

Position 5

UNITED STATES DEPARTMENT OF AGRICULTURE  
Farmers Home Administration

QUITCLAIM DEED

The UNITED STATES OF AMERICA, acting through the Administrator of the Farmers Home Administration, United States Department of Agriculture, CONVEYS and QUITCLAIMS to Allen E. and Shirley A. Kirk, As Joint tenants with Rights of Survivorship and not as tenants in common.

for the sum of \$1 (One Dollar and other valuable consideration).

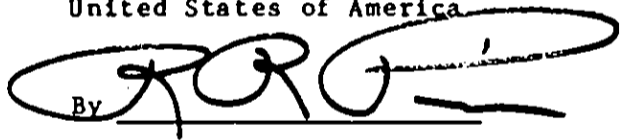
all interest in the following described real estate situated in the County of Madison, State of Iowa,

to wit: See Attachment B

Subject to: See Attachment A

This instrument in which the United States is grantor is excepted from the Iowa Transfer tax by I.C.A. 428A.2

United States of America

By 

R.R. Pim, State Director  
Farmers Home Administration  
873 Federal Building  
210 Walnut  
Des Moines, IA. 50309

FmHA 1955-49(Rev. 10-28-81)

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BOOK 125 PAGE 638  
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MARY E. WELTY  
RECORDER  
MADISON COUNTY, IOWA

Fee \$20.00  
Transfer \$5.00

*✓*  
*✓*  
*✓*

This deed is executed and delivered pursuant to the provisions of authority set forth in 7 CFR 1900, Subpart A.

No member of Congress shall be admitted to any share or part of this deed or to any benefit that may arise therefrom.

Dated April 28, 1989

UNITED STATES OF AMERICA (Grantor)  
By [Signature]  
R.R. Pim  
State Director  
Farmers Home Administration  
United States Department of  
Agriculture

In the presence of:

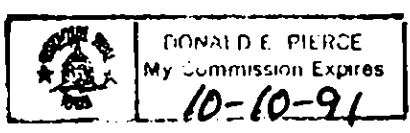
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A C K N O W L E D G M E N T

STATE OF IOWA )  
                  ) SS  
COUNTY OF POLK )

On this 28<sup>th</sup> day of APRIL, 1989, before me, a Notary Public in and for the State of Iowa, personally appeared R.R. PIM, to me personally known, who being by me duly sworn, did say that he is the STATE DIRECTOR of the Farmers Home Administration for the State of Iowa, United States Department of Agriculture, and acknowledged that he executed the foregoing instrument as the voluntary act and deed of the United States of America, pursuant to authority duly conferred upon him.

[Signature]  
Donald E. Pierce  
Notary Public



(SEAL)  
My Commission Expires 10-10-91

## Attachment A

Deed Restriction

As long as this property is to be used for farming purposes as defined in Iowa Code §172 C.1 (6) (1985); the purchaser ("Grantee" herein) of the above described real property (the "subject property" herein) covenants and agrees with the United States acting by and through Farmers Home Administration (the "Grantor" herein) that the subject property must be farmed and or operated in accordance with an approved conservation plan that meets the requirements of the United States Department of Agriculture Soil Conservation Services "Field Office Technical Guide" as amended for the local conservation district as provided for in accordance with the Food Security Act of 1985. This covenant shall be binding on Grantee and Grantee's heirs, assigns and successors and will be construed as both a covenant running with the subject property and as an equitable servitude. This covenant will be enforceable by the United States in a court of competent jurisdiction.

*Attachment B*

Legal Description: The North 3/4 of Section 13, except a tract commencing 22' East of the NW corner of the SW quarter of the NW quarter and running thence east to 292', then south 149', thence west 292', thence north 149' to the point of beginning, and except easement and right of way for pipeline granted to Continental Construction Corporation, and except a tract commencing 1495' north and 25' west of the SE corner of said Section 13 and running thence north parallel with the west line of County Road 100', thence west 50', thence south parallel with west line of County Road 100', thence east 50' to place of beginning; and except all that part of said real estate lying north and west of the east right of way line of Iowa Highway No. 169 as it now exists; all in Township 74 North, Range 28 West of the 5th P.M., Madison County, Iowa.