CNW-Form

Resolution dated
July 10, 1984
(DOWNS)

DEED OF RELEASE

KNOW ALL MEN BY THESE PRESENTS, that **THE FIRST NATIONAL BANK OF CHICAGO,** a National Banking Association duly organized and existing under the laws of the United States of America (hereinafter referred to as the "Trustee"), as Trustee under Indenture of Mortgage and Deed of Trust dated as of January 1, 1939, between Chicago and North Western Railway Company, a corporation duly organized under the laws of the State of Wisconsin, and said The First National Bank of Chicago, as Supplemented and amended (Chicago and North Western Transportation Company, a Delaware corporation, being Successor Mortgagor), recorded in the office of the Recorder of Deeds in and for the County of Madison, in the State of Iowa, on April 9, 1970, in Book 113, at Page 271, as Document No. 479, and in Chattel Index as Financing Statement G-3196.

FOR AND IN CONSIDERATION of the payment of the sum of One Dollar ($1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby RELEASE, REMISE, CONVEY and QUITCLAIM unto ALAN R. DOWNS of R. R. 1, Box 208-A, St. Charles, Iowa 50240, all of the right, title and interest and every claim and demand whatsoever which said Trustee may now have or claim to have acquired in, under, through, or by virtue of said Indenture of Mortgage and Deed of Trust, as supplemented and amended, in and to the property situated in the County of Madison, and the State of Iowa, and described as follows, to wit:

That part of the Northeast Quarter of the Northwest Quarter of Section 22, Township 75 North, Route 26 West of the Fifth Principal Meridian, bounded and described as follows: Commencing at a point on the North line of Orchard Street, distant 150 feet Southeasterly, measured radially, from the center line of the main track 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 Section 22; thence Southwesterly parallel with said original main track center line a distance of 40 feet to the point of beginning of the parcel of land herein described; thence Westerly parallel with the Westerly extension of the North line of said Orchard Street a distance of 335 feet, more or less, to a point distant 150 feet Northwesterly, measured radially, from said original main track center line; thence Southwesterly parallel with said original main track center line to the South line of said Northeast Quarter of the Northwest Quarter of Section 22; thence Easterly along said South line of the Northeast Quarter of the Northwest Quarter of Section 22, a distance of 317 feet, more or less, to a point distant 150 feet Southeasterly, measured at right angles, from said original main track center line; thence Northeasterly parallel with said original main track center line to the point of beginning.

ALSO:

That part of the Southeast Quarter of the Northwest Quarter of Section 22, Township 75 North, Route 26 West of the Fifth Principal Meridian bounded as follows: On the Northeast by the North 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 Southwest 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.

STATE OF IOWA, MADISON COUNTY, ss.
Inst. No. 1239 Filed for Record this 24 day of December 19 86 at 8:46 AM
Book 147 Page 157 Recording Fee 15.00 Mary E. Welty, Recorder By [signature] Deputy

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, M. Rush a Notary Public, duly commissioned and qualified in and for the County and State aforesaid and residing therein, **DO HEREBY CERTIFY** that R. D. Manella and D. Lucas to me personally known and known to me to be, respectively, a Vice President and a Trust Officer of **THE FIRST NATIONAL BANK OF CHICAGO**, a National Banking Association described in and which executed the within and foregoing instrument in writing, and known to me to be the identical persons whose names are subscribed to said instrument, appeared before me this day in person, and being first duly sworn by me, did severally depose and say that R. D. Manella resides in in Glenview, Illinois and that D. Lucas resides in Chicago, Illinois and they severally acknowledged to me that they are, respectively, a Vice President and Trust Officer of said Association; that as such officers they signed, sealed and delivered said instrument in behalf of said Association by authority of its By-Laws as the free and voluntary act and deed of said Association, and as their own free and voluntary act; that they know the seal of said Association; that the seal affixed to said instrument is the seal of said Association; and that said Association executed said instrument for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have thereunto set my hand and affixed my official seal as such Notary Public, at Chicago, Illinois, this 3rd day of December, A.D., Nineteen Hundred and Eighty-Six.

M. Rush
M. Rush NOTARY PUBLIC
In and for the County of Cook in the State of Illinois

My Commission as such Notary Public Expires: JUNE 5, 1989

M. RUSH NOTARY PUBLIC

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

C&NW - Form 2748-A-11
(6/72)

This instrument shall in no manner affect the lien of said Indenture of Mortgage and Deed of Trust, as supplemented and amended, as to the remainder of the property therein described and not hereby specifically released.

IN WITNESS WHEREOF, said **THE FIRST NATIONAL BANK OF CHICAGO,** as Trustee as aforesaid, has caused its name to be signed to this deed of release by a Vice President or by an Assistant Vice President thereunto duly authorized, and its corporate seal to be affixed hereunto and attested by a Trust Officer or by an Assistant Secretary this 3rd day of December, A.D., Nineteen Hundred and Eighty-Six.

THE FIRST NATIONAL BANK OF CHICAGO,
as Trustee as aforesaid,

By _____
R. D. Manella Vice President

ATTEST:

_____
Trust Officer

WITNESSES:
TO THE SIGNATURES OF THE OFFICERS OF
THE FIRST NATIONAL BANK OF CHICAGO:

_____
S. Helmer

_____
J. T. Cahill