Forbes Air Force Base Auxiliary Site "G"
Tra Nos A-101, A-101E1, A-101E-2, A-101E-3,
A-101E-4, and A-101E-5

74538 BOOK 126

PARTIAL RELEASE AND SUBORDINATION AGREEMENT

Whereas, the Prudential Insurance Company of America, Newark, New Jersey, is the owner of a certain mortgage dated 7 January 1959, and filed for record in Douglas County, Kansas, on 12 January 1959, in Book 120, Page 491, and re-corded on 2 February 1959, in Book 140, Page 622, for the purpose of showing corrected acknowledgment, and

Whereas, the United States of America is acquiring from the owners thereof, Alvin E. Heinen, Julia V. Heinen, and Jeannette Heinen, fee simple title to the following-described tract of land; therefore, the Prudential Insurance Company hereby releases and discharges all its rights under said mortgage as to the following-described property, to-wit:

A tract of land situated in the NW¼ of Section 12, Township 15 South, Range 18 East of the Sixth Principal Meridian, Douglas County, Kansas, more particularly described as follows:

Beginning at a point on the north line of said NW¼ of Section 12, said point being 1315 feet west of the northeast corner of said NW¼; thence southerly at right angles to said north line, 250 feet; thence westerly at right angles to the right, 720 feet; thence northerly at right angles to the right, 250 feet to said north line of the NW¼; thence easterly along said north line of the NW¼, 720 feet to the point of beginning, containing 4.13 acres, more or less.

and whereas, the United States of America is acquiring from the owners thereof, Alvin E. Heinen, Julia V. Heinen, and Jeannette Heinen, a perpetual and assign-able easement and right-of-way for the exclusive use of the Government and its assigns to locate, construct, operate, maintain, and repair a roadway in, upon, over, and across the following-described tract of land; together with the right to trim, cut, fell, and remove therefrom all trees, underbrush, obstruction, and any other vegetation, structures, or obstacles within the limits of the right-of-way. The Prudential Insurance Company hereby subordinates its rights under the above-described mortgage to the rights of the United States of America on the following-described property:

The north 50 feet of the east 1315 feet of the NW¼ of Section 12, Township 15 South, Range 18 East of the Sixth Principal Meridian, Douglas County, Kansas, containing 1.51 acres, more or less.

and whereas, the United States of America is also acquiring from the owners thereof, Alvin E. Heinen, Julia V. Heinen, and Jeannette Heinen, a temporary easement and right-of-way for a period not to exceed eighteen months, in, over, and across the following-described tract of land for the purpose of construction and/or alteration, storage of materials and equipment, removing borrow material and/or of depositing waste material thereon in connection with the construction, operation, and maintenance of Forbes Air Force Base Auxiliary Site "G" Project; together with the right to trim, cut, fell, and remove timber, underbrush, and other vegetation, structures, and any other obstructions or obstacles; with the further right to locate, relocate or re-place in kind any or all replaceable structures. The Prudential Insurance Company hereby subordinates its rights under the above-described mortgage to the rights of the United States of America on the following-described property:

A tract of land situated in the NW¼ of Section 12, Township 15 South, Range 18 East of the Sixth Principal Meridian, Douglas County, Kansas, more particularly described as follows: