

Authorization No. Res. Dated
Jan. 11, 1990

DEED NO. 86328

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 TWO THOUSAND TWO HUNDRED FIFTY AND NO/100 DOLLARS (\$2,250.00), conveys and quitclaims to RICHARD DILLINGER whose address is P. O. Box 74, Peru, Iowa 50222, 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, the East Half of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of Section 22, and the North Half of the Northwest Quarter of the Northwest Quarter of Section 27, all in Township 74 North, Range 27 West of the Fifth Principal Meridian, bounded as follows: On the Southwest by the South line of said North Half of the Northwest Quarter of the Northwest Quarter of Section 27; On the Northwest and Southeast by lines parallel with and distant 50 feet Northwesterly and 50 feet Southeasterly, respectively, measured at right angles and radially, from the center line of the main track (now removed) of the Chicago, 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 Sections 22 and 27; And on the Northeast by the following described line: Commencing at a point on the South line of said Southeast Quarter of the Northwest Quarter of Section 22, distant 50 feet Southeasterly, measured at right angles, from said original main track center line; thence Northeasterly parallel with said main track center line a distance of 90 feet, more or less, to a point on the center line of a County Road, and the point of beginning of the line herein described; thence Northwesterly along the center line of said County Road a distance of 108 feet, more or less, to a point distant 50 feet Northwesterly, measured at right angles, from said original main track center line, and there terminating.

FILED NO. 2546

Fee \$15.00
Transfer \$10.00

BOOK 126 PAGE 691

Subject to roads and highways, if any.

90 JUN -7 PII 3: 22

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

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:

REAL ESTATE TRANSFER	
TAX PAID	<u>11</u>
	STAMP #
\$ <u>220</u>	
<u>Mary E. Welty</u>	
RECORDER	
<u>6-7-90</u>	<u>Madison</u>
DATE	COUNTY

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- (1) To take all steps necessary, at no expense to Grantor, to comply with any and all governmental requirements relating to land platting and use.
- (2) 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.

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 3.2 of Article III of the Mortgage, Deed of Trust, Assignment of Leases and Rents, Security Agreement and Financing Statement dated as of October 27, 1989, as modified, (the "Mortgage") and recorded in the Office of the Register of Deeds in and for Madison County as Document Number 855, in Book 155 of Mortgages, at Page 1, the Grantor hereby certifies that (a) this deed and conveyance is made pursuant to the provisions of Section 3.2 of Article III of said Mortgage, (b) the provisions of said Section 3.2 of Article III have been complied with and (c) the property hereby conveyed may be conveyed free from the lien of said Mortgage and is hereby conveyed free from the lien of said Mortgage.

DATED this 1st day of May, 1990.

Signed, Sealed and Delivered in Presence of:

Arthelia Foster

Perry Mercur

CHICAGO AND NORTH WESTERN
TRANSPORTATION COMPANY

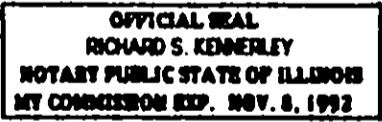
By Richard B. Taylor
RICHARD B. TAYLOR, Vice President
SEAL

Attest Lisa M. Fanel
LISA M. FANEL, Asst. 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 RICHARD B. TAYLOR and LISA M. FANELLI, 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 1st day of May, 1990.



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, 1992

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

L-120-17