<table>
<thead>
<tr>
<th>ORD. NO.</th>
<th>DATE PASSED</th>
<th>DATE PUBLISHED</th>
<th>&quot;CODE OF '84&quot; PAGES DISTR'D</th>
<th>SUBJECT OF ORD.</th>
</tr>
</thead>
<tbody>
<tr>
<td>883</td>
<td>11/18/85</td>
<td>11/20/85</td>
<td>N/A</td>
<td>ORD. AUTHORIZING ISSUANCE OF COMBINED PROJECT NOTES FOR $115,000.00 TO PROVIDE CITY'S SHARE OF INTERSECTION IMPROVEMENTS AT 95TH &amp; MISSION RD. AND TO PROVIDE FOR ADDITIONAL FUNDS NEEDED IN CONSTRUCTION OF THE PUBLIC WORKS FACILITY</td>
</tr>
<tr>
<td>884 C</td>
<td>11/18/85</td>
<td>11/22/85</td>
<td>N/A</td>
<td>ORD. AMENDING &quot;ZONING ORD. OF 4/17/78&quot; - addition of Planned Business Park District (BP)</td>
</tr>
<tr>
<td>885</td>
<td>11/18/85</td>
<td>11/22/85</td>
<td>N/A</td>
<td>ORD. ACCEPTING DEEDS FOR STREET PURPOSES (ROE AVE. IMPROVEMENT, 112TH TO 121ST) FROM HUNTINGTON LAND CO. AND JULIUS D. SPEARS</td>
</tr>
<tr>
<td>886</td>
<td>12/2/85</td>
<td>12/6/85</td>
<td>N/A</td>
<td>ORD. RELATING TO ZONING - northeast corner of 124th &amp; Roe, Berkshire 6th Plat, RP-5 to R-1</td>
</tr>
<tr>
<td>887</td>
<td>12/2/85</td>
<td>12/6/85</td>
<td>N/A</td>
<td>ORD. ACCEPTING TRAFFIC SIGNAL EASEMENT FROM RANCH MART, INC., RELATIVE TO IMPROOFMENT OF 95TH &amp; MISSION INTERSECTION</td>
</tr>
<tr>
<td>888</td>
<td>12/16/85</td>
<td>12/20/85</td>
<td>N/A</td>
<td>ORD. AUTHORIZING ISSUANCE OF $25,250,000 MULTI-FAMILY HOUSING REVENUE BONDS, SERIES 1985 (LEAWOOD PARK APARTMENTS PROJECT)</td>
</tr>
<tr>
<td>889</td>
<td>12/16/85</td>
<td>12/25/85</td>
<td>N/A</td>
<td>ORD. REPEALING ORD. #881 RE ISSUANCE OF 18B'S FOR LEAWOOD EXECUTIVE CENTRE (COLLEGE &amp; ROE ASSOCIATES) PROJECT</td>
</tr>
<tr>
<td>890</td>
<td>12/16/85</td>
<td>12/25/85</td>
<td>N/A</td>
<td>ORD. RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO ROE AVE. IMPROVEMENT, 112TH TO 121ST, FROM MARNED CORP</td>
</tr>
<tr>
<td>891</td>
<td>12/16/85</td>
<td>12/25/85</td>
<td>N/A</td>
<td>ORD. ACCEPTING DEED FOR STREET PURPOSES (ROE AVE. IMPROVEMENT, 112TH TO 121ST) FROM CHARLES A. JONES</td>
</tr>
<tr>
<td>892</td>
<td>12/16/85</td>
<td>12/18/85</td>
<td>N/A</td>
<td>ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES, $750,000, FOR IMPROVEMENT OF STATE LINE ROAD FROM APPROX. 700 FEET NORTH OF 81ST TO APPROX. 350 FEET NORTH OF 85TH ST.</td>
</tr>
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<td>893</td>
<td>12/16/85</td>
<td>12/25/85</td>
<td>N/A</td>
<td>ORD. AMENDING ORD. #883 RELATIVE TO ISSUANCE OF COMBINED PROJECT NOTES FOR $115,000 FOR 95TH &amp; MISSION INTERSECTION AND PUBLIC WORKS FACILITY</td>
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</tr>
<tr>
<td>870 C</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td></td>
<td>AN ORD. AMENDING &quot;BOCA BASIC/NATIONAL FIRE PREVENTION CODE, 1984 EDITION&quot;; NOTICE OF VIOLATION, FAILURE TO CORRECT VIOLATION, PENALTIES FOR VIOLATIONS</td>
</tr>
<tr>
<td>871</td>
<td>8/19/85</td>
<td>8/21/85</td>
<td>N/A</td>
<td>AN ORD. AUTHORIZING ISSUANCE OF $4,585,000 GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 1985</td>
</tr>
<tr>
<td>872 C</td>
<td>8/19/85</td>
<td>8/23/85</td>
<td>N/A (repealed)</td>
<td>AN ORD. RELATING TO ADDITIONS, DELETIONS, CHANGES TO &quot;BOCA BASIC PROPERTY MAINTENANCE CODE, 1981 EDITION&quot; - mosquito control</td>
</tr>
<tr>
<td>873</td>
<td>9/3/85</td>
<td>9/6/85</td>
<td>N/A</td>
<td>AN ORD. AUTHORIZING ISSUANCE OF TN'S OF $201,150.00 FOR CONSTRUCTION OF 119TH STREET, ROE AVE. TO NALL AVE.</td>
</tr>
<tr>
<td>874</td>
