt personal property under written contracts, not in default.

Subscribed and sworn to before me by the above named assignors this 4 day of December, 1935.

Leo G. Butler
Margaret B. Butler
Harry F. Anderson
Notary Public in and for
Madison County, Iowa.

