REAL ESTATE TRANSFER TAX
DEPARTMENT OF REVENUE
STATE OF IOWA
$1.50
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IND. ✓
REC. ✓
PAGE ✓

FILED NO. 543
BOOK 111 PAGE 345
1975 MAY -1 AM 10:47
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

Compared

INSTRUMENT OF SUBORDINATION

WHEREAS, the State of Iowa, hereinafter called the "State," acting by and through the Iowa State Highway Commission, has undertaken the development of a highway improvement project known as FN-169-3(8)--21-61 in Madison County, Iowa, along and upon U.S. Highway No. 169 pursuant to its statutory authority under Chapters 306 and 306A of the 1975 Code of Iowa; and

WHEREAS, the Amoco Oil Company, a Maryland corporation, with offices at Shawnee Mission, Kansas, hereinafter called the "Company," holds certain pipeline easement interests for transportation of oil, gas or the products thereof through the SE¼ of Section 23, T75N, R28W of the 5th P.M., Madison County, Iowa, portions of which lie within the limits of highway right of way for said Project; and

WHEREAS, it is necessary for the State to acquire, extinguish or subordinate the Company's interest in real estate so owned and occupied in said location and as hereinafter more particularly described to assure good and sufficient ownership by the State of said highway as required by law:

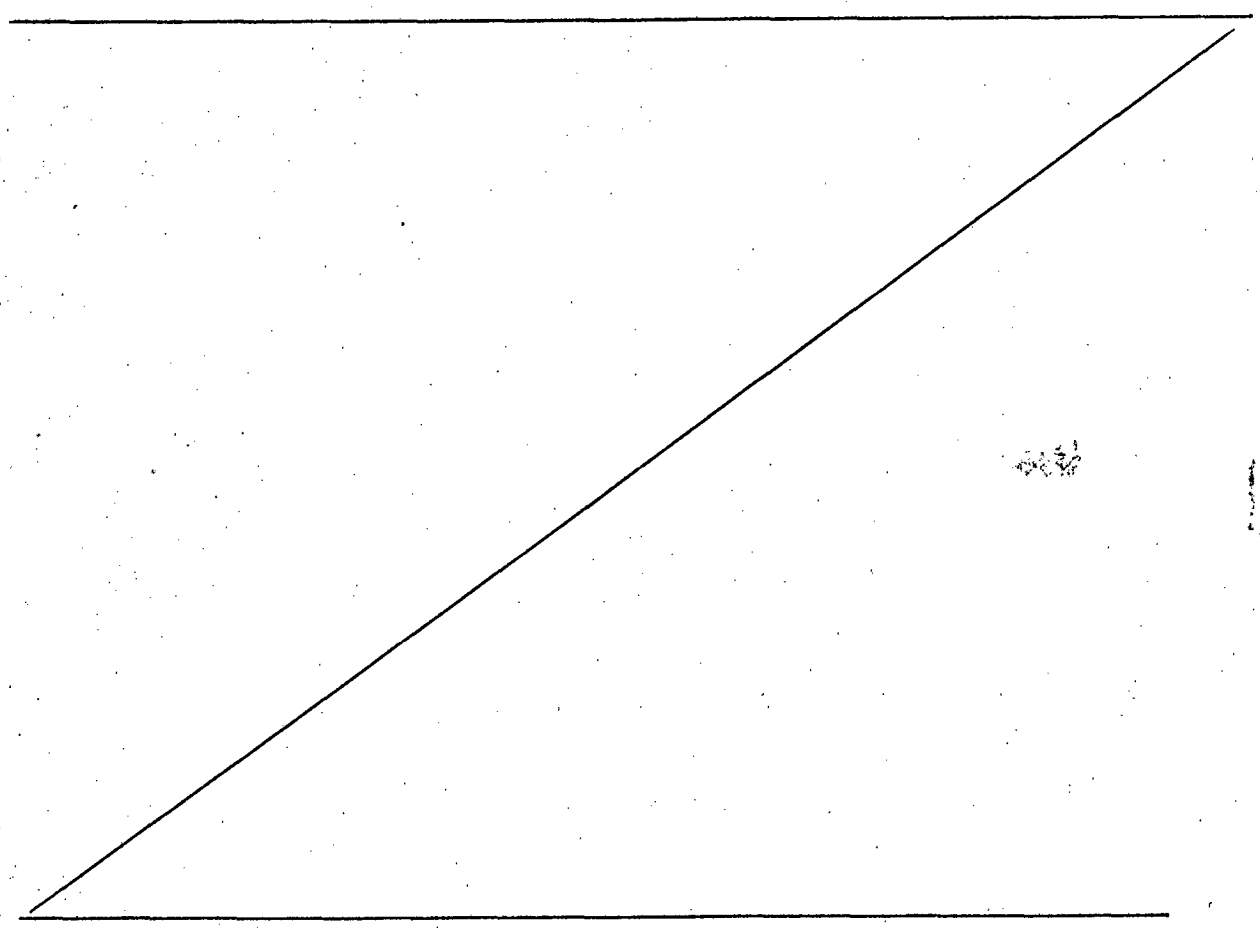
NOW, THEREFORE, the Company, for and in consideration of the sum of One and No/100 ---------- ($1.00) Dollar, and other valuable consideration in hand paid by the State, receipt of which is hereby acknowledged, by these presents does hereby permanently subordinate all of its right, title and interst in and to the lands hereinafter described to the perpetual right, power and privilege of the State, its successors and assigns to use and occupy said lands for highway pruposes, including the right to construct, operate and maintain thereon those highway facilities deemed necessary or desirable by the Iowa State Highway Commission, and it is understood and intended that the right, title and interest of the State shall be and remain superior at all times and in every particular and respect to the corresponding right, title and interest of the Company; provided, however, that the Company reserves

