First Natl. Bank of the City of New York et al Trustees
To
Chicago, Burlington & Quincy Railroad Company

#5554

Fee $ 1.80 VGH

Filed for record the 25 day of September A. D. 1953 at 8:03 o'clock A. M.

Wilma M. Wade, Recorder

PARTIAL RELEASE OF
FIRST AND REFUNDING MORTGAGE OF
CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY

(Madison County, Iowa)
(Esther M. Leggett)

KNOW ALL MEN BY THESE PRESENTS: That The First National Bank of the City of New York, a corporation created and existing under the laws of the United States of America, and George E. Porter (by succession to Frazier L. Ford), Trustees, for and in consideration of the sum of One Dollar ($1.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, do hereby remise, release, and quitclaim unto the Chicago, Burlington & Quincy Railroad Company, a corporation created and existing under the laws of the State of Illinois, all right, title, interest, claim or demand, whatsoever, The First National Bank of the City of New York and George E. Porter, Trustees, may have acquired in, through, or by a certain Trust Mortgage bearing date of the first day of February, 1921, and recorded in the office of the Recorder of Madison County, State of Iowa, in Book 76 of Mortgages, Page 1, as supplemented by Supplemental Indenture, dated August 1, 1944, unrecorded, and Supplemental Indenture and Second Supplemental Indenture, both dated August 1, 1945, and Third Supplemental Indenture, dated February 1, 1950, all recorded in the office of the Recorder of Madison County, State of Iowa, in Book 98C and 98D, Page 1, and in Book 101, Page 143, respectively, to the following described property in Madison County, State of Iowa, to-wit:

All that part of the right of way of the Chicago, Burlington & Quincy Railroad Company, located in the Southeast Quarter (SE¼) of Section Thirty-four (34), Township Seventy-five (75) North, Range Twenty-six (26) West of the Fifth Principal Meridian, which lies on both sides of the center line of said right of way and abuts upon and immediately adjoins the land now owned by Esther M. Leggett in the Southeast Quarter (SE¼) of said Section Thirty-four (34).

Reserving unto the Chicago, Burlington & Quincy Railroad Company, its successors and assigns, all the coal, oil, gas and other minerals underlying the surface of the above described premises.

This release is made and accepted without covenants or warranties, expressed or implied, in law or in equity, and without recourse to the grantors in any event or in any contingency.

It is understood that the lien of said Trust Mortgage is not in any degree or to any extent impaired or affected upon any property covered by said mortgage other than that specifically herein described.

IN WITNESS WHEREOF, The First National Bank of the City of New York has caused these presents to be signed with its corporate name by its Trust Officer, and its corporate seal to be hereon impressed and attested by its Assistant Cashier, and the said George E. Porter, Trustee, has duly executed same, as of the 8th day of September, 1953.

(CORPORATE SEAL)
Attest: S. W. Davisdon, Jr.
S. W. Davidson, Jr. Assistant Cashier

THE FIRST NATIONAL BANK OF THE CITY OF NEW YORK,
Corporate Trustee
By Floyd D. Frost
Floyd D. Frost Trust Officer

BOONE BLANK BOOK CO., BOONE, IOWA. 11472-51

Witnesses to Signatures:
V. Gardner R. A. Paine
V. Gardner R. A. Paine

George E. Porter
George E. Porter
Individual Trustee

Witnesses to Signature:
J. M. Ford, II V. P. Meyer
J. M. Ford, II V. P. Meyer

STATE OF NEW YORK CITY AND COUNTY OF NEW YORK) SS

BE IT REMEMBERED, that this 8th day of September, A. D. 1953, before me, a Notary Public in and for said City, County and State, personally appeared Floyd D. Frost to me personally known, who being by me duly sworn, did say that he is Trust Officer of The First National Bank of the City of New York, a corporation created and existing under the laws of the United States of America; that the seal affixed to the foregoing instrument is the seal of said corporation; that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and the said Floyd D. Frost acknowledged the execution of the foregoing instrument to be the voluntary act and deed of said corporation by it voluntarily executed as Trustee as stated in the foregoing instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

Edna Veith Notary Public
in and for said City, County and State.
My Commission expires March 30, 1955.

EDNA VEITH Notary Public for the State of New York
Qualified in New York County, No. 31-4092750
Commission Expires March 30, 1955.

STATE OF MISSOURI COUNTY OF BUCHANAN) SS

BE IT REMEMBERED, that on this 14th day of September, A. D. 1953, before me, a Notary Public in and for the County of Buchanan, State of Missouri, personally appeared George E. Porter to me known to be the person named in and who executed the foregoing instrument as Trustee, and acknowledged he executed the same as his voluntary act and deed as Trustee as set out in the foregoing instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year first above written.

NOTARIAL SEAL

Lois McKinley Notary Public
in and for the County of Buchanan, State of Missouri
My Commission expires July 28, 1957.

Filed for record the 1 day of October