CGW (6/72)

P-9900-G

RELEASE

THIS INDENTURE OF RELEASE, made this 15th day of August, 19 78, between MORGAN GUARANTY TRUST COMPANY OF NEW YORK, a corporation, as trustee under the mortgage hereinafter mentioned (hereinafter called "Trustee"), and CHICAGO AND NORTH WESTERN TRANSPORTATION COMPANY, a Delaware corporation (hereinafter called "Company"),

WITNESSETH:

WHEREAS, in connection with the merger on April 24, 1959, of J. P. Morgan & Co., Incorporated into Guaranty Trust Company of New York, the corporate name of Guaranty Trust Company was changed to Morgan Guaranty Trust Company of New York; and

WHEREAS, the CHICAGO GREAT WESTERN RAILWAY COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Illinois, by a mortgage dated as of the first day of January, 1938, recorded in the office of Recorder of Deeds , in the County of Madison , and in the State of Iowa , on the 25th day of February, 1941, in Book 93 , at page 189 , for the consideration therein named, and to secure the payment of the principal and interest of the bonds therein specified, did convey unto the Trustee certain property, of which the property hereinafter described is a part; and

WHEREAS, the Company, the successor to CHICAGO GREAT WESTERN RAILWAY COMPANY, has requested the Trustee to release from the lien of said mortgage and all indentures supplemental thereto, the property hereinafter described in order that the Company may carry out a sale or exchange thereof, and has delivered to the Trustee the papers required by Section 3 of Article Ten of said mortgage;

NOW THEREFORE, under and by virtue of the authority granted in Article Ten of said mortgage, and in consideration of the premises, the Trustee does hereby release from the lien of said mortgage and all indentures supplemental thereto, the property situated in the County of Madison, and the State of Iowa described as follows, to wit:

Compared ,

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MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA

fee 12.00

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.

TO HAVE AND TO HOLD the above released property unto the Company, its successors and assigns, forever, free, clear and discharged of and from all liens and claims under and by virtue of said mortgage and any indentures supplemental thereto.

This indenture shall operate only as a release and quitclaim of the property herein specifically described; and, as to the remaining property described in said mortgage and subject to the lien thereof, including all property, rights and interests reserved to the Company in this release, said mortgage shall remain in full force and effect.

The recitals herein are made in behalf of the Company, and the Trustee assumes no responsibility therefor, except with respect to the change of the Trustee's corporate name to Morgan Guaranty Trust Company of New York.

IN WITNESS WHEREOF, the Trustee, as trustee under said mortgage, has caused these presents to be signed by a Trust Officer and its corporate seal to be affixed hereunto and attested by an Assistant Secretary on the day and year first above written.

MORGAN GUARANTY TRUST COMPANY OF NEW YORK
Trustee

By _____
P. J. Crooks Trust Officer

ATTEST:

_____
Henry J. Christy Assistant Secretary

Signed, Sealed and Delivered in the presence of:

_____
Bryan R. Calder

_____
J. M. Sullivan

STATE OF NEW YORK)
) SS.
COUNTY OF NEW YORK)

I, Maureen McShane, a Notary Public in the State aforesaid, DO HEREBY CERTIFY that P. J. Crooks, personally known to me to be a Trust Officer of Morgan Guaranty Trust Company of New York, a New York corporation, and Henry J. Christy, personally known to me to be an Assistant Secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Trust Officer and Assistant Secretary, appeared before me this day in person, and, being by me duly sworn, severally said and acknowledged that they are a Trust Officer and an Assistant Secretary, respectively, of said corporation, that they signed and delivered said instrument as Trust Officer 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, and that the seal affixed to said instrument is the corporate seal of said corporation.

GIVEN under my hand and notarial seal this 18th day of August A.D. 1978.

Maureen McShane
NOTARY PUBLIC
In and for the County of New York
in the State of New York

MAUREEN McSHANE
NOTARY PUBLIC, State of New York
No. 24-4649500
Qualified in Kings County
Certificate Filed in New York County
Commission Expires March 30, 1979

My Commission as such
Notary Public Expires: _____

MAUREEN McSHANE NOTARY PUBLIC STATE OF NEW YORK

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