to itself, its successors and assigns, all such rights, interests and privileges as may be used and enjoyed without interfering with the paramount right of the State to construct, operate and maintain highway facilities, including but not limited to, the right to construct, operate and maintain pipeline facilities and appurtenances on said real estate and the right to construct, operate and maintain additional pipeline facilities and appurtenances across said premises, provided such work does not interfere with such highway construction, operation and maintenance by the State; and the Company further will obtain and deliver to the State releases from all liens and encumbrances upon said right, title and interest of the Company to be subordinated to the State.

SAID LANDS ARE DESCRIBED AS FOLLOWS:

All that part of the right of way acquired by the State of Iowa for U.S. Highway No. 169 by the following Instrument of Record in the Office of the Madison County Recorder, Winterset, Iowa.

Warranty Deed (H. C. Flint et al., Grantor, Parcel No. 35) recorded January 2, 1975, in Book 104, Page 491, as Instrument No. 1, being a part of the W½ SE¼ of Section 23, T75N, R28W of the 5th P.M., Madison County, Iowa.



IN WITNESS WHEREOF, the Company has caused this Instrument to be duly executed by its Division Manager - Transportation Department and its corporate seal affixed hereto this 27 day of March, A.D., 1975.

AMOCO OIL COMPANY

N. F. Tietze

Division Manager
Transportation Department
N. F. Tietze

ATTEST:

By Nancy Hartman
ASSISTANT Secretary
Nancy Hartman

CORPORATE ACKNOWLEDGEMENT

STATE OF Ill.)
) SS
COUNTY OF Cook)

On this 27th day of March, A.D., 1975, before me, a Notary Public in and for said County, personally appeared N. F. Tietze, to me personally known, who being by me duly sworn did say that he is Division Manager - Transportation Department, of said corporation, that the seal affixed to said instrument is the seal of said corporation and that said instrument was signed and sealed on behalf of the said corporation by authority of its Board of Directors and the said Tietze acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

Patricia Korzeniewski
Notary Public
Patricia Korzeniewskr

My Commission expires:
Sept. 8 1978