Document 2004 2288

Book 2004 Page 2288 Type 03 01 Pages 3 Date 5/18/2004 Time 11:12 AM Rec Amt \$21.00 Aud Amt \$5.00

MICHELLE "MICKI" UTSLER, COUNTY RECORDER

MADISON IOWA

COMPLETER RECORDED. COMPARED.

Grantee SSN: Grantee SSN:

PREPARED BY & RETURN TO:

9 Pine Ridge Drive Springfield, IL 62707

William H. Lienemann

## WARRANTY DEED IN TRUST

The Grantors, WILLIAM H. LIENEMANN and ANN CLARK LIENEMANN, husband and wife, of Springfield, Sangamon County, Illinois, for and in consideration of Two and More Dollars and other good and valuable consideration in hand paid, CONVEY and WARRANT an undivided one-half interest to WILLIAM H. LIENEMANN, Trustee of the WILLIAM H. LIENEMANN DECLARATION OF TRUST DATED NOVEMBER 20, 1995, and an undivided one-half interest to ANN C. LIENEMANN, Trustee of the REVOCABLE LIVING TRUST OF ANN C. LIENEMANN DATED NOVEMBER 20, 1995, as tenants in common, the following described real estate:

The East One Hundred Thirty-Five (135) acres of the Southeast Quarter (SE 1/4) of Section Four (4) in Township Seventy-seven (77) North, Range Twenty-seven (27), West of the 5th P.M., Madison County, Iowa, EXCEPT: Commencing at the Northwest Corner of the Southeast Quarter (SE 1/4) of Section Four (4), Township Seventy-seven (77) North, Range Twenty-seven (27), West of the 5th P.M., Madison County, Iowa; thence North 90°00' 00" East 690.80 feet along the North line of said Southeast Quarter (SE 1/4) to the point of beginning. Thence continuing North 90°00' 00" East 555.07 feet along said North line; thence South 01°07' 27" East 308.52 feet; thence South 87°33' 42" West 559.02 feet; thence North 00°27' 03" West 332.25 feet to the point of beginning. Said parcel contains 4.096 acres, including 0.419 acres of county road right-of-way, leaving a total of 127.623 net acres, more or less. Parcel ID Nos. 111 111020482000000 00; 111 111020484010000 00; 111 111020486010000 00; & 111 111020488000000 00 EXEMPTION: 428A.2#21 APPLIES, CONSIDERATION LESS THAN \$500.00.

Subject to that certain Right-of-First Refusal dated September 28, 1998 and recorded as file no. 2724 in Book 141, page 11 with the Madison County, Iowa Recorder on January 4, 1999.

TO HAVE AND TO HOLD the said premises with the appurtenances upon the trusts and for the uses and purposes herein and in said trust agreement set forth.

Full power and authority is hereby granted to said Trustee to improve, manage, protect and subdivide said premises or any part thereof, to dedicate parks, streets, highways or alleys and to vacate any subdivision or part thereof, and to resubdivide said property as often as desired, to contract to sell, to grant options to purchase, to sell on any terms, to convey either with or without consideration, to convey said premises or any part thereof to a Successor or Successors in trust and to grant to such Successor or Successors all of the title, estate, powers and authorities vested in said trustee, to donate, to dedicate, to mortgage, pledge or otherwise encumber said property, or any part thereof, to lease said property, or any part thereof, from time to time, in possession or reversion, by leases to commence in praesentia or futuro, and upon any terms and for any period or periods of time, not exceeding in the case of any single demise the term of 198 years, and to renew or extend leases upon any terms and for any period or periods of time and to amend, change or modify leases and the terms and provisions thereof at any time or times hereafter, to contract to make leases and to grant options to lease and options to renew leases and options to purchase the whole or any part of the reversion and to contract respecting the manner of fixing the amount of present or future rentals, to partition or to exchange said property, or any part thereof, for other real or personal property, to grant easements or charges of any kind, to release, convey or assign any right, title or interest in or about or easement appurtenant to said premises or any part thereof, and to deal with said property and every part thereof in all other ways and for such other considerations as it would be lawful for any person owning the same to deal with the same, whether similar to or different from the ways above specified, at any time or times hereafter.

In no case shall any party dealing with said Trustee in relation to said premises, or to whom said premises or any part thereof shall be conveyed, contracted to be sold, leased or mortgaged by said Trustee, be obliged to see to the application of any purchase money, rent, or money borrowed or advanced on said premises, or be obliged to inquire into the necessity or expediency of any act of said Trustee, or be obliged or privileged to inquire into any of the terms of said trust agreement; and every deed, trust deed, mortgage, lease or other instrument executed by said Trustee in relation to said real estate shall be conclusive evidence in favor of every person relying upon or claiming under any such conveyance, lease or other instrument, (a) that at the time of the delivery thereof the trust created by this indenture and by said trust agreement was in full force and effect, (b) that such conveyance or other instrument was executed in accordance with the trusts, conditions and limitations contained in this indenture and in said trust agreement or in some amendment thereof and binding upon all beneficiaries thereunder, (c) that said Trustee was duly authorized and empowered to execute and deliver every such deed, trust deed, lease, mortgage or other instrument, and (d) if the conveyance is made by a Successor or Successors in trust that such Successor or Successors has or have been properly appointed and are fully vested with all the title, estate, rights, powers, authorities, duties and obligations of its, his or their predecessor in trust.

The interest of each and every beneficiary hereunder and of all persons claiming under them or any of them shall be only in the earnings, avails and proceeds arising from the sale or other disposition of said real estate, and such interest is hereby declared to be personal property, and no beneficiary hereunder shall have any title or interest, legal or equitable, in or to said real estate as such, but only an interest in the earnings, avails, and proceeds thereof as aforesaid.

And the said Grantor hereby expressly waives and releases any and all rights or benefits under and by virtue of any and all the statutes of the State of Illinois, providing for the exemption

of homesteads from sale on execution or otherwise.

Dated this 26th day of November, 2003.

WILLIAM H. LIENEMANN

ANN CLARK LIENEMANN

STATE OF ILLINOIS

SS.

COUNTY OF SANGAMON

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY that WILLIAM H. LIENEMANN and ANN CLARK LIENEMANN, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed, sealed, and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth, including the release and waiver of the right of homestead.

Given under my hand and official seal, this 26th day of November, 2003.

OFFICIAL SEAL LORNA PURVIS NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 8-29-2005

Notary Public

## GRANTEE:

William H. Lienemann, Trustee Ann Clark Lienemann, Trustee 9 Pine Ridge Drive Springfield, IL 62707

## TAX BILL TQ:

William H. Lienemann, Trustee Ann Clark Lienemann, Trustee 9 Pine Ridge Drive Springfield, IL 62707