

WAIVER OF PRIORITY OF MORTGAGE

For and in consideration of the sum of One Dollar (\$1.00) to it paid, the receipt of which is hereby acknowledged and other valuable considerations, The City National Bank and Trust Company of Kansas City, the holder of a mortgage given by Warren Zimmerman and Nelle W. Zimmerman, his wife, Richard G. Zimmerman and Gertrude N. Zimmerman, his wife, and William T. Nichols and Martha V. Nichols, his wife, to City Bond and Mortgage Company of Kansas City, Missouri dated September 30 1949, recorded September 14, 1949, in Book 96, Page 289 in the office of the Register of Deeds of Douglas County, Kansas and subsequently assigned to The City National Bank and Trust Company of Kansas City, does hereby waive the priority of said mortgage in favor of an easement granted to The Lawrence Industrial Development Company, Inc. by said mortgagees for right-of-way for railroad over the following described land:

All that part of the Southeast Quarter of the Southeast Quarter of Section 6, T. 13 S., R. 20 E. of the Sixth Principal Meridian, Douglas County, Kansas, described as follows: Commencing at the intersection of the North line of said quarter quarter section with the easterly property line of The Atchison, Topeka and Santa Fe Railway Company (Same being 50 feet easterly of, measured at right angles to and parallel to the center line of main track of said Railway Company); thence southerly along said property line 381 feet; thence east parallel to the North line of said quarter quarter section 126.5 feet to point of beginning, being a point 378.7 feet south of, measured at right angles to the North line of said quarter quarter section; thence north 107 feet more or less to the center line of present industry track; thence northwesterly along said center line of present industry track to said easterly property line of The Atchison, Topeka and Santa Fe Railway Company; thence southerly along said property line 60 feet; thence southeasterly in a straight line to point of beginning; except the portion thereof occupied by present industry track; tract of land described containing 0.17 of an acre of land more or less, and

All that part of the southeast Quarter of the Southeast Quarter of Section 6, Township 13, South, Range 20 East of the Sixth Principal Meridian, Douglas County, Kansas, described as follows: Commencing at the intersection of the north line of said quarter quarter section with the easterly property line of The Atchison, Topeka and Santa Fe Railway Company (same being 50 feet easterly of, measured at right angles to and parallel to the center line of main track of said Railway Company); thence southerly along said property line 381 feet; thence east parallel to the north line of said quarter quarter section 126.5 feet to point of beginning, being a point 378.7 feet south of, measured at right angles to the north line of said quarter quarter section; thence east 100 feet more or less to the center line of present industry track; thence northwesterly along center line of present industry track to a point 107 feet more or less north of point of beginning; thence south 107 feet more or less to point of beginning, excepting the portion thereof occupied by present industry track. Tract of land described containing 0.12 of an acre of land more or less, and