

## Deed Record No. 72, Madison County, Iowa

Hubert Fosher, Sole Referee

#1181

Filed for record the 5 day of  
March A.D. 1938 at 3:30 o'clock  
P.M.

To

Fee \$.60 ✓

Valda C. Bishop Farver, Recorder  
Filed Mar 3-1938

Charley H. Clark

15064

R E F E R E E ' S   D E E D

Compared

P.E. Rose, Clerk of  
District Court

..... Deputy

THIS INDENTURE made this 1st day of March, 1938, by

and between Hubert Fosher, as Sole Referee, Party of the First Part, and Charley H. Clark  
Party of the Second Part, WITNESSETH:

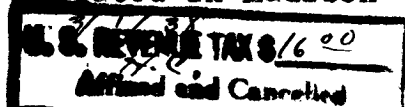
THAT WHEREAS, in an action of partition in the District Court of the State of Iowa,  
in and for Madison County, wherein Lois Crouse and Grover DeVault were plaintiffs, and  
A.R. Cumpston, et al., were defendants, Nels Bertholf was on the 17th day of December, 1931,  
appointed by said Court to sell the following described real estate situated in Madison  
County, Iowa, to-wit:-

The Southeast Quarter (SE $\frac{1}{4}$ ) of Section Sixteen (16), Township Seventy-  
six (76) North of Range Twenty-nine (29) West of the 5th P.M., Madison  
County, Iowa, except a tract described as follows, to-wit: Commencing at  
the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$ ) of said Section Sixteen  
(16), running thence South 60 feet, thence Northeast in a straight line to  
a point 60 feet east of the Place of beginning, thence West 60 feet to the  
point of beginning.

It appearing to the Court that said property could not be equitably divided; and

WHEREAS, on August 27, 1934, said Court appointed Hubert Fosher, Sole Referee in said

Cause to succeed said Nels Bertholf, Sole Referee, deceased; and



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Acres-Blackmar Co. Burlington 2080

WHEREAS, in pursuance to such order, said Hubert Fosher, Referee, made and entered into a Contract of Sale with Charley H. Clark, whereby the said Charley H. Clark, agreed to pay the sum of Fifteen Thousand Six Hundred & no/100 (\$15,600.00) Dollars for said real estate; and

WHEREAS, on the 17th day of August 1937, the Court approved said Contract of sale;

NOW, THEREFORE, THIS INDENTURE WITNESSETH, that in consideration of the premises and of the sum of Fifteen Thousand Six Hundred & No/100 (\$15,600.00) Dollars, paid by the said Charley H. Clark, I, Hubert Fosher, Sole Referee, Party of the First Part, do by these presents, grant, sell and convey unto the said Charley H. Clark, and to his heirs and assigns, said real estate above described, to-wit:-

The Southeast Quarter (SE $\frac{1}{4}$ ) of Section Sixteen (16), Township Seventy-six (76) North of Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa, except a tract described as follows, to-wit:-Commencing at the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$ ) of said Section Sixteen (16), running thence South 60 feet, thence Northeast in a straight line to a point 60 feet east of the place of beginning, thence West 60 feet to the point of beginning.

TO HAVE AND TO HOLD the same to the Party of the Second Part as fully and as absolutely as I, said Party of the First Part, by virtue of these presents might and could sell the same. IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of March, 1938.

Hubert Fosher, Sole Referee.

STATE OF IOWA :  
: SS

MADISON COUNTY : On the 1st day of March 1938, before me, a Notary Public in and for Madison County, Iowa, personally appeared Hubert Fosher, Sole Referee in the above foregoing instrument, and acknowledged that he executed the entitled partition proceedings, to me known to be the person named in and who executed the same as his voluntary act and deed as Sole Referee in said action.

(Notarial Seal)

Dorothy D. Longenecker  
Notary Public in and for Madison County, Iowa.

STATE OF IOWA :  
: SS

MADISON COUNTY : The foregoing Deed of Conveyance, being by said Referee, this day returned into Court for approval, and it appearing to the Court that said Referee has complied with all the requirements of the law, orders and decrees of the Court in making said sale and conveyance, IT IS THEREFORE ORDERED by the Court that the sale and conveyance of said premises be and the same are hereby approved, and by direction of said Court, said approval is now and hereby certified to, and the same is endorsed hereon.

WITNESS MY HAND and seal of said Court this 3rd day of March 1938.

(District Court Seal)

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