

THE CITY OF MULBERRY, KANSAS
RESOLUTION NO. 2025-12

A RESOLUTION OF THE CITY OF MULBERRY, KANSAS DECLARING AN INTEREST
IN THE ANNEXATION OF CERTAIN LANDS TO THE CITY OF MULBERRY, KANSAS.

WHEREAS, the owners of the following described properties ("the Properties")
have petitioned the City of Mulberry, Kansas to have said land annexed by the City of Mulberry,
Kansas;

WHEREAS, the governing body of the City of Mulberry, Kansas finds the
annexation of the Properties to the City of Mulberry, Kansas pursuant to K.S.A. § 12-520c et
seq. to be advisable and in the best interest of the City of Mulberry, Kansas and its residents; and

WHEREAS, a Report Setting Forth Plans For Extension of Services to the area
proposed to be annexed is not required by K.S.A. § 12-520b.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF
THE CITY OF MULBERRY, KANSAS:

Section 1. The City of Mulberry, Kansas is considering annexing the Properties in
Crawford County, Kansas located within Sections 9, 14, 15, 17 & 20, Township 29 South, Range
25 East that are not already part of the City of Mulberry. These include the lots, tracts and lands
in Crawford County, Kansas legally described in Exhibit A attached hereto, and incorporated
herein by this reference.

Section 2. A sketch of the lots, tracts, and lands proposed to be annexed is marked as
Sketch No. 1, attached hereto, and incorporated herein by this reference.

Section 3. A report setting forth plans for extending to the proposed annexed area the
major municipal services available to residents of the City of Mulberry, Kansas is not required
pursuant to K.S.A. § 12-520b(c) but will be prepared and will be available in the Office of the
City Clerk at 101 South Military Avenue, Mulberry, Kansas 66756 for inspection during regular
office hours.

Section 4. The Mayor and City Council of the City of Mulberry, Kansas request the Board of County Commissioners of Crawford County, Kansas to make the following findings as required by K.S.A. § 12-520c:

- (1) That the Properties are located within the boundaries of Crawford County, Kansas;
- (2) That the owners of the Properties have petitioned for and consented to the annexation of the Properties by the City of Mulberry, Kansas; and
- (3) That the annexation of the Properties will not hinder or prevent the proper growth and development of the area on that of any other incorporated City located within Crawford County, Kansas.

Section 5. Within ten (10) days of the adoption of this Resolution, the City Clerk of the City of Mulberry, Kansas shall by certified mail serve a copy of this Resolution on the Board of County Commissioners of Crawford County, Kansas as required by K.S.A. § 12-520c(c).

UNANIMOUSLY ADOPTED, APPROVED AND GIVEN by the Mayor and City Council of the City of Mulberry, under our hands at City Hall in Mulberry, Crawford County, Kansas on Tuesday, October 14, 2025.

CITY OF MULBERRY, KANSAS

By: Patrick Walden
Patrick Walden, Mayor

ATTEST:

Amy Tucker
Amy Tucker, City Clerk

CITY OF MULBERRY, KANSAS
RESOLUTION NO. 2025-12
EXHIBIT A – LEGAL DESCRIPTIONS

Tract No. 1 – McGuire – Elnicki Trust:

The Northwest Quarter (NW ¼) in Section Twenty (20), Township Twenty Nine (29) South, Range Twenty Five (25) East of the Sixth Principal Meridian according to the United State Government Survey.

EXCEPT the West One Thousand Three Hundred Eighty-three and Fourteen Hundredths (1383.14) feet of the North Six Hundred Eighty-five (685) feet of the North Half of the Northwest Quarter (N/2 NW4) thereof,

AND

EXCEPT the North Three Hundred Thirty (330) feet of the Southwest Quarter of the Northwest Quarter (SW/4 NW4) thereof,

AND

EXCEPT the West Four Hundred Seventeen and Forty-two Hundredths (417.42) feet of the South Nine Hundred Eighty-five and Eight Tenths (985.08) feet of the Southwest Quarter of the Northwest Quarter (SW/4 NW/4) thereof.

