

43521 BOOK 99

## RELEASE

This release made this 21st day of November, 1950, by COMMERCE TRUST COMPANY, (some times referred to as the "Corporate Trustee"), a corporation duly organized and existing under the laws of the State of Missouri, and DALE W. McNEAL, of the County of Johnson, State of Kansas, (hereinafter referred to as the "Individual Trustee"), to KANSAS CITY, KAW VALLEY RAILROAD, INC., a corporation duly organized and existing under the laws of the State of Kansas.

## WITNESSETH:

WHEREAS, to secure certain bonds of Kansas City, Kaw Valley Railroad, Inc., issued by Kansas City, Kaw Valley Railroad, Inc., a corporation, executed and delivered to Commerce Trust Company and Dale W. McNeal as trustees, that said indenture and mortgage deed of trust dated September 1, 1941, which was recorded in the office of the Register of Deeds in Douglas County, Kansas, in Mortgage Record Book 88 at Page 44; and

WHEREAS, The Commerce Trust Company, a corporation, and Dale W. McNeal are, under the terms of said Indenture, "Trustees" thereof, and as such are, under the terms of said Indenture, designated to take the hereinafter described action; and

WHEREAS, pursuant to the terms of said Indenture Commerce Trust Company and Dale W. McNeal as trustees aforesaid have been requested to release the property hereinafter described from the lien of said Indenture and the Indenture authorizes the execution of this release;

NOW, THEREFORE, in consideration of the premises, the other good and valuable consideration, receipt of which is hereby acknowledged, Commerce Trust Company and Dale W. McNeal as trustees aforesaid, do hereby quit claim and release unto said Kansas City, Kaw Valley Railroad, Inc., a Kansas corporation, its successors and assigns, the following described real property and personal property and premises situated in Douglas County, State of Kansas, to-wit:

"A strip of land Sixty (60) feet wide lying in the Southeast Quarter of the Northeast Quarter of Section Twenty-eight (28), Township Twelve (12), Range Twenty (20), described as follows: Beginning at a point approximately Fifty (50) feet North of the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section Twenty-eight (28), Township Twelve (12), Range Twenty (20), thence due West to a point approximately Fifty (50) feet North of the Southwest corner of the Southeast Quarter of the Northeast Quarter of Section Twenty-eight (28), Township Twelve (12), Range Twenty (20), meaning to describe a strip of land Sixty (60) feet wide lying North of and adjacent to the County Road, containing Two (2) acres more or less."