

1143

STATE OF IOWA, ss.  
MADISON COUNTY,

Inst. No.  
Book 125

Page 86

Filed for Record this 6 day of December 19 88 at 12:15 PM

Recording Fee 15.00

Mary E. Welty, Recorder, By

Deputy

COMPUTER

Resolution Dated

Authorization No. July 10, 1984

DEED NO. 85794

THE GRANTOR, CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY, a Delaware corporation, whose principal office is located at 165 N. Canal Street, Chicago, Illinois, for the consideration of SIX HUNDRED AND NO/100 DOLLARS (\$600.00), conveys and quitclaims to ALAN R. DOWNS of R.R. 1, Box 208A, St. Charles, Iowa 50204, GRANTEE, all interest in the following described real estate situated in the County of Madison, and the State of Iowa, to wit:

That part of the Southeast Quarter of the Northwest Quarter of Section 22, Township 75 North, Range 26 West of the Fifth Principal Meridian bounded as follows: On the Southwest by the South line of said Southeast Quarter of the Northwest Quarter of Section 22; on the Northwest and Southeast by lines drawn parallel with and distant 50 feet Northwesterly and 50 feet Southeasterly, respectively, measured at right angles, from the center line of the main track of the Chicago and St. Paul and Kansas City Railway Company (later the Chicago Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established over and across said Section 22; and on the Northeast by a line drawn at right angles to said main track center at the center line of Chicago and North Western Transportation Company Bridge No. 190.1, distant 103 feet, more or less, Southwesterly of the North line of said Southeast Quarter of the Northwest Quarter of Section 22, as measured along said original main track center line.

Subject to roads and highways, if any.

Excepting and Reserving, however, unto the Grantor, its lessees, licensees, successors and assigns, the right to continue to protect, maintain, operate, and use any and all existing drainage, driveways, conduits, sewers, water mains, gas lines, electric power lines, communication lines, wires and other utilities, and easements of any kind whatsoever on said premises, including the repair, reconstruction and replacement thereof.

By the acceptance of this conveyance the Grantee, for itself and/or its heirs, successors, transferees and assigns, hereby agrees:

(1) to forever release the Grantor, its successors or assigns, from any and all obligations to furnish any driveway or other means of entry either to or from said above described real estate whether such obligations are imposed by Statute or otherwise.

to take all steps necessary, at no expense to Grantor, to comply with any and all governmental requirements relating to land platting and use.

REAL ESTATE TRANSFER TAX PAID
STAMP # 9
\$ .55¢ only
Mary E. Welty
RECORDED
12-6-88
DATE
(COUNTY) (2)

DEED NO. 85794

Resolution Dated  
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This conveyance is made upon the express condition that the Grantor will not pay any taxes or special assessments which may be due or delinquent upon the real estate hereinabove described.

Pursuant to Section 4.4 of each of the Mortgages dated as of June 29, 1983 and recorded in the Office of the Register of Deeds in and for Madison County as (i) Document Number 17, in Book 138 of Mortgages, at Pages 21, and (ii) Document Number 18, in Book 138 of Mortgages, at Pages 100, the Grantor hereby certifies that (a) this deed and conveyance is made pursuant to the provisions of Section 4.4 of each of said Mortgages, (b) the provisions of said Section 4.4 have been complied with and (c) the property hereby conveyed may be conveyed free from the liens of said Mortgages, and is hereby conveyed free from the liens of said Mortgages, and has thereby been automatically released from the lien of the Consolidated Mortgage dated as of January 15, 1984, as supplemented and amended, by Chicago and North Western Transportation Company to American National Bank and Trust Company of Chicago, as Trustee, pursuant to Article Nine, Section 14 thereof.

DATED this 26th day of October, 1988.

Signed, Sealed and Delivered in Presence of:

Arthelia Foster

Penny Kerchey

CHICAGO AND NORTH WESTERN  
TRANSPORTATION COMPANY

By Robert W. Mickey  
ROBERT W. MICKEY, Vice President

Attest J. J. Stourac  
J. J. STOURAC, Assistant Secretary

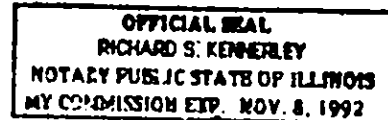
STATE OF ILLINOIS)  
  ) SS  
COUNTY OF C O O K)

I, RICHARD S. KENNERLEY, a Notary Public duly commissioned and qualified in and for the County and State aforesaid, DO HEREBY CERTIFY that ROBERT W. MICKEY and J. J. STOURAC, to me personally known and known to me to be, respectively, Vice President and Assistant Secretary of CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY, a Delaware corporation, and the identical persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and being first duly sworn by me, severally acknowledged to me that they are, respectively, Vice President and Assistant Secretary of said corporation; that as such officers they signed, sealed and delivered said instrument in behalf of said corporation by authority and order of its Board of Directors, as the free and voluntary act and deed of said corporation, and as their own free and voluntary act; that the seal affixed to said instrument is the seal of said corporation; and that said corporation executed said instrument for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as such Notary Public, at Chicago, Illinois, this 26th day of October, 1988.

*Richard S. Kennerley*  
\_\_\_\_\_  
Notary Public, in and for the County  
of Cook, In the State of Illinois  
RICHARD S. KENNERLEY

My Commission Expires: November 8, 1988



This instrument was prepared by Chicago and North Western Transportation Company, 165 North Canal Street, Chicago, Illinois 60606.