

Madison County, Iowa

Gillett Harpole, Sole Referee
To

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Fee \$.70 ✓

Filed for record the 1 day of
August A.D.1939 at 4:30 o'clock
P.M.

R.Vern & A.F.Cummins

Pearl E. Shetterly, Recorder
Filed Jul 15 1939 P.E.Rose Clerk of District
Court Deputy
COMPALED

REFEREES DEED

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

THIS INDENTURE made this 13th day of July 1939, by and between Gillett Harpole, as Sole Referee, Party of the First Part, and R.Vern Cummins and A.F.Cummins, of the County of Madison and State of Iowa, Parties of the Second Part, WITNESSETH:

Town Lot Deed Record, No. 26

MATT PARROTT & SONS CO., WATERLOO, IOWA B39740

WHEREAS, in an action of partition in the District Court of the State of Iowa, in and for Madison County, wherein Laurretta E.Eggleston, et al., were plaintiffs, and Margaret C.Nevins, et al., were defendants, being Equity No. 16709, said Party of the First Part, was, on the 23rd day of April 1938, appointed Sole Referee to make partition of the following real estate, to-wit:-

Lots Three (3) and Four (4) in Block Eight (8) of Pitzer & Knight's Addition to the City of Winterset, Madison County, Iowa.

And it then and there having been made to appear to the Court that said property cannot be equitably divided into the requisite number of shares, said Court on the said 23rd day of April 1938, caused an Order to be entered directing said Referee to sell said premises at private sale; and

WHEREAS, on the 5th day of July 1939, said Referee did then and there sell said real estate to R.Vern Cummins and A.F.Cummins for the sum of One Thousand (\$1,000.00) Dollars, they being the highest and best bidders thereon, and that being the highest and best offer said Referee was able to get for said premises; and

WHEREAS, on the 15th day of July 1939, said Court approved and confirmed said sale, and by order directed said Party of the First Part to execute to the Parties of the Second Part a conveyance in due form of law for said real estate so sold to them as aforesaid.

NOW, THEREFORE, this Indenture witnesseth: That in consideration of the premises, and said sum of One Thousand (\$1,000.00) Dollars so paid by the Parties of the Second Part, in conformity with the law and in obedience to the orders of this Court, I, the said Gillett Harpole, Sole Referee, Party of the First Part, do by these presents, grant, sell and convey unto the said R.Vern Cummins and A.F.Cummins, and to their heirs and assigns, said real estate described as follows, to-wit:-

Lots Three (3) and Four (4) in Block Eight (8) of Pitzer & Knight's Addition to the City of Winterset, Madison County, Iowa,

TO HAVE AND TO HOLD the same to the Parties of the Second Part as fully and absolutely as the Party of the First Part, by virtue of the premises, might and could sell the same.

IN WITNESS WHEREOF, I have hereunto set my hand the date first above written.

Gillett Harpole
Sole Referee

STATE OF IOWA MADISON COUNTY :SS

BE IT REMEMBERED: That on the 13th day of July 1939, before me Phil R Wilkinson, a Notary Public in and for the County of Madison and State of Iowa, personally came Gillett Harpole as Sole Referee, and to me known to be the identical person whose name is subscribed to the foregoing Deed as Sole Referee, and acknowledged the execution of the foregoing instrument to be his voluntary act and deed as such sole Referee for the purposes therein mentioned.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my seal notarial on the day and year last above written.

(Notarial Seal) Phil R Wilkinson
Notary Public in and for Madison County, Iowa.

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

The foregoing Deed by the said Gillett Harpole, as Sole Referee in the case of Laurretta E.Eggleston, et al., plaintiffs, vs: Margaret C.Nevins, et al., defendants, in Equity No. 16709, was this day returned into Court for approval, and it appearing to the Court that said Referee has complied with the requirements of the law and the Orders and Decrees of the Court in making the sale and deed, it was ordered by the Court that said Sale and Deed be approved and confirmed, and by direction of said Court said approval is hereby endorsed hereon by the undersigned. WITNESS my hand and seal this 15th day of July A.D.1939.

(District Court Seal) P.E.Rose
Clerk of the District Court in and for Madison County, Iowa.