

Deed Record, No. 77, Madison County, Iowa

J. H. WELCH PRtg. CO., DES MOINES 7559

A.D.Guiberson, Sole Referee,

To

W.T.Guiher

#6853

Fee \$.70 ✓

Filed for record the 1 day of
December A.D.1939 at 9:12 o'clock
A.M.

Pearl E. Shetterly, Recorder
Filed Nov 28 1939 P.E Rose Clerk of District Court
..... Deputy

Compared ✓

L.L. 115

REFEREE'S DEED.

THIS INDENTURE, made the 9th day of November, A.D.,1939,between A.D.GUIBERSON, Sole
Referee in Cause No. 16309 Equity, Madison County,Iowa, District Court, PARTY OF THE FIRST PART
and W.T.GUIHER, of Madison County,Iowa, PARTY OF THE SECOND PART,

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WITNESSETH, That whereas in an action of partition, Cause No. 16309 Equity, Madison County, Iowa, District Court, wherein Bertha W. Guiher was Plaintiff, W.T. Guiher, Substituted Plaintiff and W.T. Guiher, et al., were Defendants, the said Party of the First Part was, on the 31st day of December, A.D., 1935, duly appointed by said Court as Sole Referee in said Cause to sell the following described real estate, to-wit:-

The East Half (E $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Six (6), in Township Seventy-four (74) North of Range Twenty-seven (27) West of the 5th P.M., except a tract commencing at the Northwest corner of said 80 acres and running thence South 2 rods, thence East 36 rods, thence North 2 rods, thence West 36 rods to place of beginning,

at public or private sale, and that said Referee was unable to sell said real estate at private sale.

WHEREAS, in pursuance of said Decree of Court said Referee caused four weeks' notice of the time and place of said sale to be given, by posting notice thereof at three public places in Madison County, Iowa, one of which was at the South Front Door of the Court House in Winterset, Iowa, where the last district court was held, and by causing two publications thereof to be made in the Winterset Madisonian, a newspaper printed in said County, the dates of said publications being October 18th, 1939 and October 25th, 1939. And, whereas the said Referee, in pursuance of said Notice and Decree of Court, did on the 6th day of November, A.D., 1939 at the hour of two o'clock P.M., at the South Front Door of the Court House in Winterset, Madison County, Iowa, expose and offer for sale at public auction said real estate, and did then and there sell at public auction to said W.T. GUIHER the whole of the real estate hereinbefore described for the sum of ONE THOUSAND FOUR HUNDRED & 00/100 (\$1,400.00) DOLLARS, he being the highest and best bidder therefor.

NOW, Therefore, this indenture witnesseth, that in consideration of the premises and of the said sum of ONE THOUSAND FOUR HUNDRED & 00/100 (\$1,400.00) DOLLARS, so bid and paid by Party of the Second Part in conformity with the law and in obedience to the orders of said Court, I, A.D. GUIBERSON, Sole Referee in said Cause, Party of the First Part, do by these presents GRANT, BARGAIN, SELL and CONVEY unto the said W.T. Guiher and to his heirs and assigns the real estate hereinbefore described to have and to hold the same unto the said W. T. Guiher as fully and absolutely as the said 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.

A. D. Guiberson
Sole Referee in Cause No. 16309 Equity, Madison
County, Iowa, District Court.

STATE OF IOWA MADISON COUNTY):ss:

On this 9th day of November, A.D., 1939, before me, a Notary Public in and for said State and County, personally appeared A.D. Guiberson, Sole Referee in Cause No. 16309 Equity, Madison County, Iowa, District Court, to me known to be such Referee and to be the identical person named in and who executed the foregoing Referee's Deed and acknowledged that he executed the same as his voluntary act and deed as such Referee for the purposes therein named.

WITNESS my hand and Notarial Seal the date last above written.

(Notarial Seal)

Daniel J Gallery
Notary Public in and for Madison County, Iowa.

CERTIFICATE TO DEED.

STATE OF IOWA MADISON COUNTY) : ss:

I, P.E. Rose, Clerk of the District Court of the State of Iowa, in and for Madison County, do hereby certify that the within Deed of A.D. Guiberson, Sole Referee in Cause No. 16309 Equity, of said District Court, has been duly approved by said Court as provided by law, as will more fully appear by reference to Page 115 of District Court Record L.L. of said Court.

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J. H. WELCH PRtg. CO., DES MOINES 7559

IN WITNESS WHEREOF, I affix my signature and the Seal of said Court this 28th day of
November, A.D., 1939.

(District Court Seal)

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