AND

EXCEPT the Northwest Quarter of the Northwest Quarter (NW/4 NW4) thereof,

AND

The Southwest Quarter (SW/4) in Section Twenty (20), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian according to the United States Government Survey,

AND

The West Half of the Southeast Quarter (W/2 SE/4) in Section Twenty (20), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian according to the United States Government Survey,

AND

The Northeast Quarter (NE/4) in Section Twenty (20), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian according to the United States Government Survey.

Tract No. 2 - Sunrise Rentals to Elnicki Trust:

A tract of land located in the East Half of the Southwest Quarter (E/2 SW/4) and the Northwest Quarter of the Southeast Quarter (NW/4 SE/4) of Section Seventeen (17), Township Twenty-nine (29) South, Range Twenty-five (25) East of the 6th Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof, further described as follows:

Beginning at the Southeast corner of the East half of the Southwest Quarter of said Section; Thence N89°29'54" West on the South line of said East Half of the Southwest corner of said East Half a distance of 1386.39 feet; thence N00°00'14" West on the West line of said East half to the Northwest corner of said East half a distance of 2693.37 feet; Thence S89°24'16" East on the North line of said East half a distance of 1340.83 feet, to a point 31.70 feet West of the Northeast corner of said East half; Thence S24°05'07" East into the Northwest Quarter of the Southeast Quarter of said Section a distance of 665.84 feet; Thence S00°42'47" East to a point on the South line of the Northwest Quarter of said Southeast Quarter a distance of 739.46 feet; Thence N89°41'10" West on said South line to the Southwest corner of the Northwest Quarter of said Southeast Quarter a distance of 242.20 feet; Thence S00°17'58" East on the East line of the East half of the Southwest Quarter of said Section to the point of beginning a distance of 1345.64 feet.

AND

A tract of land located in the Southeast Quarter (SE/4) of Section Seventeen (17), Township Twenty-nine (29) South, Range Twenty-five (25) East of the 6th Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof, further described as follows:

Beginning at the Southeast corner of the Southeast Quarter of said Section; Thence N89°51'37" West on the South line of said Southeast Quarter a distance of 605.00 feet; Thence N00°11'15" East a distance of 853.57 feet; Thence S89°01'09" West a distance of 479.43 feet; Thence N01°07'23" East distance of 1173.64 feet; Thence N53°34'13" West a distance of 348.56 feet; Thence N00°37'22" East to the North line of the Southeast Quarter of said Section a distance of 459.10 feet; Thence S89°30'47" East on the North line of the Southeast Quarter to the Northeast corner of said Southeast Quarter a distance of 1338.47 feet; Thence S00°05'39" West on the East line of said Southeast Quarter to the point of beginning a distance of 2674.94 feet.

The West Half of the Southwest Quarter (W/2 SW/4) of Section Fourteen (14). Township Twenty-nine (29) South of the base line, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, except the following described tracts:

Beginning at a point in the center of section road at pin at the Southwest corner of said Section 14; thence North Two Hundred Eight and Seven-tenths (208.07) feet; thence East Two Hundred Eight and Seven-tenths (208.07) feet; thence South Two Hundred Eight and Seven-tenths (208.7) feet; thence West Two Hundred Eight and Seven-tenths (208.07) feet; thence, more or less, to a place of beginning.

Also except beginning at a point Two Hundred Fifty-five (255) feet East of the center of the section road running North and South, parallel with South Half of the Southwest Quarter (S/2 SW/4) of said Section 14; thence North Two Hundred Nine (209) feet from center of section road running East and West and parallel with South end of South Half of the Southwest Quarter (S/2 SW/4) of said Section 14; thence East Two Hundred Nine (209) feet; thence South Two Hundred Nine (209) feet; thence West Two Hundred Nine (209) feet along center of said East and West line to the place of beginning.

Also except beginning at a point Four Hundred Sixty-four (464) feet East of corner stone at the Southwest corner of the Southwest Quarter (SW/4) of said Section 14; thence running North Two Hundred Eight and Seven-tenths (208.7) feet; thence East Two Hundred Eight and Seven-tenths (208.7) feet; thence South Two Hundred Eight and Seven-tenths (208.7) feet; thence West Two Hundred Eight and Seven-tenths (208.7) feet, more or less, to the place of beginning.