<td>9/16/85</td>
<td>9/20/85</td>
<td>N/A</td>
<td>AN ORD. ACCEPTING EASEMENT FOR DRAINAGE PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOC. - for Cambridge Rd.</td>
</tr>
<tr>
<td>875</td>
<td>9/16/85</td>
<td>9/20/85</td>
<td>N/A</td>
<td>AN ORD. ACCEPTING DEED FOR STREET PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOC. - for Cambridge Rd.</td>
</tr>
<tr>
<td>876</td>
<td>10/21/85</td>
<td>10/30/85 &amp; 11/6/85</td>
<td>N/A</td>
<td>AN ORD. ESTABLISHING THE 1986 ANNUAL ASSESSMENT FOR THE LEAWOOD SEWER SYSTEM</td>
</tr>
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<td>877</td>
<td>10/21/85</td>
<td>10/30/85</td>
<td>N/A</td>
<td>AN ORD. ACCEPTING AN EASEMENT FOR DRAINAGE PURPOSES FROM CHARLES A. JONES - Lot 79-A, LEAWOOD</td>
</tr>
<tr>
<td>878</td>
<td>10/21/85</td>
<td>10/23/85</td>
<td>N/A</td>
<td>AN ORD. AUTHORIZING ISSUANCE AND REPLACEMENT OF TN'S IN SUM OF $482,000 FOR FINANCING CONSTRUCTION &amp; IMPROVEMENT OF 127TH, ROE TO JUNIPER</td>
</tr>
<tr>
<td>879</td>
<td>11/4/85</td>
<td>11/8/85</td>
<td>N/A</td>
<td>AN ORD. RELATING TO ZONING - 5205 W. 112th St., A to RP-2</td>
</tr>
<tr>
<td>880</td>
<td>11/4/85</td>
<td>12/11/85</td>
<td>N/A</td>
<td>AN ORD. RE ISSUANCE OF IRB'S, LEAWOOD EXECUTIVE CENTRE ASSOCIATES, L.P. PROJECT; SERIES A, 1985; $5,200,000</td>
</tr>
<tr>
<td>881</td>
<td>11/4/85</td>
<td>11/6/85</td>
<td>N/A (never published)</td>
<td>AN ORD. RE ISSUANCE OF IRB'S, COLLEGE &amp; ROE ASSOCIATES, L.P. PROJECT; SERIES A, 1985; $5,200,000</td>
</tr>
<tr>
<td>882</td>
<td>11/4/85</td>
<td>11/6/85</td>
<td>N/A</td>
<td>AN ORD. RE ISSUANCE OF IRB'S, UNIQUE SUPER MARKETS OF KS., BOB'S IGA, SERIES 1985, $6,300,000</td>
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<tr>
<td>ORD. NO.</td>
<td>DATE PASSED</td>
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<td>859</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td>N/A</td>
<td>AN ORD. RELATING TO ZONING - Osage Downs, west of Kenneth Rd. at 142nd St.; A to R-1</td>
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<tr>
<td>860</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td>N/A</td>
<td>AN ORD. RELATING TO ZONING - 143rd &amp; Kenneth Rd.; A to MP-1</td>
</tr>
<tr>
<td>861</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td>N/A</td>
<td>AN ORD. RELATING TO ZONING - 103rd &amp; State Line; MP-1 to CP-2 (Jiffe Lube)</td>
</tr>
<tr>
<td>862 C</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td>X</td>
<td>AN ORD. ESTABLISHING A MUNICIPAL EQUIPMENT RESERVE FUND</td>
</tr>
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<td>863 C</td>
<td>8/5/85</td>
<td>8/9/85</td>
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<td>AN ORD. ESTABLISHING A CAPITAL IMPROVEMENTS FUND</td>
</tr>
<tr>
<td>864</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td>N/A</td>
<td>AN ORD. ACCEPTING DRAINAGE EASEMENT RE 119TH ST. IMPROVEMENTS (NORTH SIDE OF 119TH ST BETWEEN ROE AND NALL)</td>
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<td>865</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td>N/A</td>
<td>AN ORD. ACCEPTING A DEED FOR ST. PURPOSES RE 119TH ST. IMPROVEMENTS (NORTH SIDE OF 119TH ST. BETWEEN ROE AND NALL)</td>
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<tr>
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<td>8/5/85</td>
<td>8/9/85</td>
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<td>AN ORD. ACCEPTING A DRAINAGE EASEMENT RE ROE AVE. IMPROVEMENTS BETWEEN 112TH AND TOMAHAWK CREEK PARKWAY</td>
