

Deed Record No. 72, Madison County, Iowa

Acres-Blackmar Co. Burlington 2080

D.W.Bates, Rec., Madison Co., Sav., Bk., #4649

Filed for record the 16 day of
October A.D.1937 at 10:00 o'clock
A.M.
Valda C. Bishop, Recorder

To
Evalyn Smith

Fee \$1.10 ✓

In the District Court of the State of Iowa, in and for Madison County

D.W.BATES, Superintendent of Banking of Iowa)
Plaintiff)
vs.)
Madison County Savings Bank,)
Winterset, Iowa)
Defendant.)

RECEIVER'S DEED.

KNOW ALL MEN BY THESE PRESENTS:

That whereas, an application having been made by the above plaintiff to a Judge of the District Court of the State of Iowa, in and for Madison County, and an order having been issued on the 5th day of October, 1937, by said Judge of said District Court directing the plaintiff, D.W. Bates, Superintendent of Banking of the State of Iowa, as Receiver of the Madison County Savings Bank of Winterset, Iowa, to execute a Receiver's deed.

NOW, THEREFORE, I, D.W. Bates, Superintendent of Banking of the State of Iowa, the duly authorized, appointed and qualified Receiver of the Madison County Savings Bank of Winterset, Iowa, for, and in consideration of the payment of One Dollar and other valuable considerations Dollars, as in the order of the Court provided, to me in hand paid by Evalyn Smith, the receipt of which is hereby acknowledged, and by virtue of the authority in me vested as the duly acting, appointed and qualified Receiver of the Madison County Savings Bank of Winterset, Iowa, and by order of Court aforesaid, do hereby grant, bargain, sell and convey to Evalyn Smith, without warranty, the following described real estate situated in Madison County, Iowa, to-wit:

The Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 34 and the Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$), except the right of way of the Chicago, Rock Island and Pacific Railway Company and also except that part thereof heretofore conveyed to the State of Iowa for highway purposes and more particularly described as follows: A strip of land 105 feet wide lying Northerly of and adjacent to the North right of way line of said Chicago, Rock Island and Pacific Railway Company and extending from the West line of said Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) to the East line thereof and described as commencing at a point 334 feet South of the North Quarter corner of Section 35, being a point on the North right of way line of said Chicago, Rock Island and Pacific Railway Company, thence Westerly 1320 feet along said railroad right of way line, thence North 105 feet, thence Easterly 1320 feet parallel to said railroad right of way line, thence South 105 feet to the place of beginning, and containing 3.2 acres more or less; and the South half (S $\frac{1}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$); the Northwest Quarter (NW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the Northeast Quarter of the Southwest Quarter (SW $\frac{1}{4}$); the West half (W $\frac{1}{2}$) of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$); the Southwest Quarter (SW $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$); the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$); and the East Half (E $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 35, excepting from said last described 80 acre tract all that part thereof included within the following described tracts, to-wit: Commencing at the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$), and running thence North 83 1/3 degrees East, 14 rods to the center of Middle River, thence North 40 degrees East, 14 rods thence North 69 degrees East, 11 1/2 rods, *thence North 104 degrees East, 5 1/2 rods, thence North 19 degrees West, 18 rods and 3 links,* thence North 24 1/2 degrees West, 16 1/2 rods, thence North 83 degrees West, 11 rods to the East line of the Mill lot, thence to the place of beginning; also a 4 acre lot having for its center the center of the Mill, said 4 acre lot including a 3 acre lot in the Northeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 35 described as the North 24 rods of the East 20 rods of said Southwest Quarter (SW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 35, the East line of the Mill Lot referred to being the West side of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 35, all in Township Seventy-six (76) North, Range Twenty-six (26), West of the Fifth P.M., Madison County, Iowa.

to have and to hold the same unto the said Evalyn Smith his heirs or assigns forever.

In Witness whereof, I have set my hand this 7th day of October, A.D.1937.

D.W. Bates, Superintendent of Banking of the State
of Iowa, Receiver of Madison County Savings Bank,
Winterset, Iowa.

STATE OF IOWA,)
County of Polk) ss

On this 7th day of October, 1937, before me, a Notary Public in and for said county, personally appeared D.W. Bates, to me personally known, who being by me duly sworn

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did say, that he is the duly appointed, qualified and acting Superintendent of Banking of the State of Iowa and that he is, by virtue of said office and by order and decree of court, the duly appointed and qualified Receiver of the Madison County Savings Bank of Winterset, Iowa, a corporation heretofore organized under the laws of the State of Iowa, and that he executed the within and attached instrument as Receiver of said corporation in its behalf pursuant to order of court and under authority of law given him as such officer, and acknowledges that the execution of said instrument is the voluntary act and deed of himself as said Receiver in behalf of said corporation.

(Notarial Seal)

Mary Flanagan.
Notary Public in and for Polk County, Iowa.

STATE OF IOWA

MADISON COUNTY

O R D E R
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IN DISTRICT COURT

The foregoing deed of conveyance being by said Receiver this day returned into Court for approval and it appearing that said Receiver has complied with the requirements of law and the orders and decrees of this Court in making the sale and conveyance, it was ordered that said sale and conveyance be, and they are hereby approved and confirmed, and by direction of said Court the same is hereon endorsed..

WITNESS my hand and the seal of said Court, this 9 day of October, 1937.

(District Court Seal)

P.E. Rose

Clerk.

By Rex V. Johnson Deputy.

This is to certify that the within described real estate is being transferred pursuant to the liquidation of the Madison County Savings Bank of Winterset, Iowa, an insolvent bank, the assets of which are insufficient for the full payment of depositors. The Commissioner of Internal Revenue has ruled that under Section 22 of the Act of March 1, 1879, no stamp tax liability will be incurred by either party to such transaction, Therefore, no Federal stamps are attached.

COMPALED

D.W. Bates
Superintendent of Banking of the State of Iowa, Receiver of the
Madison County Savings Bank, Winterset, Iowa.