Tract 1:

The Northeast Quarter (NE1/4) of Section Fifteen (15), Township Twenty-Nine (29) South, Range Twenty-Five (25) East of the Sixth Principal Meridian, Crawford County, Kansas,

LESS AND EXCEPT the following three (3) tracts as described in the Certificate of Survey dated May 5, 2021, and recorded in Book 648, Page 193, Public Records of Crawford County, Kansas:

Excepted Tract 1:

A tract of land located in the Northeast Quarter of Section 15, Township 29 South, Range 25 East of the 6th Principal Meridian, Crawford County, Kansas, further described as follows: Commencing at the Southeast corner of the

Northeast Quarter of said section; thence N00°05'42"E on the East line of said Northeast Quarter to the point of beginning a distance of 518.75 feet; thence N00°05'42"E on the East line of said Northeast Quarter a distance of 455.25 feet; thence S89°21'42"W a distance of 478.00 feet; thence S00°05'42"E a distance of 455.25 feet; thence N89°21'42"E to the East line of said Northeast Quarter and the point of beginning a distance of 478.00 feet; containing 5 acres, more or less.

Excepted Tract 2:

A tract of land located in the Northeast Quarter of Section 15, Township 29 South, Range 25 East of the 6th Principal Meridian, Crawford County, Kansas, further described as follows: Commencing at the Southeast corner of the Northeast Quarter of said section, thence N00°05'42"E on the East line of said Northeast Quarter to the Point of beginning a distance of 974.00 feet; thence S89°21'42"W a distance of 478.00 feet; thence N00°05'42"E a distance of 203.82 feet; thence N89°21'42"E a distance of 304.25 feet; thence N00°05'42"E a distance of 90.00 feet; thence N89°21'42"E to the East line of said Northeast Quarter a distance of 173.75 feet; thence S00°05'42"W to the point of beginning a distance of 293.82 feet, containing 2.60 acres, more or less.

Excepted Tract 3:

A tract of land located in the Northeast Quarter of Section 15, Township 29 South, Range 25 East of the 6th Principal Meridian, Crawford County, Kansas, further described as follows: Commencing at the Southeast corner of the Northeast Quarter of said section; thence N00°05'42"E on the East line of said Northeast Quarter to the point of beginning a distance of 1267.82 feet; thence N00°05'42"E on the East line of said Northeast Quarter a distance of 307.25 feet; thence S89°21'42"W a distance of 478.00 feet; thence S00°05'42"W a distance of 397.25 feet; thence N89°21'42"E a distance of 304.25 feet; thence N00°05'42"E a distance of 90.00 feet; thence N89°21'42"E to the point of beginning a distance of 173.75 feet, containing 4.00 acres, more or less.

Tract 2:

All that Part of the Northwest Quarter (NW¼) of Section Fifteen (15), Township Twenty-Nine (29) South, Range Twenty Five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, lying South and East of the South and East right-of-way line of the present County Road running Southwest to Northeast across said Northwest Quarter (NW¼). The center line of the present Fifty feet (50) wide road is described as follows, to wit:

Beginning at a point Seventy-Five (75) feet South of the Southwest corner of the Northwest Quarter (NW ¼) of said section Fifteen (otherwise located as Three Hundred Sixty (360) feet North of the intersection of the Missouri Pacific

Railroad Company right-of-way and the West line of Section Fifteen (15)); Thence running North Forty-Seven (47) Degrees 00 Minutes 00 Seconds East One Thousand Eight Hundred (1800) feet; Thence North Forty (40) Degrees 30 Minutes 00 Seconds East Four Hundred Fifty (450) feet; Thence Thirty-One (31) degrees 30 Minutes 00 Seconds East Six Hundred Ninety (690) feet; Thence Forty-Four (44) Degrees 30 Minutes 00 Seconds East Four Hundred Fifty (450) feet; thence North Fifty-Four (54) Degrees 30 Minutes 00 Seconds East Five Hundred Fifty (550) feet to a point Twenty (20) feet East of the Northeast corner of the Northwest Quarter (NW $\frac{1}{4}$) of said section Fifteen (15) and being the North Section Line running East and West between Section Fifteen (15) and Ten (10) in Township Twenty-Nine (29), Range Twenty-Five (25), a total distance of Three Thousand Nine Hundred Forty (3,940) feet more or less and said roadway being fifty (50) feet wide, twenty-five (25) feet on each side of a center line as hereinabove located.