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<td>867</td>
<td>8/5/85</td>
<td>8/9/85</td>
<td>N/A</td>
<td>AN ORD. ACCEPTING A DEED FOR STREET PURPOSES RE ROE AVE. IMPROVEMENTS BETWEEN 112TH ST. AND TOMAHAWK CREEK PARKWAY</td>
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<td>8/5/85</td>
<td>8/9/85</td>
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<td>AN ORD. ACCEPTING A DRAINAGE EASEMENT RE 103RD ST. IMPROVEMENTS (STATE LINE RD. TO MISSION RD.)</td>
</tr>
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<td>8/5/85</td>
<td>8/9/85</td>
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<td>AN ORD. ACCEPTING DEEDS FOR STREET PURPOSES RE 103RD STREET IMPROVEMENTS (STATE LINE RD. TO MISSION RD.)</td>
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<tr>
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<td>848</td>
<td>4/29/85</td>
<td>5/10/85</td>
<td>N/A</td>
<td>AN ORD. AUTHORIZING TN'S OF $1,000,000 TO PROVIDE FINANCING FOR CONSTR. OF MISSION RD. BETWEEN 127TH &amp; 135TH</td>
</tr>
<tr>
<td>849</td>
<td>4/29/85</td>
<td>5/10/85</td>
<td>N/A</td>
<td>AN ORD. AUTHORIZING TN'S OF $1,650,000 TO PROVIDE FINANCING 103RD ST. IMPROVEMENTS FROM MISSION TO STATE LINE</td>
</tr>
<tr>
<td>850</td>
<td>4/29/85</td>
<td>5/1/85</td>
<td>N/A</td>
<td>AN ORD. LEVYING ASSESSMENTS FOR THE PURPOSE OF PAYING COSTS OF IMPROVEMENTS TO 127TH BETWEEN ROE AND MISSION (I.D. 83-1)</td>
</tr>
<tr>
<td>851</td>
<td>4/29/85</td>
<td>5/1/85</td>
<td>N/A</td>
<td>AN ORD. LEVYING ASSESSMENTS FOR THE PURPOSE OF PAYING COSTS OF IMPROVEMENTS TO ROE AVE. FROM 135TH ST. SOUTH (I.D. 83-2)</td>
</tr>
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<td>(Amended by 851A)</td>
</tr>
<tr>
<td>851A</td>
<td>5/20/85</td>
<td>5/29/85</td>
<td>N/A</td>
<td>AN ORD. AMENDING ORD. 851 - to correct Exhibit A</td>
</tr>
<tr>
<td>851B</td>
<td>9/15/86</td>
<td>9/19/86</td>
<td>N/A</td>
<td>AN ORD. AMENDING ORDS. 851 &amp; 851A</td>
</tr>
<tr>
<td>852 C</td>
<td>5/20/85</td>
<td>5/29/85</td>
<td>X</td>
<td>AN ORD. RELATING TO ADDITIONS, DELETIONS, CHANGES TO &quot;BOCA BASIC PROPERTY MAINTENANCE CODE, 1981 ED.&quot; - to add residential, business &amp; industrial trash collection regulations</td>
</tr>
<tr>
<td>853 C</td>
<td>6/3/85</td>
<td>6/7/85</td>
<td>X</td>
<td>AN ORD. PROVIDING FOR THE APPOINTMENT OF ADDITIONAL MUNICIPAL COURT JUDGES</td>
</tr>
<tr>
<td>854</td>
<td>7/1/85</td>
<td>7/5/85</td>
<td>N/A</td>
<td>AN ORD. RELATING TO ZONING OF CERTAIN PROPERTY - RP-4 to RP-4; Patrician Woods; north of 127th between Nall &amp; Roe</td>
</tr>
<tr>
<td>855</td>
<td>7/1/85</td>
<td>7/5/85</td>
<td>N/A</td>
<td>AN ORD. RELATING TO ZONING OF CERTAIN PROPERTY - RP-4 &amp; R-1 to RP-1; Patrician Woods, 5th Plat</td>
</tr>
<tr>
<td>856</td>
<td>7/1/85</td>
<td>7/5/85</td>
<td>N/A</td>
<td>AN ORD. AUTHORIZING ISSUANCE OF TN'S OF $1,100,000.00 FOR THE PURPOSE OF CONSTRUCTING AN ADDITION TO THE EXISTING PUBLIC WORKS FACILITY AND REMODELING SAID FACILITY</td>
</tr>
<tr>
<td>857 C</td>
<td>7/1/85</td>
<td>7/5/85</td>
<td></td>
<td>AN ORD. AMENDING THE &quot;STANDARD TRAFFIC ORD., 1985 ED.&quot; - relating to driving while under the influence of liquor or drugs; driving while license is canceled...; failure to comply with a traffic citation</td>
</tr>
<tr>
<td>858</td>
<td>7/15/85</td>
<td>7/17/85</td>
<td>N/A</td>
<td>AN ORD. AUTHORIZING THE SUSPENSION OF THE AGGREGATE TAX LEVY LIMITATION</td>
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</tbody>
</table>

