

Miscellaneous Record, No. 23, Madison County, Iowa

District Court of the State of Iowa		#2378	Madison County, Iowa	Filed for record the 20 day of May A.D. 1942 at 2:21 o'clock P.M.
To		Fee \$.80		Pearl E. Shetterly, Recorder
First Trust and Savings Bank, Trustee				
IN THE DISTRICT COURT OF THE STATE OF IOWA IN AND FOR SCOTT COUNTY				
IN THE MATTER OF THE LAST WILL AND TESTAMENT		)	Probate No. 8818	FILED MAY 5 1942 I.M. Mullen Clerk District Court Scott County, Iowa
of		)	APPLICATION FOR AUTHORITY TO EXECUTE RELEASE OF MORTGAGE.	
CAROLINE KUNDEL, Deceased.		)		

Comes now the FIRST TRUST AND SAVINGS BANK, Davenport, Iowa, Trustee under the Will of Caroline Kundel, deceased, and respectfully states to the Court:

THAT among the assets it has in its possession is a note of Curtis W. Howell and wife, of Patterson, Iowa, secured by mortgage on eighty (80) acres in Madison County, Iowa, said mortgage having been recorded in Madison County, Iowa, on the 6th day of January, 1923, at Page 206 of Book 71 of Mortgages;

THAT said mortgagor intends to now pay said mortgage in full and attorney for mortgagor now asks that an Order be obtained from this Court authorizing Trustee to execute Satisfaction Piece releasing said mortgage;

Miscellaneous Record, No. 23, Madison County, Iowa

YOUR TRUSTEE THEREFORE RESPECTFULLY ASKS this Court that it be authorized to execute Satisfaction Piece showing full payment of said mortgage, and that the Clerk of this Court be instructed to attach to said Satisfaction Piece his certificate showing compliance of the Trustee in every way with the statutes of this state and the orders of this Court and the approval of said Satisfaction Piece by this Court.

(Signed) Alfred C. Mueller
Attorney for Trustee.

STATE OF IOWA COUNTY OF SCOTT)SS

I, F. A. Johnson, being duly sworn, on oath state that I am the Secretary of the FIRST TRUST AND SAVINGS BANK, of Davenport, Iowa, Trustee in the above entitled matter, making the foregoing Application; that I have read the same and that the statements therein contained are true as I verily believe.

(Signed) F. A. Johnson

Subscribed and sworn to before me this 5th day of May, 1942.

(Signed) Alfred C. Mueller
Notary Public in and for Scott County
State of Iowa.

(SEAL)

O R D E R

Now on this 5th day of May, 1942, this matter comes on for hearing on the Application of the FIRST TRUST AND SAVINGS BANK, Davenport, Iowa, Trustee under the Will of Caroline Kundel, deceased, for authority to execute Satisfaction Piece releasing mortgage of Curtis W. Howell and wife, of Patterson, Iowa, on eighty acres in Madison County, Iowa, said mortgage having been recorded in Madison County, Iowa, on the 6th day of January, 1923, at Page 206 of Book 71 of Mortgages, said mortgage having been paid in full, and the Court being fully advised in the premises finds the facts to be as stated in said Application.

IT IS HEREWITH ORDERED BY THE COURT that said Trustee be authorized to execute such Corporate Satisfaction Piece.

The Court instructs the Clerk of this Court to attach to said Satisfaction Piece, his certificate, showing compliance of the Trustee in every way with the statutes of this State and the Orders of this Court, and of the approval of said Satisfaction Piece by this Court.

(Signed) W. R. Maines J U D G E

IN THE DISTRICT COURT OF THE STATE OF IOWA WITHIN AND FOR SCOTT COUNTY
STATE OF IOWA, Scott County, ss.

I, I. M. Mullen, Clerk of the District Court of the State of Iowa, in and for said County, do hereby certify that the above and foregoing is a true and perfect transcript of the Record Entry of Application for Authority to Execute Release of Mortgage and Order thereon all in the Matter of the Last Will and Testament of Caroline Kundel, Deceased, being in Probate Cause No. 8818 - in the above entitled cause, as fully as the same remains of record or on file in my office.

And I further certify that the records of said Court are now in my custody and under my control, and that I am the proper officer to make this certificate.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at the Court House in Davenport in said County, this 18th day of May, A.D. 1942.

(DISTRICT COURT SEAL)

COMPARED

By I. M. Mullen Clerk of District Court
Dewitt Bragonier Deputy