Tract 3:

All that part of the North Half (N/2) of the Southwest Quarter (SW/4) of Section Fifteen (15), Township Twenty-Nine (29) South, Range Twenty-Five East, Crawford County, Kansas, lying East of the East right-of-way line of the Missouri Pacific Railroad,

LESS AND EXCEPT a tract of land bounded and described as follows:

Commencing at the Northwest corner of said Southwest Quarter; thence on a bearing of South 01 degree 34 minutes 46 seconds East (Kansas Coordinate System, 1983, South Zone) along the West line of said Southwest Quarter a distance of 466.89 feet to the point of beginning of the following described tract; thence on a bearing of South 45 degrees 10 minutes 00 seconds East along a line being parallel with and 15.00 feet perpendicular distance from the centerline of the abandoned railroad a distance of 1040.42 feet; thence on a bearing of North 87 degrees 04 minutes 54 seconds East along a line being parallel with and 40.00 feet perpendicular distance from the South line of said North Half of said Southwest Quarter a distance of 1979.07 feet to a point on the East line of said North Half; thence on a bearing of South 01 degree 59 minutes 07 seconds East along said East line a distance of 40.01 feet to said South line; thence on a bearing of South 87 degrees 04 minutes 54 seconds West along said South line a distance of 1962.35 feet to the centerline of said abandoned railroad; thence on a bearing of North 45 degrees 10 minutes 00 seconds West along said centerline a distance of 1065.07 feet more or less to the West line of said North Half; thence on a bearing of North 01 degree 34 minutes 46 seconds West a distance of 21.76 feet to the point of beginning.

Tract 4:

The North Half (N1/2) of the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4) LESS the South Four Hundred Sixteen (416) feet of the East Two Hundred Eight (208), less right of ways, in Section Fifteen (15), Township Twenty-Nine (29) South, Range Twenty-Five (25) East of the 6th P.M. Crawford County, Kansas.

Tract 5:

The North Four Hundred Fifty-Two (452) feet of the Northwest Quarter (NW/4) of the Southeast Quarter (SE/4) in Section Fifteen (15), Township Twenty-Nine (29) South, Range Twenty-Five (25) East of the 6th Principal Meridian, Crawford County, Kansas.

Tract 6:

Part of the Northwest Quarter (NW/4) of the Southeast Quarter (SE/4) of Section Fifteen (15), Township Twenty-Nine (29) South, Range Twenty-Five (25) East of the 6th P.M., Crawford County, Kansas, bounded and described as follows:

Commencing 396 feet North of the Southwest corner of the Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4), thence North 462 feet; thence East 1320 feet; thence South 462 feet; thence West 1320 feet to the place of beginning.

Tract No. 1 – Toby's Amusements – Steven L. Kuplen and Melinda K. Kuplen:

A tract of land located in the Northwest Quarter (NW/4) of Section Fifteen (15), Township Twenty-nine (29) South, Range Twenty-five (25) East of the 6th Principal Meridian, Crawford County, Kansas, further described as follows:

Commencing at the Northwest corner of said Northwest Quarter; thence S00°03'52" East on the West line of said Northwest Quarter to the point of beginning a distance of 202.00 feet; thence N84°27'48" East a distance of 646.00 feet; thence N03°35'38" East to the North line of said Northwest Quarter a distance of 140.21 feet; thence N89°58'38" East said North line a distance of 1222.00 feet; thence S03°12'0" East to the centerline of County Road a distance of 787.00 feet; thence S34°55'11" West on said Centerline a distance of 808.00 feet; thence continuing on said centerline on a curve to the right with a radius of 1412.21 feet and an arc length of 310.62 feet with a chord of S41°20'38" West a distance of 310.00 feet; thence S47°51'58" West on said centerline to a point on the South line of the Northwest Quarter a distance of 1504.62 feet; thence S89°27'25" West on said South line to the Southwest corner of said Northwest

Quarter a distance of 132.00 feet; thence N00°03'52" West on the West line of said Northwest Quarter to the point of beginning a distance of 2488.92 feet.

