Subscribed in my presence and sworn to before me by the said H. C. Fosher, affiant, this 1st day of March, A. D., 1954. COMPARED Pearl E. Shetterly Clerk of Court
(DISTRICT COURT SEAL) in and for Madison County, Iowa.

The First Natl. Bank of the City of New York, Corp. Trustee To Jacob M. Ford, II, Indiv. Trustee — #1274 — Fee $ 3.00 VGH — Filed for record the 2 day of March A. D. 1954 at 10:00 o'clock A. M. Wilma M. Wade, Recorder

APPOINTMENT OF JACOB M. FORD II, AS INDIVIDUAL TRUSTEE
UNDER THE CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY'S
FIRST AND REFUNDING MORTGAGE, DATED FEBRUARY 1, 1921,
IN SUCCESSION TO GEORGE E. PORTER, DECEASED.

KNOW ALL MEN BY THESE PRESENTS: That, Whereas, Chicago, Burlington & Quincy Railroad Company did execute and deliver to The First National Bank of the City of New York and Frazier L. Ford, as Trustees, its First and Refunding Mortgage, dated February 1, 1921; and

WHEREAS, the said Frazier L. Ford, the Individual Trustee named in said Mortgage, died on April 10, 1947, and George E. Porter was thereafter duly appointed as successor Individual Trustee; and

WHEREAS, the said George E. Porter, successor Individual Trustee under said Mortgage, died on January 14, 1954, and, by Section 3, Article Thirteen, of said Mortgage, it is provided that the Corporate Trustee, by an instrument in writing, may appoint a successor to such Individual Trustee; and

WHEREAS, pursuant to resolution of the Board of Directors of said The First National Bank of the City of New York, duly adopted at a meeting called and held on the 13th day of January, 1953, the undersigned Trust Officer, among others, is authorized to act on behalf of said The First National Bank of the City of New York, as Corporate Trustee under such First and Refunding Mortgage, to fill the vacancy in the office of the Individual Trustee under said First and Refunding Mortgage;

THIS INSTRUMENT WITNESSETH: That The First National Bank of the City of New York, Corporate Trustee under the Chicago, Burlington & Quincy Railroad Company's First and Refunding Mortgage, dated February 1, 1921, pursuant to the provisions of Section 3, Article Thirteen, of said Mortgage, hereby appoints Jacob M. Ford, II, a resident of the City of St. Joseph, in the State of Missouri, as Individual Trustee under said First and Refunding Mortgage, to fill the vacancy in the office of Individual Trustee created by the death of George E. Porter, successor Individual Trustee, to act as such Individual Trustee under said First and Refunding Mortgage, with like effect as if originally named as Trustee therein.

IN WITNESS WHEREOF, The First National Bank of the City of New York has caused these presents to be signed with its corporate name by its Trust Officer, and its corporate seal to be hereon impressed and attested by its Assistant Cashier, thereunto duly authorized, as of the 25th day of January, 1954.

(CORPORATE SEAL) THE FIRST NATIONAL BANK OF THE CITY OF NEW YORK,
Attest: S. W. Davidson, Jr. Corporate Trustee
S. W. Davidson, Jr. Assistant Cashier By Floyd D. Frost Trust Officer
Witnesses to Signatures: Floyd D. Frost
V. Gardner V. Gardner
N. L. Walter N. L. Walter

STATE OF NEW YORK County of New York) ss.

Be it remembered, that on this 8th day of February, A. D. 1954, before me, a Notary Public in and for said County and State, personally appeared Floyd D. Frost, Trust Officer of The First National Bank of the City of New York, a corporation created and existing under the laws of the United States of America, personally known to me to be the same person whose name is subscribed to, and who executed the foregoing instrument as Trust Officer, who, being by me duly sworn, says that he is Trust Officer of The First National Bank of the City of New York, Trustee, and that he knows the corporate seal of said Company; that the seal affixed to the foregoing instrument is the corporate seal of said Company; that it

was affixed by order of The First National Bank of the City of New York, Trustee; that said instrument was signed and sealed by him in behalf of said corporation as Trust Officer of said Company; and the said Floyd D. Frost acknowledged said instrument, and that it was the voluntary act and deed of The First National Bank of the City of New York, Trustee, and that he as Trust Officer signed, sealed and delivered said instrument as the free and voluntary act and deed of The First National Bank of the City of New York, Trustee, and as his own free and voluntary act and deed as Trust Officer, for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 8th day of February, A. D. 1954.

Edna Veith Notary Public
EDNA VEITH Notary Public for the State of New York
Qualified in New York County No. 31-4092750
Commission Expires March 30, 1955

(Notarial Seal)

ACCEPTANCE OF APPOINTMENT AS SUCCESSOR INDIVIDUAL TRUSTEE
UNDER THE CHICAGO, BURLINGTON & QUINCY RAILROAD COMPANY'S
FIRST AND REFUNDING MORTGAGE, DATED FEBURARY 1, 1921.

