Notary Public
in and for said County and State.

CLERK OF THE DISTRICT COURT
MUSCATINE COUNTY, IOWA.

#3458

Fee $1.00

Filed for record the 8 day of October A.D. 1945 at 8:26 o'clock A.M.
Pearl E. Shetterly, Recorder
Wilma M. Wade, Deputy

To
George M. Wittich, Estate

CERTIFIED COPY OF APPLICATION AND ORDER

IN THE DISTRICT COURT OF IOWA, IN AND FOR MUSCATINE COUNTY.

IN THE MATTER OF THE ESTATE :
OF :
GEORGE M. WITTICH, Deceased. : APPLICATION

Comes now the Muscatine Bank and Trust Company, Trustee under the Last Will and Testament of George M. Wittich, Deceased, and to the Court states:-

That at the time of the death of the said George M. Wittich he possessed the following described Trust Certificate, to-wit:-

Trust Certificate for 11 parts out of 76 parts in the C. E. Hamilton 293 acre farm in Madison County, Iowa, Book 70, page 533.

which under the admeasurement proceedings in said Estate was divided as follows:- one-third to Minnie Wittich, surviving spouse, and two-thirds to the Muscatine Bank & Trust Company as Trustee under the Last Will and Testament of George M. Wittich, thus giving said Trust Estate 7-1/3 parts out of 76 parts of the Declaration of Trust issued by the Titus Management Company.

That by the terms of the Declaration of Trust issued by the Titus Management Company, it was provided that when 55 parts out of the 76 parts consented to the sale of said premises covered by said Declaration of Trust, the Titus Management Company as Trustee agreed to make such conveyance.

That at the present time certificate holders representing more than 55 parts out of the 76 parts have signed a Consent Agreement of the Sale of the C. E. Hamilton Farm.

That this Trustee asks that it be permitted to sign said Consent Agreement as Trustee under the Last Will and Testament and to accept the proportionate share due this Trust Estate, which will be the approximate sum of Three Thousand Three Hundred Sixty-Nine Dollars and Forty-five Cents.

WHEREFORE, said Trustee, the Muscatine Bank and Trust Company, prays that it be permitted to sign this Consent Agreement of Sale of the C. E. Hamilton Farm and to accept the proportionate amount due this Trust Estate, which will be the approximate sum of Three Thousand Three Hundred Sixty-Nine Dollars and Forty-five Cents ($3,369.45).

MUSCATINE BANK AND TRUST COMPANY, Trustee
under the Last Will and Testament of George M.
Wittich, Deceased.
By W. F. Siemers Its Assistant Cashier.

STATE OF IOWA, County of Muscatine, ss:-

W. F. Siemers, being duly sworn, says that he is Assistant Cashier of the Muscatine Bank And Trust Company, a corporation, Trustee of the Trust created under the The Last Will and Testament of George M. Wittich, Deceased; that he is du ly authorized to make and verify the foregoing application in the name and behalf of said corporation; that he has read said Application and that same is true according to the best of his knowledge and belief.

W. F. Siemers

Subscribed and sworn to by the said W. F. Siemers before me this 2nd day of September, A.D. 1943.
(SEAL)

Herold Kautz Notary Public
in and for Muscatine County, Iowa.

ORDER

Now, on this 10th day of September, A.D. 1943, the same being a regular day of the 1943 June Term of the District Court of Iowa, in and for Muscatine County, the above and foregoing Application having been presented to the Court and the Court being advised in the premises finds that a sufficient number of the certificate holders under the Declaration of Trust issued by the Titus Management Company, which Declaration of Trust is recorded in Book 70, page 333, of the records of Madison County, Iowa, have consented to the sale of the C. E. Hamilton Farm in Madison County, Iowa, so that the Titus Management Company as Trustee can make a Deed to the purchaser,

IT IS, THEREFORE, ORDERED:- That the Muscatine Bank & Trust Company, Trustee under the Last Will and Testament of George M. Wittich, Deceased, be, and it is, hereby authorized and permitted to sign the Consent Agreement of Sale of the C. E. Hamilton Farm, and is further authorized to accept the proportionate amount due said Trust Estate, which will be the approximate sum of Three Thousand Three Hundred Sixty-Nine Dollars and Forty-five Cents ($3,369.45).

All of which is so ordered on the date above written.

C. R. Stafford JUDGE,
7th Judicial District, State of Iowa.

Filed September 10, 1943,
W. A. TeStroke, Clerk
By I. J. Goddard, Deputy
MUSCATINE COUNTY, IOWA

CERTIFICATE

STATE OF IOWA, Muscatine County]ss:

I, W. A. TeStroke Clerk of the District Court of Iowa in and for Muscatine County, do hereby certify that said Court is a Court of Record, having a Seal and exercising jurisdiction in Law, Equity, Criminal, Juvenile and Probate proceedings. I further certify that I am the custodian of the Seal of said Court, custodian of the files and records thereof, and custodian of certain other files and records required by law to be kept in my office.

I hereby further certify that the attached and foregoing is a true and complete copy of an APPLICATION AND ORDER OF COURT THEREON, filed September 10, 1943, in the matter of the Estate of George M. Wittich, late of Muscatine County, Iowa, Deceased, No. 8734 - Probate, Muscatine County, Iowa; that the Muscatine Bank and Trust Company was, on the date of said application and order, the duly appointed, qualified and acting Trustee under the Last Will and Testament of George M. Wittich, Deceased, as fully as the same remains of record or on file in my office in the Court House of Muscatine County, Iowa; and I further certify that I am the proper officer to make this Certificate.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of said Court at my office in Muscatine, Iowa, this 22nd day of September A.D., 1943.

(DISTRICT COURT SEAL)

W. A. TeStroke, Clerk of the District
Court Muscatine County, Iowa

COMPARED