Tract No. 2 -- Toby's Amusement -- Steven & Melinda Kuplen:

The Southwest Quarter of the Northwest Quarter (SW/4 NW/4) of Section Fourteen (14), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof,

EXCEPT the following described tract:

Part of the Northwest Quarter of Section Fourteen (14), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof bounded and described as follows:

Beginning at a point on the West line of the said Northwest Quarter, said point begin 818.76 feet North of the Southwest corner of the said Northwest Quarter; thence North along said West line 320.5 feet; thence East and perpendicular to said West line 407.53 feet; thence in a Southerly direction 320.5 feet; thence West on a line being perpendicular to said West line of the Northwest Quarter 408.48 feet to the point of beginning.

Tract No. 1 - Estate of John F. Sullivan -- Toby's Amusement:

The East Half of the Northwest Quarter (E/2 NW/4) and the East Half of the Southwest Quarter (E/2 SW/4) of Section Nine (9), Township Twenty-nine (29), Range Twenty-five (25), in Crawford County, Kansas, except the following described portion thereof:

Beginning at a point in the line dividing the Northwest Quarter and the Southwest Quarter of said Section Nine (9), which is Thirteen Hundred Sixty-eight and Four Tenths (1368.4) feet East of the Southwest corner of the Northwest Quarter of said Section Nine (9); running thence East along said line Four Hundred (400) feet to a point; thence North Three Hundred Ninety-six and Five Tenths (396.5) feet to a point; thence East Six Hundred Three and Six Tenths (603.6) feet to a point, thence North and parallel with the West boundary line of said Section Nine (9), One Hundred Fifty (150) feet to a point; thence West Six Hundred Three and Six Tenths (603.6) feet to a point; thence North Two Hundred Twenty-five (225) feet to a point; thence West Four Hundred (400) feet to a point; thence South and parallel with the West boundary line of said Section Nine (9) Seven Hundred Seventy-one and Five Tenths (771.5) feet to the place of beginning,

AND

The Northwest Quarter of the Southeast Quarter (NW/4 SE/4) of Section Nine (9), Township Twenty-nine (29), Range Twenty-five (25), in Crawford County, Kansas, except the following described portion thereof:

Beginning at a point Seventy-six and Five Tenths (76.5) feet South of the Northwest corner of the Northeast Quarter of the Southeast Quarter (NE/4 SE/4) of said Section Nine (9); thence West One Hundred Eighty-two (182) feet; thence South Fifty-three (53) feet; thence in a Southwesterly direction for a distance of Three Hundred Six and Five Tenths (306.5) feet; thence North Eighty-seven (87) feet; thence in a Northeasterly direction for a distance of One Hundred Forty (140) feet; thence East Three Hundred Sixty-two (362) feet; thence South Fifty-three (53) feet to the point of beginning,

AND

The following described real estate situated in Section Nine (9), Township Twenty-nine (29) South, Range Twenty-five (25) East in Crawford County, Kansas:

Starting at a point Seventy-six and Five Tenths (76.5) feet South of the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section Nine (9), Township Twenty-nine (29) South, Range Twenty-five (25) East; thence East a distance of Forty-six and Eight Tenths (46.8) feet; thence south One Thousand Twenty-three and Five Tenths (1023.5) feet; thence West Forty-six and Eight Tenths (46.8) feet; thence North One Thousand Twenty-three and Five Tenths (1023.5) feet to the point of beginning, containing 1.1 acres, more or less.