**Note:** 857 C is repealed.
<table>
<thead>
<tr>
<th>ORD. NO.</th>
<th>DATE PASSED</th>
<th>DATE PUBLISHED</th>
<th>&quot;CODE OF '84&quot;</th>
</tr>
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<tr>
<td>835</td>
<td>11/19/84</td>
<td>w/take effect upon publication in Code of 1984</td>
<td>PAGES DISTRICT</td>
</tr>
<tr>
<td>836</td>
<td>11/19/84</td>
<td>11/28/84</td>
<td>AN ORD. RELATING TO SIGNS</td>
</tr>
<tr>
<td>837</td>
<td>12/3/84</td>
<td>12/7/84</td>
<td>AN ORD. DESIGNATING MAIN TRAFFICWAYS - all of State Line; all of 135th (K-150); 119th between State Line &amp; Mission, and between Roe &amp; Nall</td>
</tr>
<tr>
<td>838</td>
<td>12/3/84</td>
<td>12/7/84</td>
<td>AN ORD. RELATING TO WARD BOUNDARY CHANGES</td>
</tr>
<tr>
<td>839</td>
<td>12/17/84</td>
<td>12/21/84</td>
<td>AN ORD. ACCEPTING 2 ROADWAY EASEMENTS FOR PURPOSES RELATIVE TO THE 127TH ST. I.D. 84-1, Sec. 1</td>
</tr>
<tr>
<td>840</td>
<td>12/17/84</td>
<td>12/21/84</td>
<td>AN ORD. ADOPTING &quot;CODE OF 1984&quot;, new codification of general ordinances</td>
</tr>
<tr>
<td>841</td>
<td>2/4/85</td>
<td>2/8/85</td>
<td>AN ORD. ACCEPTING 2 EASEMENTS FOR DRAINAGE PURPOSES RELATIVE TO THE 127TH STREET IMPROVEMENT DISTRICT 84-1, SECTION 1, ROE TO JUNIPER</td>
</tr>
<tr>
<td>842</td>
<td>2/4/85</td>
<td>2/8/85</td>
<td>AN ORD. AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF LAND FOR IMPROVEMENTS OF THE EXISTING PUBLIC WORKS FACILITY</td>
</tr>
<tr>
<td>843</td>
<td>2/4/85</td>
<td>2/8/85</td>
<td>AN ORD. RELATING TO THE ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO THE DEVELOPMENT OF BERKSHIRE, THIRD PLAT</td>
</tr>
<tr>
<td>844 C</td>
<td>2/18/85</td>
<td>2/27/85</td>
<td>AN ORD. RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO THE DEVELOPMENT OF PATRICIAN WOODS, SECOND PLAT</td>
</tr>
<tr>
<td>845 C</td>
<td>2/18/85</td>
<td>2/27/85</td>
<td>AN ORD. AMENDING THE &quot;UNIFORM OFFENSE CODE&quot;, 1984 EDITION</td>
</tr>
<tr>
<td>846 C</td>
<td>4/1/85</td>
<td>4/5/85</td>
<td>AN ORD. ADOPTING SPECIFICATIONS AND STANDARDS RELATIVE TO STORM SEWERS</td>
</tr>
<tr>
<td>847 C</td>
<td>4/15/85</td>
<td>4/19/85</td>
<td>AN ORD. AMENDING THE &quot;ZONING ORD. OF 4/17/78&quot; - re dish antennae &amp; solar panels</td>
</tr>
<tr>
<td></td>
<td></td>
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<td>AN ORD. RELATING TO SNOW &amp; ICE REMOVAL FROM SIDEWALKS</td>
</tr>
</tbody>
</table>
ORDINANCE NO. 893