WHEREAS, Frazier L. Ford, Individual Trustee under the First and Refunding Mortgage of the Chicago, Burlington & Quincy Railroad Company to The First National Bank of the City of New York and Frazier L. Ford, as Trustees, dated February 1, 1921, died on April 10, 1947, and George E. Porter was thereafter duly appointed and qualified as Individual Trustee in succession to the said Frazier L. Ford; and

WHEREAS, the said George E. Porter, successor Individual Trustee under said Mortgage, died on January 14, 1954; and

WHEREAS, said The First National Bank of the City of New York, Corporate Trustee under said First and Refunding Mortgage, pursuant to the provisions of Section 3, Article Thirteen, of said Mortgage, by an instrument in writing, has duly appointed and designated Jacob M. Ford, II, a resident of the City of St. Joseph, in the State of Missouri, to act as Individual Trustee under said Mortgage, in succession to the said George E. Porter, deceased; and

WHEREAS, it is provided by said Section 3, Article Thirteen, of said First and Refunding Mortgage, that any new Trustee appointed thereunder shall execute, acknowledge and deliver to his co-trustee and to the Railroad Company, an instrument accepting such appointment thereunder, and that thereupon such new Trustee, without any further act, deed or conveyance, shall become vested with all the estates, properties, rights, powers and trusts of his predecessor in the trusts thereunder with like effect as if originally named as Trustee therein;

NOW, THEREFORE, THIS INSTRUMENT WITNESSETH: That the said Jacob M. Ford, II, does hereby accept such appointment and execute, acknowledge and deliver to The First National Bank of the City of New York, and to the Chicago, Burlington & Quincy Railroad Company, his acceptance of such appointment as Individual Trustee in succession to the said George E. Porter, deceased, as aforesaid, and agrees to be bound by all the conditions and trusts declared in said First and Refunding Mortgage as fully as if originally named as Trustee therein.

IN WITNESS WHEREOF, the said Jacob M. Ford, II, has hereunto set his hand and seal as of the 25th day of January, 1954.

Jacob M. Ford
Individual Trustee
Jacob M. Ford, II

Sealed and delivered in the presence of:
Shirley Connett Shirley Connett
Walter Connett Walter Connett

STATE OF MISSOURI County of Buchanan) ss.

I, Lois McKinley, Notary Public in and for said County, in the State aforesaid, do hereby certify that Jacob M. Ford, II, Trustee, personally known to me to be the same person whose name is subscribed to the foregoing instrument, as Trustee, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument as his

free and voluntary act as such Trustee, and as his own free and voluntary act, for the uses and purposes therein set forth.

NOTARIAL SEAL

GIVEN under my hand and seal this 10th day of February, A. D. 1954.

Lois McKinley Notary Public
My Commission expires July 28, 1957.

M. G. Bacon
To
The Public

#1301
Fee $1.00 VGB

Filed for record the 3 day of March A. D. 1954 at 3:45 o'clock P. M.
Wilma M. Wade, Recorder

AFFIDAVIT

State of Iowa, Union County, ss.

I, M. G. Bacon, a resident of said State and County, being sworn, depose and say as follows:

That I am well and personally acquainted with the Ross Farlin who is named as one of the grantors in a certain warranty deed dated Apr. 9, 1947, filed for record on July 18, 1947, and recorded in Deed Record 82, page 402, of Madison County, Iowa, records, which conveyed to Floyd L. Smith and Velma L. Smith, husband and wife, an undivided 2/3 interest in and to the S½ NE¼ of Section 30, in Township 74 North, of Range 28 West of the 5th P. M., in Madison County, Iowa, and know that if his name appears as Rose Farlin in the last will and testament of his father, Lewis Farlin, whether in the original record of said will, or in the transcript of said will as filed in the office of the Clerk of the District Court of Madison County, Iowa, on June 24, 1947, such spelling of his name is an error, either on the part of the person who prepared said will or on the part of the person who prepared such transcript. That Ross Farlin, said grantor, and Rose Farlin, said devisee, are one and the same person.

That I am in no way interested.

M. G. Bacon

Subscribed in my presence and sworn to before me by the said affiant, M. G. Bacon, this 27th day of February, A. D. 1954.

NOTARIAL SEAL

Clyde M. Thompson Notary Public
within and for Union County, Iowa.

E. E. Reimann
To
The Public

#1362
Fee $1.00 VGB

Filed for record the 6 day of March A. D. 1954 at 10:45 o'clock A. M.
Wilma M. Wade, Recorder

AFFIDAVIT

State of Iowa, Madison County, ss.

I, E. E. Reimann, a resident of said State and County, being sworn, depose and say as follows:

That I am a son of the Anna Reimann who was the grantor in a certain warranty deed to Wm. McCleeary which is dated Apr. 18, 1905, was filed for record on Aug. 3, 1905, and is of record at page 316 of Deed Record 47, of the records of Madison County, Iowa.

That the said Anna Reimann died, testate, on or about Feb. 14, 1930, and her estate was probated at No. 3576 Probate of the District Court of Madison County, Iowa.

That Sarah Young, a daughter of the said Anna Reimann, deceased, departed this life in the year 1944, leaving no surviving spouse, and leaving as her sole and only heir at law, her daughter, Edna Mae Bailey.

That John F. Reimann, a son of the said Anna Reimann, departed this life in the year 1945, leaving surviving him his widow, Bessie Reimann, who died in the year 1947, never having remarried, and that the sole and only heirs at law of the said John F. Reimann and Bessie Reimann were Chas. E. Reimann and Paul E. Reimann, sons, and Bernice M. Reimann, a daughter.

That the grantors in that certain quitclaim deed to James J. Mulvihill, Jr. and Alice Patricia Mulvihill which is dated Feb. 18, 1953, was filed for record on Dec. 24, 1953, and is of record at page 379 of Deed Record 86, of said records, were each of full age and under no legal disability at the time of their execution of said quit claim deed.