Clark & Byers

to

Continental Construction Corporation

#2707

Fee $.50

Filed for record the 22 day of November A. D. 1930 at 11:45 o'clock A. M.

Mildred E. Knott, Recorder.

WAIVER OF PRIORITY OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That the undersigned, the owner and holder of a certain mortgage, or mortgages, now of record covering the land described as:

The West One-Half (½) of the Southeast Quarter (¼) of Section Nine (9), Township Seventy-four (74) North, Range Twenty-six (26) West except west forty-six (46) rods of east fifty-six (56) rods of Southwest Quarter (¼) of Southeast Quarter.

in Madison County, State of Iowa, for and in consideration of One Dollar to said undersigned in hand paid by Continental Construction Corporation, a corporation of Delaware receipt whereof is hereby acknowledged, does hereby waive the priority of said mortgage, or mortgages, in favor of certain pipe line right of way grant, or grants, heretofore or on this day made to Continental Construction Corporation, granting to said corporation the right to build and

maintain a pipe line across said land; and the undersigned agrees that said grant, or grants, shall be piror to the said mortgage, or mortgages, held and owned by the undersigned the same as if said grant, or grants, were prior to the said mortgage, or mortgages, in date and in time of filing for recordation; otherwise said mortgage, or mortgages, shall be and remain unaffected by this instrument.

IN WITNESS WHEREOF, The undersigned Clark & Byers, by Howard J. Byers, has caused this instrument to be executed this 28th day October, 1930.

Clark & Byers,

By Howard J. Clark Surviving Partner

STATE OF IOWA )
Polk COUNTY. ) ss.

On this 28th day of October, A. D., 1930, before me Alice M. Hamilton a Notary Public in and for the County of Polk, State of Iowa, personally appeared Howard J. Clark to me known to be the person named in and who executed the foregoing instrument, and acknowledged that he executed same as his voluntary act and deed.

In Witness Whereof, I have hereunto signed my name and affixed my Notarial Seal the day and year last above written.

NOTARIAL SEAL

My Commission expires,

Alice M. Hamilton

Notary Public in and for Polk Co. State Of Iowa.