Mortgage Record, No. 104, Madison County, Iowa

BOONE BLANK BOOK CO., BOONE, IOWA. 14588-55

First Natl. City Bank of New York
To
Chicago, Burlington & Quincy Railroad Co.

#2436

Fee $ 2.40

Filed for record the 1 day of July A. D. 1957 at 10:00 o'clock A. M.

Mary E. Welty, Recorder

PARTIAL RELEASE OF
FIRST AND REFUNDING MORTGAGE OF
CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY
(Madison County, Iowa)
(H. E. Rhodes and Glenn Holmes
d/b/a H. E. Rhodes Co.)

BOONE BLANK BOOK CO., BOONE, IOWA. 14589-55

KNOW ALL MEN BY THESE PRESENTS: That The First National City Bank of New York (formerly 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 Jacob M. Ford, II, (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 quit-claim 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 said The First National City Bank of New York and Jacob M. Ford, II, 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 County 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 98-C, Page 1, Book 98-D, Page 1, and in Book 101, Page 143, respectively, to the following described property in Madison County, State of Iowa, to-wit:

All of Lots Five (5), Six (6) and Seven (7) and the South Ninety-five (95) Feet of Lot Eight (8), in Block Nine (9) of the Town of Saint Charles, Iowa; also

Lots Three (3) and Four (4), except the North Sixty (60) Feet thereof, of Half Block Ten (10), of the Town of Saint Charles, Iowa.

Excepting all the coal, oil, gas and other minerals underlying the surface of the above described property.

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 hereby upon any property covered by said mortgage other than that specifically herein described.

In Witness Whereof, The First National City Bank of New York has caused these presents to be signed with its corporate name by its Vice-President, and its corporate seal to be hereon impressed and attested by its Asst. Cashier and the said Jacob M. Ford, II, Trustee, has duly executed same, as of the 18 day of June, 1957.

(CORPORATE SEAL)

THE FIRST NATIONAL CITY BANK OF NEW YORK,
Corporate Trustee.

Attest: S. Lord S. Lord

By S. L. Smith
S. L. Smith Vice President

Witnesses to signatures:
James H. Smith J. H. Smith
C. F. Ahrens C. F. Ahrens

Jacob M. Ford, II,
(Jacob M. Ford, II) Individual Trustee

Witnesses to signature:
R. E. Jones, Jr. R. E. Jones, Jr.
Walter Canter Walter Canter

STATE OF NEW YORK COUNTY OF NEW YORK) SS.

Be it remembered, that on this 18 day of June A. D. 1957, before me, a Notary Public in and for said County and State, personally appeared S. L. Smith, Vice President of The First National City Bank of New York, a corporation created and existing under the laws of the United States of America, personally known to me to be the same person whose name is subscribed to, and who executed the foregoing instrument as Vice President, who, being by me duly sworn, says that he is Vice President of The First National City Bank of New York, Trustee, and that he knows the corporate seal of said corporation; that the seal affixed to the foregoing instrument is the corporate seal of said corporation; that it was affixed by order of The First National City Bank of New York, Trustee; that said instrument was signed and sealed by him in behalf of said corporation as Vice-President of said corporation; and the said S. L. Smith acknowledged said instrument, and that it was the voluntary act and deed of The First National City Bank of New York, Trustee, and that he, as Vice-President, signed, sealed and delivered said instrument

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as the free and voluntary act and deed of The First National City Bank of New York, Trustee, and as his own free and voluntary act and deed as Vice-President, for the uses and purposes therein set forth.

In Witness Whereof, I have hereunto set my hand and official seal this 18 day of June, A. D. 1957.

(Notarial Seal)

Andrew J. Weger Notary Public
in and for said County and State.
My Commission expires March 30, 1959

ANDREW J. WEGER Notary Public, State of New York
No. 41-4186425 Qualified in Queens County Certificate filed with New York County Clerk Term Expires March 30, 1959

STATE OF MISSOURI COUNTY OF BUCHANAN) SS.

I, Lois McKinley, Notary Public in and for said County, in the State aforesaid, do hereby certify that Jacob M. Ford, II, Trustee, personally known to me to be the same person whose name is subscribed to the foregoing instrument, as Trustee, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act as such Trustee, and as his own free and voluntary act, for the uses and purposes therein set forth,

Given under my hand and seal this 26th day of June A. D. 1957.

(Notarial Seal)

Lois McKinley Notary Public
My Commission expires July 28, 1957.

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

BE IT REMEMBERED, that this 18 day of June, A. D. 1957, before me, a Notary Public in and for said City, County and State, personally appeared S. L. Smith to me personally known, who being by me duly sworn, did say that he is Vice-President of The First National City Bank 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 S. L. Smith 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.

(Notarial Seal)

Andrew J. Weger Notary Public
in and for said City, County and State,
My Commission expires March 30, 1959.

ANDREW J. WEGER Notary Public, State of New York
No. 41-4186425 Qualified in Queens County Certificate filed with New York County Clerk Term Expires March 30, 1959

STATE OF MISSOURI COUNTY OF BUCHANAN) SS.

BE IT REMEMBERED, that on this 26th day of June, A. D. 1957, before me, a Notary Public in and for the County of Buchanan, State of Missouri, personally appeared Jacob M. Ford, II, 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 County of Buchanan, State of Missouri.
My Commission expires July 28, 1957.