Tract No. 2 -- Charles H. Menghini and Edith Menghini -- Toby's Amusement:

A strip of land 80 feet wide, being that land lying a distance of 40 feet on each side of a line described as beginning at a point on the center line of McCormick Mine No. Seven (7), at a Station 31-55-5, all in Section Nine (9), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, thence running in a Southwesterly direction on a curve to the left, the radius of which is 461.11 feet, a distance of 279 feet, to a point on the West line of the Northeast Quarter of the Southeast Quarter of said Section Nine (9) for a point of beginning, thence continuing on last described course a distance of 138.7 feet, thence in a Westerly direction on a tangent to last described course a distance of 381.6 feet, thence on a curve to the right, the radius of which is 1910.08 feet, a distance of 400 feet, thence on a tangent to last described course a distance of 817.2 feet to the end, which is a point on the South line of the Northeast Quarter of the Southeast Quarter of said Section Nine (9).

Tract No. 3 Charles H. Menghini and Edith Menghini – Toby's Amusement:

Beginning at a point 76.5 feet South of the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section Nine (9), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, thence in a Southwesterly direction for a distance of 306.5 feet, thence North 87 feet, thence in a Northeasterly direction for a distance of 140 feet, thence East 362 feet, thence South 53 feet to point of beginning, containing 1.1 acres, more or less.

Tract No. 4 – Lucille Andersen, et al. - Toby's Amusement:

The Northeast Quarter of the Southeast Quarter (NE/4 SE/4) of Section Nine (9), Township Twenty-nine (29), Range Twenty-five (25), Crawford County, Kansas, less a tract described as:

A tract in the said Northeast Quarter of the Southeast Quarter of Section Nine (9), Township Twenty-nine (29), Range Twenty-five (25) starting at a point 76.5 feet South of the Northwest corner of the Northeast Quarter of the Southeast Quarter of said Section Nine (9), thence East a distance of 46.8 feet, thence South 1023.5 feet, thence West 46.8 feet, thence North 1023.5 feet to the point of beginning, and less a tract described as:

A portion of the Southeast Quarter of Section Nine (9), Township Twenty-nine (29), Range Twenty-five (25) East of the 6th P.M. bounded and described as follows:

Beginning at a point on the East line of said Southeast Quarter, said point being a distance of 110.64 feet South of the Northeast corner of said Southeast Quarter; thence South along said East line a distance of 463.68 feet; thence West a distance of 349.11 feet to the center of an abandoned railroad grade; thence in a Northeasterly direction along said grade a distance of 545.71 feet to the point of beginning, except the county road right-of-way, Crawford County, Kansas, containing 1.5 acres, more or less,

Tract No. 5 – Maniez - Toby's Amusement:

Part of Section Nine (9), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian according to the United States Government Survey thereof more particularly described as follows:

Lots Ten (10), Twelve (12), and Fourteen (14) in Block Two (2) and Lots Five (5), Six (6), Seven (7), Eight (8), Nine (9), Ten (10), Eleven (11), Twelve (12),

Thirteen (13), and Fourteen (14) in Block Three (3), all in Martin Kane's First Addition to Arma, Crawford County, Kansas, according to the recorded Plat thereof,

AND

The South Half of the Northwest Quarter (S/2 NW/4) of the Northwest Quarter except that part thereof lying within Martin Kane's First Addition to Arma, Crawford County, Kansas,

AND

The Southwest Quarter of the Northwest Quarter (SW/4 NW/4) except the South 771.50 feet thereof.

Tract No. 6 – Clemens Coal Company – Toby's Amusement:

The South Half of the Southeast Quarter (S/2 SE/4) of Section Nine (9), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof (surface only),

AND

All that part of the Northwest Quarter (NW/4) of Section Fifteen (15), Township Twenty-nine (29) South, Range Twenty-five (25) East of the Sixth Principal Meridian, Crawford County, Kansas, according to the United States Government Survey thereof, lying Northwesterly of the West right-of-way line of the County Road, over and across said land (surface only).

Tract No. 7 – Clemens Coal Company – Toby's Amusement:

The West Half (W/2) of the South 330 feet of Lot 78, and all of Lots 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, and 90 in "Breezy Hill", Crawford County, Kansas, according to the recorded Plat thereof,

AND

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14 in "Fiorucci Subdivision", Crawford County, Kansas (being all of said subdivision), according to the recorded Plat thereof.