

## RIGHT-OF-WAY AND EASEMENT

This agreement made this 27<sup>th</sup> day of March, 2021, between Jerry L. Schad and Lorena Schad, husband and wife, Tom B. Schad and Kathy Henderson, hereinafter collectively referred to as "Grantors", and Pamela E. Jones, Trustee of the Allen R. Kamm Revocable Living Trust Dated June 26, 2009, referred to as "Grantees".

Grantors are the owners of the following described real estate, to-wit:

The Southeast Quarter of Section 11, Township 12 South, Range 6 East, LESS the following described tracts: A ten acre square in the Northwest corner of said Section 11 & further LESS a tract beginning at a point 10 chains South of the center of said Section 11, thence East 10 chains; thence South 75 degrees East 3.5 chains; thence South 9 degrees East, 3 chains 56 links, thence South 86 degrees West 14 chains 8 links; thence North 5 chains 43 links to the point of beginning;

Grantees are the owners of a tract of real estate described as follows:

The East Half of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 11, Township 12 South, Range 6 East of the 6<sup>th</sup> P.M., and the West Half of the Northwest Quarter of Section 12, Township 12 South, Range 6 East of the 6<sup>th</sup> P.M., except the following tract of land: All of that parcel of land that lays West of Clark's Creek in the Southwest Quarter of the Northeast Quarter of Section 11, Township 12 South, Range 6 East, Geary County Kansas.

WHEREAS, Grantors recognize and acknowledge that Grantees are unable to access the above-described real estate of Grantee without coming on the above-described real estate of Grantor. Grantor further acknowledges that Grantee has used the existing path along and across the real estate of Grantor without the benefit of a written agreement.

NOW THEREFORE, Grantors agree that in consideration of the sum of \$1.00 and other valuable consideration, to grant to the Grantees, their heirs, successors and assigns, a non-exclusive easement and right-of-way over the existing path along the above-described real estate of the Grantor for purposes of ingress and egress to and from real estate owned by Grantees for agricultural, residential and recreational and other similar purposes. This easement agreement is specifically limited to the purposes described and does not grant access for the purposes of any commercial enterprises.

The Grantees agree to pay all costs associated with maintaining the present access path in its current condition. Any alterations, improvements or the application of additional aggregate materials will require the written permission of Grantor, or its heirs and assigns as the case may be. Said easement, its benefits and obligations shall "run with the land".

IN WITNESS WHEREOF, the parties have set their hands the day and year first above written.

Jerry L. Schad  
Jerry L. Schad - GRANTOR

\_\_\_\_\_  
Tom B. Schad - GRANTOR

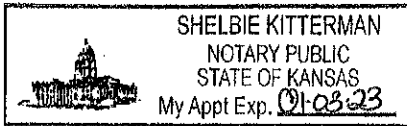
Lorena Schad  
Lorena Schad - GRANTOR

\_\_\_\_\_  
Kathy Henderson - GRANTOR

\_\_\_\_\_  
Pamela E. Jones, Trustee of the Allen R.  
Kamm Revocable Living Trust Dated  
June 26, 2009 - GRANTEE

STATE OF KANSAS, GEARY COUNTY, SS:

The foregoing instrument was acknowledged before me this 27 day of March 2021, by Jerry L. Schad & Lorena Schad, husband and wife.



(Seal)

[Signature]  
Notary Public

STATE OF KANSAS, \_\_\_\_\_ COUNTY, SS:

The foregoing instrument was acknowledged before me this 27 day of March 2021, by Tom B. Schad.

(Seal)

\_\_\_\_\_  
Notary Public

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IN WITNESS WHEREOF, the parties have set their hands the day and year first above written.

Jerry L. Schad  
Jerry L. Schad - GRANTOR

Tom B. Schad  
Tom B. Schad - GRANTOR

Lorena Schad  
Lorena Schad - GRANTOR

Kathy Henderson  
Kathy Henderson - GRANTOR

Pamela E. Jones, Trustee of the Allen R. Kamm Revocable Living Trust Dated June 26, 2009 - GRANTEE

STATE OF KANSAS, GEARY COUNTY, SS:

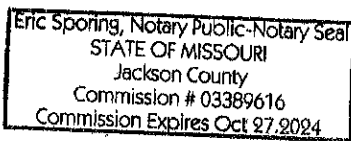
The foregoing instrument was acknowledged before me this 27 day of March 2021, by Jerry L. Schad & Lorena Schad, husband and wife.

(Seal) 

[Signature]  
Notary Public

STATE OF KANSAS, \_\_\_\_\_ COUNTY, SS:

The foregoing instrument was acknowledged before me this 27 day of March 2021, by Tom B. Schad.

(Seal) 

[Signature]  
Notary Public

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IN WITNESS WHEREOF, the parties have set their hands the day and year first above written.

Jerry L. Schad  
Jerry L. Schad - GRANTOR

\_\_\_\_\_  
Tom B. Schad - GRANTOR

Lorena Schad  
Lorena Schad - GRANTOR

Kathy Henderson  
Kathy Henderson - GRANTOR

Pamela E. Jones  
Pamela E. Jones, Trustee of the Allen R.  
Kamm Revocable Living Trust Dated  
June 26, 2009 - GRANTEE

STATE OF KANSAS, GEARY COUNTY, SS:

The foregoing instrument was acknowledged before me this 27 day of March 2021, by Jerry L. Schad & Lorena Schad, husband and wife.



[Signature]  
Notary Public

STATE OF KANSAS, \_\_\_\_\_ COUNTY, SS:

The foregoing instrument was acknowledged before me this 27 day of March 2021, by Tom B. Schad.

(Seal) \_\_\_\_\_  
Notary Public

STATE OF KANSAS, Douglas COUNTY, SS:

The foregoing instrument was acknowledged before me this 29 day of March 2021, by Kathy Hederson.

(Seal) 

JENNIFER HOLMES Notary Public-State of Kansas My Appt. Expires <u>10/21/24</u>
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Jennifer Holmes  
Notary Public

STATE OF KANSAS, NEMAHA COUNTY, SS:

The foregoing instrument was acknowledged before me this 04 day of ~~March~~ APRIL 2021, by Pamela E. Jones, Trustee of the Allen R. Kamm Revocable Living Trust Dated June 26, 2009.

(Seal) 

 NOTARY PUBLIC - State of Kansas LISA OLBERG My Appt. Expires <u>8-3-24</u>
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Lisa Olberg  
Notary Public