

Mortgage Record, No. 86, Madison County, Iowa

J. H. WELCH, PRtg. CO., DES MOINES 7116

F.C.Herren, Atty-in-fact
for Eliza Stewart

#2052

Filed for record the 16 day of
May A.D.1936 at 11:00 o'clock
A.M.

To

Fee \$.70

Valda C. Bishop, Recorder
Pearl E. Shetterly, Deputy

Shirley A. Webster Trustee

A G R E E M E N T

THIS AGREEMENT, made and entered into this 16th day of May, A.D.1936, by and between F.C.Herren, Attorney-in-fact for Eliza Stewart, as party of the first part, and Shirley A. Webster, Trustee, party of the second part, WITNESSETH:

WHEREAS, Eliza Stewart is one of the co-makers of one certain promissory note, dated April 6, 1931, calling for the payment of \$961.87 to the order of L.L.Blomgren, Trustee, with interest thereon at the rate of 8% per annum from April, 1931, and

WHEREAS, the party of the second part is the owner and holder of said promissory note, and WHEREAS, said note is past due and wholly unpaid, and

WHEREAS, the said party of the second part has agreed to accept the sum of \$800.00 in full payment of said note, providing that security be given for the payment thereof, or that said sum be paid in cash immediately, and

WHEREAS, the party of the first part is the duly appointed and authorized Attorney-in-fact for the said Eliza Stewart and is desirous of accepting said offer of compromise settlement, and

WHEREAS, the said Eliza Stewart, also known as Martha Eliza Stewart, is the owner and holder of one certain promissory note in the principal sum of \$2,670.48, signed by Mrs. Myrtle Kirkland, et al, said note being secured by two real estate mortgages, said mortgages being recorded in the office of the Recorder of Madison County, Iowa, in Book 82, page 551, and Book 83, page 96, respectively.

NOW THEREFORE, in consideration of the party of the second part agreeing to accept the sum of \$800.00 in full payment of said promissory note held by the party of the second part, if said sum is paid on or before the 1st day of August, 1936, and if not paid by said time, with interest on said sum of \$800.00 at 5% per annum after August 1, 1936, the party of the first part, F.C.Herren, Attorney-in-fact for Eliza Stewart, does hereby sell, assign, transfer and set over unto Shirley A. Webster, Trustee, all the right title and interest of Eliza Stewart, also known as Martha Eliza Stewart, in and to said real estate mortgages, together with the note secured thereby bearing date the.... day of, 193..., made and executed by Myrtle Kirkland, et al, covering the following described real estate, to-wit:

East Half ($E\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of
of the Southeast Quarter ($SE\frac{1}{4}$) and one acre on
South side of Southeast Quarter ($SE\frac{1}{4}$) of the South-
east Quarter ($SE\frac{1}{4}$) of Section Sixteen (16), and
the Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter
($NW\frac{1}{4}$), and the Northwest Quarter ($NW\frac{1}{4}$) of the North-
east Quarter ($NE\frac{1}{4}$) of Section Twenty-one (21), all
in Township Seventy-four (74) North, Range Twenty-eight
(28) West of the 5th P.M., Madison County, Iowa.

(sw).

and recorded in the office of the Recorder of Madison County, Iowa, in Book 82, page 551, and Book 83, page 96, respectively.

Providing, however, that this assignment shall be null and void and of no further force and effect upon the payment to the party of the second part, or his successors in office, by the party of the first part, or the said Eliza Stewart, or her representatives, heirs and assigns, of the said sum of \$800.00 as hereinbefore provided.

Signed at, Iowa, this 16th day of May, A.D.1936, at o'clock M.

F.C.Herren

Attorney-in-fact for Eliza Stewart
First Party

Aletha Alexander
Witnesses

C.L.Ditto
Witness

Shirley A. Webster
Trustee, Second Party.

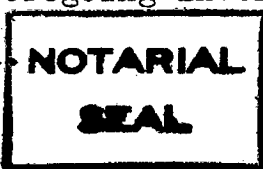
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STATE OF IOWA)
MADISON COUNTY) SS: On this 16th day of May, A.D.1936, before me, the undersigned,
a Notary Public in and for Madison County, Iowa, personally appeared F.C.Herren, Attorney-
in-fact for Eliza Stewart, and acknowledged the foregoing instrument as and for his volun-
tary act and deed for the purposes therein expressed.

(NOTARY PUBLIC) Aletha Alexander
Notary Public in and for Madison County

STATE OF IOWA)
MADISON COUNTY) SS: On this 16th day of May, A.D.1936, before me, the under-
signed, a Notary Public in and for Madison County, Iowa, personally appeared Shirley A.
Webster, Trustee, and signed the foregoing instrument as and for his voluntary act and deed
for the purposes therein expressed.



Bula Beal
Notary Public in and for Madison County,
Iowa.

#2092

Filed for record the 19 day of 86.