

Deed Record, No. 66.

Chicago, Rock Island and Pacific) Filed for record the 26th day of June A.D.,
 Railway Company) Grant of Right 1926 at 3:30 o'clock P.M.
 to) (of Way for Public Highway. Gladys B. DeVault, Recorder.
 Madison County) #1492 Fee \$1.00 ✓

THIS INDENTURE WITNESSETH: That The Chicago, Rock Island and Pacific Railway Company, a corporation organized and existing under and by virtue of the laws of the State of Illinois and Iowa, for and in consideration of the sum of Four Hundred Fifty and No/100 (\$450.00) Dollars, paid by the County of Madison, Iowa, receipt of which is hereby acknowledged, does by these presents hereby grant, convey and dedicate, subject to the terms and restrictions hereinafter set forth, to the public, forever, for the purpose of a public highway and for no other purpose, a right of way upon, over and across the following described tract of land, situated in the County of Madison and State of Iowa, to-wit:

Beginning at the point of intersection of the east line of Township Road, (center line of said Township Road being the west line of Section Twenty-seven (27), Township Seventy-six (76) North, Range Twenty-six (26) West) with The Chicago, Rock Island and Pacific Railway Company's northerly right of way line; thence in an easterly direction along said Railway Company's northerly right of way line Twenty-six Hundred and Eight (2608) feet to the point of intersection of the north and south center line of Section Twenty-seven (27), Township Seventy-six (76) North, Range Twenty-six (26) West, with said Railway Company's northerly right of way line; thence westerly on a straight line to a point opposite Engineer's Profile Station Seventeen Hundred Forty-one plus Eighty-seven (1741+87) and Twenty five (25) feet distant northerly at right angles from the center line of said Railway Company's main track; thence westerly on a straight line to said point of beginning, containing 0.75 acres, more or less. Also, Beginning at a point on The Chicago, Rock Island and Pacific Railway Company's right of way line at the intersection of the north and south center line of the Northeast quarter (NE $\frac{1}{4}$) of Section Twenty-five (25), Township Seventy-six (76) North, Range Twenty-six (26) West, and the South line of First Street as now located in the Town of Bevington, County of Madison, State of Iowa; thence easterly along the South line of First Street One Hundred Ninety-six (196) feet, more or less, to the east line of the proposed highway; thence southwesterly along said easterly line of proposed highway to intersection of the said north and south center line of the Northeast quarter (NE $\frac{1}{4}$) of Section Twenty-five (25), Township Seventy-six (76) North, Range Twenty-six (26) West, and said easterly line of the proposed highway; thence northerly along said south center line of the Northeast quarter (NE $\frac{1}{4}$) of Section Twenty-five (25), Township Seventy-six (76) North, Range Twenty-six (26) West Two Hundred Forty (240) feet, more or less to said point of beginning, containing 0.53 of an acre, more or less.

It is expressly understood and agreed that the above mentioned tract of land is now being used by said Railway Company as a right of way for its railway and tracks, and that this use and control shall continue forever, and that no interest, right or title, to the said tract of

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Koch Brothers, Inc., Des Moines 19976

land shall pass by this instrument, except the bare right to construct and maintain a public highway at the point and within the limits herein designated, and, except, for the use of said highway as such by the public, title and control of said Railway Company to and over said tract of land shall remain exclusive and absolute, and nothing in this instrument is intended to prohibit, prevent or restrict the right of way of said Railway Company, its successors or assigns, from constructing, maintaining or operating over, upon and across the tract of land herein dedicated, such other tracks as it or they may from time to time deem to be necessary or convenient, in the operation and conduct of its business as a common carrier.

Upon three (3) days' notice to the Division Superintendent of said Railway Company, now located at Des Moines, Iowa, the County Highway Engineer, or any county or state highway official having authority as to highways, and his representatives, engineers, agents, contractors and employes, are hereby authorized to enter upon the tract of land hereinabove described for the purpose of building and constructing said proposed highway.

IN WITNESS WHEREOF, The Chicago, Rock Island and Pacific Railway Company has caused these presents to be executed by its proper officers thereunto duly authorized, and its corporate seal to be hereunto affixed this 4th day of May, 1926.

(CORPORATE SEAL)

THE CHICAGO, ROCK ISLAND AND PACIFIC
RAILWAY COMPANY.

ATTEST: Carl Nyquist, Secretary.

By L. C. Fritch, Vice President

STATE OF ILLINOIS, COUNTY OF COOK, SS: On this 4th day of May A.D. 1926, before me appeared L.C.Fritch and Carl Nyquist, to me personally known, who being by me duly sworn did say that they were, respectively, the Vice President and Secretary of The Chicago, Rock Island and Pacific Railway Company, and that the seal affixed to said instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors, and said L.C.Fritch and Carl Nyquist acknowledged the said instrument to be the voluntary act and deed of said corporation.

W. Vanderpool
Notary Public in and for Cook County, Illinois.
My commission Expires: October 27, 1926.

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| <p>NOTARIAL SEAL</p> |
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