AN ORDINANCE AMENDING ORDINANCE NO. 883 RELATIVE TO THE ISSUANCE OF COMBINED PROJECT NOTES IN THE SUM OF ONE HUNDRED FIFTEEN THOUSAND DOLLARS ($115,000.00) OF THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Section 20-1,155 of Ordinance No. 883 is hereby repealed and the following enacted in lieu thereof:

20-1,155. Section 2. Said notes shall be designated as Series 85-4 and shall consist of two (2) notes, Note No. 1 to be in the amount of Fifty Thousand Dollars ($50,000.00) and Note No. 2 to be in the amount of Sixty-Five Thousand Dollars ($65,000.00). Each note shall be dated November 27, 1985; provided, however, said notes shall not be issued prior to December 2, 1985, and shall bear interest from and after December 2, 1985, at the rate of 5.94%.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Governing Body this 16th day of December, 1985.

Approved by the Mayor this 16th day of December, 1985.

Jean Wise
Mayor

H. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Metzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication:

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the 25th day of December, 1985, with subsequent publications being made on the following dates:

___________________________, 19

___________________________, 19

___________________________, 19

___________________________, 19

___________________________, 19

___________________________, 19

___________________________, 19

Subscribe and sworn to before me this 26th day of December, 1985

[Signature]

NOTARY PUBLIC

My Commission expires: 3-11-88

Printer's Fee $ 20.44

Additional copies $
AN ORDINANCE AUTHORIZING THE ISSUANCE OF TEMPORARY NOTES OF THE CITY OF LEAWOOD, KANSAS IN THE SUM OF SEVEN HUNDRED FIFTY THOUSAND DOLLARS ($750,000) TO PROVIDE FOR THE IMPROVEMENT OF STATE LINE ROAD FROM APPROXIMATELY 700 FEET NORTH OF 81ST STREET TO APPROXIMATELY 350 FEET NORTH OF 85TH STREET.

WHEREAS, the Governing Body of the City of Leawood has heretofore adopted Resolution No. 684 making findings of advisability and authorizing the improvement of State Line Road from approximately 700 feet North of 81st Street to approximately 350 feet north of 85th Street, in the City of Leawood, Kansas, as described in Resolution No. 684, pursuant to proceedings under K.S.A. 12-6(a)01, et. seq.; and

WHEREAS, it has been determined that the estimated cost of construction of said improvements will be in the sum of Seven Hundred Fifty Thousand Dollars ($750,000); and

WHEREAS, all legal requirements pertaining to the authorization of said improvements have been complied with and that the issuance of temporary notes is and will be required to finance such construction costs including necessary engineering, legal and incidental costs, all as authorized by K.S.A. 10-123 and all acts amendatory thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1,161. Section 1. AUTHORIZATION, INTEREST AND MATURITY. That for the purpose of paying the costs of making the improvements described and referred to in the title and preamble of this ordinance, including the payment of necessary engineering, legal and other incidental costs, there shall be issued temporary notes of the City of Leawood, Kansas, in the total principal amount of Seven Hundred Fifty Thousand Dollars ($750,000), which amount does not exceed the total estimated costs of said improvements. Said issue shall consist of a total of eight notes, of which seven notes shall be in the amount of One Hundred Thousand Dollars ($100,000) each and one note shall be in the amount of Fifty Thousand Dollars ($50,000) all designated Series 5-85, and bearing interest at a rate of 5.97 percent (5.97%); per annum, payable at maturity. Said notes shall mature on December 29, 1986, and shall be callable in advance of maturity at any time upon not less than seven (7) days notice to the holder thereof given by publication in the official City newspaper or in writing mailed to such holder, and shall be redeemed and cancelled before or at the time general obligation bonds are issued in lieu thereof. Said notes are issued under the authority of K.S.A. 12-6(a)01, et. seq. and K.S.A. 10-123 and all acts amendatory and supplemental thereto.
Section 2. EXECUTION AND PAYMENT. Said notes shall be in the form and shall be executed as provided by law, both principal thereof and interest thereof shall be paid at the office of the City Clerk of Leawood, Kansas.

The full faith and credit of the City is hereby pledged to the payment of said notes.

Section 3. TAKE EFFECT. This ordinance shall take effect and be in full force from and after its passage and publication in the official City newspaper.

Passed by the Governing Body this 16th day of December, 1985.

Approved by the Mayor this 16th day of December, 1985.

Jean Wise, Mayor

J. Oberlander, City Clerk

R. S. Wetzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive

- days (weeks, days) the first publication thereof being made as aforesaid on the day of, 19-

- , with subsequent publications being made on the following dates:

- , 19
- , 19
- , 19
- , 19

- , 19
- , 19

\[Signature\]

FACTOR OF PUBLICATION

Subscribe and swear to before me this day of

\[Signature\]

NOTARY PUBLIC
Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-567. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a deed for land to be used for street purposes, the legal description of which is as follows:

All that part of the NE1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Northwest corner of the NE1/4 of said Section 21; thence Southerly, along the West line of the NE1/4 of said Section 21, a distance of 190 feet; thence Easterly, along a line perpendicular to the West line of the NE1/4 of said Section 21, to a point 60 feet East of the West line thereof; thence Northerly, along a line 60 feet East of and parallel to the West line of the NE1/4 of said Section 21, to a point 60 feet South of the North line thereof; thence Easterly, along a line 60 feet South of and parallel to the North line of the NE1/4 of said Section 21, to a point 500 feet East of the West line thereof; thence Northerly, along a line 500 feet East of and parallel to the West line of the NE1/4 of said Section 21, to a point on the North line thereof; thence Westerly, along the North line of the NE1/4 of said Section 21, to the point of beginning, all subject to that part thereof dedicated for street purposes...and also...All that part of the NE1/4 of said Section 21, more particularly described as follows: Beginning at a point on the West line of the NE1/4 of said Section 21 and 350 feet South of the Northwest corner thereof, as measured along said West line; thence Easterly, along a line perpendicular to the West line of the NE1/4 of said Section 21, to a point 60 feet East of the West line thereof; thence Southerly, along a line 60 feet East of and parallel to the West line of the NE1/4 of said Section 21, to a point on the Northerly right-of-way line of Tomahawk Creek Parkway, as now established; thence Westerly, along the Northerly right-of-way line and its extension of said Tomahawk Creek Parkway, to a point on the West line of the NE1/4 of said Section 21; thence Northerly, along the West line of the NE1/4 of said Section 21, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 33,715 Square Feet, more or less.

