

Company

PRUDENTIAL 7 098 422

FILED NO. 1544
BOOK 121 PAGE 172

1988 MAR -4 PM 3:25

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee \$10.00

CONSENT TO EASEMENT

WHEREAS, THE PRUDENTIAL INSURANCE COMPANY OF AMERICA, a New Jersey corporation ("Prudential") is the owner and holder of a Note dated March 5, 1974, in the amount of \$170,000.00, executed by STEVEN K. RADAKOVICH and PENNY RADAKOVICH, husband and wife ("Mortgagor"); secured by a Mortgage of even date therewith, covering property legally described on Exhibit A attached hereto and made a part hereof, which Mortgage was recorded on March 12, 1974, in the office of the Register of Deeds for Madison County, Iowa, in Book 121, Page 86; and

WHEREAS, Mortgagor has entered into, or will enter into, an Easement Agreement with A T & T Communications of the Midwest, Inc. for a permanent nonexclusive easement for right of way on a portion of the above described property as more particularly described in said Easement Agreement, a copy of which Agreement is attached hereto and made a part hereof as Exhibit B; and


WHEREAS, Mortgagor has requested Prudential to give its consent to said Easement Agreement, and Prudential is willing so to do;

NOW, THEREFORE, for and in consideration of Ten Dollars and other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, Prudential does hereby consent to the execution and recording of an Easement Agreement for right of way and hereby declares that in the event it shall take title to the aforescribed real property, through mortgage foreclosure or otherwise Prudential shall recognize and agrees to be bound by the aforesaid Easement Agreement.

IN, WITNESS WHEREOF, Prudential has caused this instrument to be executed by its corporate officers, and its corporate seal to be affixed thereto, on January 15, 1988.

THE PRUDENTIAL INSURANCE COMPANY
OF AMERICA

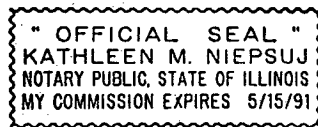
By: *Samuel J. Olson*
Vice President


J. Parnau
Assistant Secretary

STATE OF ILLINOIS)
) ss.:
COUNTY OF DUPAGE)

I, KATHLEEN M. NIEPSUS, a Notary Public in and for DUPAGE County, in the State aforesaid, do hereby certify that LAUREL L. OLSON, personally known to me to be the Vice President of THE PRUDENTIAL INSURANCE COMPANY OF AMERICA, a New Jersey corporation, and WILLIAM M. TARNOW, personally known to me to be the Assistant Secretary, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such Vice President and Assistant Secretary, they signed and delivered the said instrument as Vice President and Assistant Secretary of said corporation and caused the corporate seal of said corporation to be affixed thereto, pursuant to authority, given by the Board of Directors of said corporation as their free and voluntary act, and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 15th day of JANUARY, 1987.



Kathleen M. Niepsus
Notary Public

This document prepared by William M. Tarnow, The Prudential Insurance Company of America, 1431 Opus Place, Suite 665, Downers Grove, Illinois 60515.

EXHIBIT A

Legal Description

The Southwest Quarter (SW 1/4) of Section Eight (8), the North 75 acres of the West Half of the Southwest Quarter (W 1/2 SW 1/4) and the Northwest Quarter (NW 1/4) of Section Seventeen (17), Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, except a tract commencing 28 rods and 17 links North of the Southeast corner of the Northwest Quarter (NW 1/4) of said Section Seventeen (17), running thence West 18 rods, thence North 21 rods, thence East 18 rods, thence South 21 rods to the point of beginning.