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Carla K. Backer Auditor
By P. Hildebrand Deputy
R-167

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

This document was prepared by:
CN
Business Development and Real Estate
17641 South Ashland Avenue
Homewood, Illinois 60430
Telephone: 708-332-3541

Return to and
Tax statement to be sent to:

Lyle E. Orcutt

P.O. Box 53

Earlville, IA 52041

Legal Description on Pages
1,2 & 4.

QUITCLAIM DEED

THIS INDENTURE Witnesseth that the Grantor, **CHICAGO, CENTRAL & PACIFIC RAILROAD COMPANY,** a Delaware corporation, for and in consideration of the sum of TEN AND 00/100 DOLLARS ($10.00) in hand paid and other valuable consideration, hereby Conveys and Quitclaims to the Grantee, **LYLE E. ORCUTT**, of P. O. Box 53, Earlville, Iowa 52041, all right, title, interest and claim in and to the following described lands and property situated in the County of Delaware and State of Iowa to wit:

A parcel of land located in the Southwest Quarter of the Northwest Quarter of Section 36, Township 89 North, Range 4 West of the Fifth Principal Meridian at Earlville, Delaware County, Iowa, described as follows:

Beginning at the point of intersection of the west right of way line of Williams Street and the south right of way line of North Side Road in Earlville, Iowa, said south right of way line North Side Road also being a long a line parallel with and 110 feet normally distant Northerly from

Grantor's main track centerline, as now located and constructed;

Thence run westerly along the last said parallel line, also being along said south right of way line of North Side Road, a distance of 300 feet, more or less, to a point on the east right of way line of Northern Avenue;

Thence run southerly along said east right of way line of Northern Avenue a distance of 60 feet, more or less, to a point on a line parallel with and 50.0 feet normally distant northerly from Grantor's main track centerline, as now located and constructed;

Thence run easterly along the last said parallel line a distance of 300 feet, more or less, to a point on said west right of way line of Williams Street;

Thence run northerly along said west right of way line of Williams Street a distance of ~~300~~ 60 feet, more or less, to the point of beginning.

Containing 0.41 acres, more or less.

ICRR

Grantor reserves for itself, its successors and assigns, the right for the continued use, maintenance, repair, replacement and reconstruction of all existing conduits, sewers, drains, water mains, fiber optic cables and/or communications systems, gas lines, electric power lines, wires and other utilities and easements on the premises hereinabove described, whether or not of record, including reasonable access thereto. Grantee will not interfere with the rights herein reserved by Grantor or interfere with an facilities used pursuant thereto.

IN WITNESS WHEREOF, CHICAGO, CENTRAL & PACIFIC RAILROAD COMPANY, the Grantor has caused these presents to be signed by its Regional Manager-Southern Region, Business Development and Real Estate, he being thereunto duly authorized this 21st day of October, 2010.

CHICAGO CENTRAL & PACIFIC RAILROAD COMPANY

By: _____

Michael F. Deegan
Regional Manager–Southern Region
Business Development and Real Estate

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, the undersigned, a Notary Public, in and for said County and State aforesaid, Do Hereby Certify that Michael F. Deegan, personally known to me to be the Regional Manager – Southern Region, Business Development and Real Estate of the CHICAGO, CENTRAL & PACIFIC RAILROAD COMPANY, a Delaware corporation and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged under oath that as such Regional Manager – Southern Region, Business Development and Real Estate of said corporation, he signed and delivered the said instrument as Regional Manager – Southern Region, Business Development and Real Estate, pursuant to authority given by the Board of Directors of said corporation as his free and voluntary act and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

Given under my hand and seal this 21st day of October, 2010.

NOTARY PUBLIC

"OFFICIAL SEAL"
Arthur L Spiros
Notary Public, State of Illinois
My Commission Expires 4/2/2013

My Commission Expires: April 2, 2013

QUITCLAIM DEED ADDENDA

The attached legal description for the property being conveyed to Lyle E. Orcutt is intended to encompass all the property now known as Parcel T and Parcel U, part of the existing Chicago Central & Pacific Railroad Right of Way in the SW 1/4-NW 1/4 of Section 36, T89N, R4W of the 5th Principal Meridian, City of Earlville, Delaware County, IA as described by Plat of Survey recorded in Book 2011, Page 494.

I, Arthur L. Spiros of the Business Development & Real Estate Department of the CN Railroad give consent to this addenda to the Quit Claim Deed to Lyle E. Orcutt as requested by Randall L. Rattenborg, Land Surveyor for Gibbs Engineering & Surveying.