19-568. INCORPORATION BY REFERENCE. Section 2. A copy of said deed is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.
KNOW ALL MEN BY THESE PRESENTS, That this Deed, made and entered into this

day of November, 1985, by and between

Charles A. Jones, a single person,

of Johnson County, State of Kansas, Party of the First Part,

and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Party of the First Part, in consideration of the sum of

One Dollar ($1.00) Dollars

to him in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents do as GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all his right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

See Attached Legal Description (Attachment A.)

TO HAVE AND TO HOLD THE same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Party of the First Part, his heirs, executors, administrators, successors, or assigns.

And the Party of the First Part for his heirs, executors, administrators, successors and assigns, does hereby convey, promise, and agree to and with said Party of the Second Part that at the delivery of these presents lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except those of record

and that First Party will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomever. Party of the First part, for his heirs, executors, administrators, successors, or assigns, hereby waives and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First party hereby agrees that First Party shall pay any special assessments or installments thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Party further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Party of the First Part has hereunto set his hand

and seal the day and year first above written.

Charles A. Jones, a single person
INDIVIDUAL ACKNOWLEDGMENT

STATE OF Kansas:

COUNTY OF Johnson:

BE IT REMEMBERED, That on the 6th day of November, 1985, before me, the undersigned, a Notary Public in and for said County and State, came Charles A. Jones

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Cynthia R. Pitts
Notary Public

My Commission Expires:

CORPORATE ACKNOWLEDGEMENT

STATE OF:

COUNTY OF:

BE IT REMEMBERED that on this day of , 19 , before me, the undersigned, a Notary Public in and for the County and State aforesaid, came , a corporation duly organized, incorporated and existing under and by virtue of the laws of 

and , Secretary of said corporation, who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires
All that part of the NE¼ of the NE¼ of Section 21, Township 13, Range 25, now in
the City of Leawood, Johnson County, Kansas, more particularly described as
follows: Beginning at the Northwest corner of the NE¼ of said Section 21;
thence Southerly, along the West line of the NE¼ of said Section 21, a distance
of 190 feet; thence Easterly, along a line perpendicular to the West line of
the NE¼ of said Section 21, to a point 60 feet East of the West line thereof;
thence Northerly, along a line 60 feet East of and parallel to the West line of
the NE¼ of said Section 21, to a point 60 feet South of the North line thereof;
thence Easterly, along a line 60 feet South of and parallel to the North line
of the NE¼ of said Section 21, to a point 500 feet East of the West line thereof;
thence Northerly, along a line 500 feet East of and parallel to the West line of
the NE¼ of said Section 21, to a point on the North line thereof; thence W esterly,
along the North line of the NE¼ of said Section 21, to the point of beginning,
all subject to that part thereof dedicated for street purposes...

All that part of the NE¼ of said Section 21, more particularly described as
follows: Beginning at a point on the West line of the NE¼ of said Section 21
and 350 feet South of the Northwest corner thereof, as measured along said
West line; thence Easterly, along a line perpendicular to the West line of
the NE¼ of said Section 21, to a point 60 feet East of the West line thereof;
thence Southerly, along a line 60 feet East of and parallel to the West line of
the NE¼ of said Section 21, to a point on the Northerly right-of-way line of
Tomahawk Creek Parkway, as now established; thence Westerly, along the Northerly
right-of-way line and its extension of said Tomahawk Creek Parkway, to a point
on the West line of the NE¼ of said Section 21; thence Northerly, along the
West line of the NE¼ of said Section 21, to the point of beginning, all subject
to that part thereof dedicated for street purposes, containing 33,715 Square
Feet, more or less.
ORDINANCE NO. 891
re Acceptance of Deed for Street Purposes
Roe Ave. improvements, 112th to 121st

First Reading: 12/2/85  Second Reading: 12/16/85

Passed by the Governing Body this 16th day of December, 1985.

Approved by the Mayor this 16th day of December, 1985.

 Jean Wise
Mayor

Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON COUNTY, Kansas, with a general paid circulation on a yearly basis in JOHNSON COUNTY, Kansas; and that said newspaper is not a trade, religious or fraternal publication.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive

(weeks, days) the first publication thereof being made as aforesaid on the 25th day of December 1985 with subsequent publications being made on the following dates:

19

19

19

__________________________
Betty J. Jones

Subscribe and sworn to before me this 26th day of December 1985,

__________________________
Marquita E. Bean

NOTARY PUBLIC

My Commission expires: 

3.15.88

Printer's Fee $ 45.87

Additional copies $
AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO ROE AVENUE IMPROVEMENT, 112TH STREET TO 121ST STREET, FROM MARNED CORPORATION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,153. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to wit:

All that part of the SW1/4 of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the East line of the SW1/4 of said Section 16 and 576.91 feet North of the South line thereof; thence Westerly, along a line 576.91 feet North of and parallel to the South line of the SW1/4 of said Section 16, to a point 60 feet West of the East line thereof; thence Southwesterly, to a point 64.84 feet West of the East line and 574.34 feet North of the South line of the SW1/4 of said Section 16; thence Northwesterly, to a point 74.21 feet West of the East line and 592.01 feet North of the South line of the SW1/4 of said Section 16; thence North-easterly, to a point 60 feet West of the East line and 599.54 feet North of the South line of the SW1/4 of said Section 16; thence Easterly, along a line 599.54 feet North of and parallel to the South line of the SW1/4 of said Section 16, to a point on the East line thereof; thence Southerly, along the East line of the SW1/4 of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes...and also...

