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4379

**GENERAL WARRANTY DEED**  
(Following Kansas Statutory Warranty Form)

APR 2 2006

This 31 day of March, 2004

Harry N. Pierce and Dorothy J. Pierce, husband and wife

CONVEY(S) AND WARRANT(S) TO

Dennis G. Franz and Rita A. Franz, Trustees of the Dennis G. Franz and Rita A. Franz Revocable Trust, dated August 1, 2003

their heirs and assigns, all the following described REAL ESTATE in the County of Marion State of Kansas, to-wit:

See Attached EXHIBIT A for Legal Description

Entered in Transfer Record in my office  
this 31<sup>st</sup> day of March, A.D. 2004

Carol A. Maggard  
by Rose A. Junk, County Clerk  
Day



898  
State of Kansas, Marion County, ss:

This instrument was filed for record on the  
31 day of March, 2004  
at 11<sup>45</sup> o'clock AM, and duly recorded  
in book 389 page 683

Ray M. Malone  
Register of Deeds  
rec fee 4<sup>00</sup> 8<sup>00</sup> mp

for the sum of One Dollar and other Valuable Consideration

EXCEPT AND SUBJECT TO:

Easements, Restrictions and Reservations of record, if any.

Original compared with record.

Harry N. Pierce  
Harry N. Pierce

Dorothy J. Pierce  
Dorothy J. Pierce

STATE OF KANSAS, Marion COUNTY, ss.

BE IT REMEMBERED, That on this 26 day of March, A.D. 2004,  
before me, the undersigned, a Notary Public in and for the County and State aforesaid, came:

Harry N. Pierce and Dorothy J. Pierce, husband and wife

who is/are personally known to me to be the same person(s) who executed the within Instrument of writing and such person(s) acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal, the day and year last above written.

Term Expires: Sept. 3, 2007

Charles Kennedy Notary Public

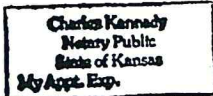


EXHIBIT A

2 parts of the Southeast ¼ of Section 9,  
Township 20 South,  
Range 4 East of the 6<sup>th</sup> P.M.,  
Marion County, Kansas,  
more particularly described as follows, to-wit:

Beginning at a point 750 feet North 63°27' East, thence 150 feet North 26°33' West of the Southwest corner of the Southeast ¼ of Section 9-20-4; thence right 90° 50 feet, thence 90° left 100 feet, thence 90° left 50 feet, thence 90° left 100 feet to point of beginning, same being Lot 5, Schlotthauer Subdivision No. 2A, Marion County, Kansas

AND

Beginning at a point 800 feet North 63°27' East, thence 150 feet North 26°33' West of the Southwest corner of the Southeast ¼ of Section 9-20-4; thence right 90° 50 feet; thence left 90° 100 feet, thence left 90° 50 feet, thence left 90° 100 feet to point of beginning, same being Lot 6, Schlotthauer Subdivision 2A, Marion County, Kansas

Grantors further convey to Grantees, all the right, title and interest in a perpetual easement as conveyed by Quit Claim Deed dated September 21, 1948, and recorded in Book 236, Page 619, in the Office of Register of Deeds, Marion County, Kansas, described therein as follows: Beginning at a point 725 feet North 63°27' East of the Southwest corner of the Southeast ¼ of Section 9-20-4; thence left 90° 125 feet, thence 90° left 200 feet, thence 90° 25 feet, thence 90° right 757 feet to center of draw, thence right down center of draw approximately 31 feet, thence 90° right 144 feet, thence left 90° 125 feet, thence 90° right 25 feet, thence 90° right 50 feet, thence left on a 50 foot radius curve, thence South 26°27' West 250 feet, thence left on a 50 foot radius curve, thence South 26°33' East 50 feet, thence 90° right 25 feet to point of beginning, for the use, benefit and enjoyment by said Grantees, their heirs, successors and assigns for ingress and egress to said above tracts of land herein described in common with such other Grantees.