P-9900-G

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), as supplemented and amended, including that certain Sixth Supplemental Indenture dated as of March 31, 1970, 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, on Page 271, as Document No. 479, Chattel Index No. - Financing Statement G-3196.

FOR AND IN CONSIDERATION of the payment of the sum of One Dollar ($1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, does hereby RELEASE, REMISE, CONVEY and QUITCLAIM unto CITY OF ST. CHARLES, IOWA -

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, Range 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 across said Section 22; thence Northeasterly parallel with said original main track center line a distance of 60 feet to the point of beginning of the parcel of land herein described; thence Southwesterly parallel with said original main track center line a distance of 100 feet; thence Westerly parallel with the North line, extended, of said Orchard Street, a distance of 110 feet, more or less, to a point distant 50 feet Southeasterly, measured radially, from the center line of the main track of the Chicago and North Western Transportation Company (formerly the Chicago Great Western Railway Company), as said main track is now located; thence Northeasterly parallel with said last described main track center line a distance of 100 feet, more or less, to a point on a line drawn parallel with the North line (extended) of said Orchard Street, through the point of beginning; thence Easterly along said last described parallel line a distance of 110 feet, more or less, to the point of beginning. ———

Compared

589

FILED NO. _____
BOOK 130 PAGE 150

1978 SEP 15 PM 4:46

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

Fee $9.00

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 23rd day of August, A.D., Nineteen Hundred and Seventy-eight.

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

By _____
J. R. Grimes Vice President

ATTEST:

_____
J. H. Schmeltzer Trust Officer

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

_____
R. E. SCHUTEN

_____
R. C. Kech

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

I, C. Szarzynski a Notary Public, duly commissioned and qualified in and for the County and State aforesaid and residing therein, DO HEREBY CERTIFY that J. R. Grimes and J. H. Schmeltzer 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 J. R. Grimes resides IN CHICAGO, ILLINOIS and that J. H. Schmeltzer resides IN CHICAGO, ILLINOIS and they severally acknowledged to me that they are, respectively, a Vice President and a 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 hereunto set my hand and affixed my official seal as such Notary Public, at Chicago, Illinois, this 23rd day of August A.D., Nineteen Hundred and Seventy-eight.

NOTARY PUBLIC SZARZYNSKI C. ILL. 1905

C. Szarzynski NOTARY PUBLIC
In and for the County of Cook in the
State of Illinois

My Commission as such
Notary Public Expires: NOV 23 1981

This document was prepared by Chicago and North Western Transportation Company, 400 West Madison Street, Chicago, Illinois 60606.