All that part of the SW1/4 of said Section 16, more particularly described as follows: Beginning at a point on the East line of the SW1/4 of said Section 16 and 624.01 feet South of the North line thereof; thence Westerly, along a line 624.01 feet South of and parallel to the North line of the SW1/4 of said Section 16, to a point 60 feet West of the East line thereof; thence Northwesterly, to a point 102.04 feet West of the East line and 582.56 feet South of the North line of the SW1/4 of said Section 16; thence Southwesterly, to a point 119.72 feet West of the East line and 600.49 feet South of the North line of the SW1/4 of said Section 16; thence Southeasterly, to a point 60 feet West of the East line and 659.38 feet South of the North line of the SW1/4 of said Section 16; thence Easterly, along a line 659.38 feet South of and parallel to the North line of the SW1/4 of said Section 16, to a point on the East line thereof; thence Northerly, along the East line of the SW1/4 of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 2,015 Square Feet, more or less.
This agreement made and entered into this 10th day of June 1955, by and between Marned Corporation, party of the first part, and the City of Leawood, Johnson County, Kansas, party of the second part.

WITNESSETH: That for and in consideration of the location of a storm drainage facility on the premises of the first party, does hereby remise, let and release to the party of the second part, the following described real estate to-wit:

See Attached Legal Description

for the sole use of said party of the second part as and for drainage purposes within said City; when same shall cease to be used for said purposes to revert to the grantor.

It is hereby mutually understood and agreed that said first party hereby waives any claim for damages against the City of Leawood for damages of any and every kind occasioned by the location of said storm sewers.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

Marned Corporation

ATTEST:

Vera Jean Sipk
Assistant Secretary

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD
1955 NOV 15 P 4: 11.5
RUBIE M. SCOTT
REGISTER OF DEEDS

NEIL T. DOUTHAT
President
STATE OF ____________________ ) SS.
COUNTY OF __________________ )

BE IT REMEMBERED, That on this _____ day of __________, 19__, before me, the undersigned, a Notary Public in and for said County and State, came

______________________________
______________________________

who personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

______________________________
Notary Public

My Commission Expires ________________________


STATE OF ____________________ ) SS.
COUNTY OF __________________ )

BE IT REMEMBERED, That on this 10 day of June, 1985, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came NEIL T. DOUGHTAT, President of

______________________________
______________________________

MARRED CORPORATION

a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas, and_________________________________

______________________________

Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

______________________________
Notary Public

My Commission Expires: 10-26-88
All that part of the SW_\frac{1}{4} of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the East line of the SW_\frac{1}{4} of said Section 16 and 576.91 feet North of the South line thereof; thence Westerly, along a line 576.91 feet North of and parallel to the South line of the SW_\frac{1}{4} of said Section 16, to a point 60 feet West of the East line thereof; thence Southwesterly, to a point 64.84 feet West of the East line and 574.34 feet North of the South line of the SW_\frac{1}{4} of said Section 16; thence Northwesterly, to a point 74.21 feet West of the East line and 592.01 feet North of the South line of the SW_\frac{1}{4} of said Section 16; thence North-easterly, to a point 60 feet West of the East line and 599.54 feet North of the South line of the SW_\frac{1}{4} of said Section 16; thence Easterly, along a line 599.54 feet North of and parallel to the South line of the SW_\frac{1}{4} of said Section 16, to a point on the East line thereof; thence Southerly, along the East line of the SW_\frac{1}{4} of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes . . . and also . . . All that part of the SW_\frac{1}{4} of said Section 16, more particularly described as follows: Beginning at a point on the East line of the SW_\frac{1}{4} of said Section 16 and 624.01 feet South of the North line thereof; thence Westerly, along a line 624.01 feet South of and parallel to the North line of the SW_\frac{1}{4} of said Section 16, to a point 60 feet West of the East line thereof; thence Northwesterly, to a point 102.04 feet West of the East line and 582.56 feet South of the North line of the SW_\frac{1}{4} of said Section 16; thence Southwesterly, to a point 119.72 feet West of the East line and 600.49 feet South of the North line of the SW_\frac{1}{4} of said Section 16; thence Southeasterly, to a point 60 feet West of the East line and 659.38 feet South of the North line of the SW_\frac{1}{4} of said Section 16; thence Easterly, along a line 659.38 feet South of and parallel to the North line of the SW_\frac{1}{4} of said Section 16, to a point on the East line thereof; thence Northerly, along the East line of the SW_\frac{1}{4} of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 2,015 Square Feet, more or less.
ORDINANCE NO. 890
re Acceptance of an Easement for Drainage Purposes
re Roe Ave. improvements, 112th to 121st

19-6,154. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 12/2/85 Second Reading: 12/16/85

Passed by the Governing Body this 16th day of December, 1985.

