

Notary Public in and for Madison County, Iowa.

D.W.BATES

#2152

Filed for record the 4 day of
April A.D. 1940 at 9:06 o'clock
A.M.
Pearl E. Shetterly, RecorderTo
The Public

Fee \$.60 ✓

★ A F F I D A V I T

STATE OF IOWA POLK COUNTY)SS:

I, D.W.Bates, Superintendent of Banking of the State of Iowa, being first duly sworn on oath depose and say that I am the duly appointed, qualified and acting Superintendent of Banking of the State of Iowa, and that as such Superintendent of Banking I was appointed Receiver of the Madison County Savings Bank, of Winterset, Iowa, in Cause No. 16089 Equity in the District Court of the State of Iowa, in and for Madison County.

Miscellaneous Record, No. 23, Madison County, Iowa

That in October, 1935, I directed Shirley A. Webster, Winterset, Iowa, who was acting as attorney for me in connection with said Receivership, to prepare an application which was filed in said Receivership on September 25, 1935, and order entered therein on October 12, 1935, authorizing me to convey the following described real estate, to-wit:

West Half ($W\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) and Southeast Quarter ($SE\frac{1}{4}$) of Southwest Quarter ($SW\frac{1}{4}$) of Section Thirty (30), in Township Seventy-five (75) North, of Range Twenty-seven (27) West of the 5th P.M. and East Half ($E\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) and Southwest Quarter ($SW\frac{1}{4}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Thirty-one (31) in Township Seventy-seven (77) North, of Range Twenty-nine (29) West of the 5th P.M., and North Half ($N\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Six (6) in Township Seventy-six (76) North, of Range Twenty-nine (29) West of the 5th P.M.

to Joe Lindburg, the holder of the mortgages thereon, in full satisfaction of said mortgages and in consideration of certain credits to be given by the Bondholders Protective Committee.

That the mortgage on the first tract of real estate herein described was in the original amount of \$12,300.00 and is shown of record in Mortgage Record Book 79 at page 91 thereof. That the mortgage on the second tract of real estate herein described was in the original principal amount of \$19,000.00 and is shown of record in Mortgage Record Book 71 at page 30. That it was my intention as such Receiver to convey said real estate in full settlement and satisfaction of said mortgages. That said mortgages were erroneously described as to amount in said Application and Order which was entered in said receivership on the 12th day of October, A.D. 1935.

That this affidavit is made at the request of the present owner of said premises to be filed of record for the purpose of more particularly and correctly describing the mortgages which were intended to be described in said application and order.

Dated at Des Moines, Iowa, this 16 day of January, A.D. 1940.

D.W. Bates

Subscribed and sworn to before me and in my presence by the said D.W. Bates this 16 day of January, A.D. 1940.

Helen Reel
Notary Public in and for Polk County, Iowa.

Neil M. Abrams

(over)