Approved by the Mayor this 16th day of December, 1985.

(S.E.A.L)
Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:

R.D. Wetzler
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in The State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive

(weeks, days) the first publication thereof being made as aforesaid on the __ day of, 19__, with subsequent publications being made on the following dates:


My Commission expires: 3-17-88  
Printer's Fee $ 50.58  
Additional copies $  

Marguerite E. Baker

NOTARY PUBLIC
ORDINANCE NO. 889

AN ORDINANCE REPEALING ORDINANCE NO. 881 RELATING TO ISSUANCE OF
INDUSTRIAL REVENUE BONDS FOR LEAWOOD EXECUTIVE CENTRE (COLLEGE
AND ROE ASSOCIATES) PROJECT.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF ORDINANCE. Section 1. Ordinance No. 881 as adopted by
the Governing Body November 4, 1985, is hereby repealed.

TAKE EFFECT. Section 2. This ordinance shall take effect and be
in force from and after its publication in the official City news-
paper.

Passed by the Governing Body this 16th day of December, 1985.
Approved by the Mayor this 16th day of December, 1985.

Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:
R.S. Wetzler
City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for ____________ consecutive day(s) (weeks, days) the first publication thereof being made as aforesaid on the 18th day of December, 1985, with subsequent publications being made on the following dates:

__________________________________, 19 ____________ ____________ ____________ ____________

__________________________________, 19 ____________ ____________ ____________ ____________

Subscribed and sworn to before me this 23rd day of December, 1985

Marguerite E. Baker
NOTARY PUBLIC

My Commission expires: 3-15-88

Printer's Fee $ 14.50

Additional copies $
ORDINANCE NO. 888

AN ORDINANCE AUTHORIZING THE CITY OF LEAWOOD, KANSAS, TO ISSUE $25,250,000 PRINCIPAL AMOUNT OF MULTIFAMILY HOUSING REVENUE BONDS, SERIES 1985 (LEAWOOD PARK APARTMENTS PROJECT), FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF ACQUIRING, CONSTRUCTING AND IMPROVING A PROJECT FOR LEAWOOD PARK ASSOCIATES, LIMITED PARTNERSHIP, A KANSAS LIMITED PARTNERSHIP, CONSISTING OF A COMMERCIAL APARTMENT FACILITY, INCLUDING REAL ESTATE, BUILDINGS, IMPROVEMENTS, MACHINERY AND EQUIPMENT; AUTHORIZING THE CITY TO ENTER INTO A TRUST INDENTURE WITH THE MERCHANTS BANK; AUTHORIZING THE CITY TO ENTER INTO A LEASE AGREEMENT AND A LAND USE RESTRICTION AGREEMENT WITH LEAWOOD PARK ASSOCIATES, LIMITED PARTNERSHIP; AND AUTHORIZING AND APPROVING THE EXECUTION OF CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

WHEREAS, the City of Leawood, Kansas (the "City"), is authorized pursuant to the provisions of K.S.A. 12-1740 to 12-1749a, inclusive, as amended (the "Act"), to acquire, construct, reconstruct, improve, equip, furnish, repair and remodel certain facilities (as defined in the Act), and to issue industrial revenue bonds for the purpose of paying the cost of such facilities, and to lease such facilities to private persons, firms or corporations; and

WHEREAS, the governing body of the City has heretofore and does now find and determine that it is desirable in order to promote, stimulate and develop the general economic welfare and prosperity of the City and the State of Kansas that the City issue its Multifamily Housing Revenue Bonds, Series 1985 (Leawood Park Apartments Project), in the principal amount of $25,250,000 (the "Bonds"), for the purpose of acquiring, constructing and improving a project in Leawood, Kansas, consisting of a commercial apartment facility, including real estate, buildings, improvements, machinery and equipment (the "Project"), and that the City lease the Project to Leawood Park Associates, Limited Partnership, a Kansas limited partnership (the "Lessee"); and

WHEREAS, the governing body of the City further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the City enter into certain documents, and that the City take certain other actions and approve the execution of certain other documents as herein provided;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, AS FOLLOWS:
29-101. Section 1. Authorization for the Acquisition, Construction and Improvement of the Project. The City is hereby authorized to provide for the acquisition, construction and improvement of the Project, all in the manner and as more particularly described in the Indenture and the Lease.

29-102. Section 2. Authorization of and Security for the Bonds. The City is hereby authorized to issue and sell its Multifamily Housing Revenue Bonds, Series 1985 (Leawood Park Apartments Project), in the principal amount of $25,250,000, for the purpose of providing funds to pay the cost of acquiring, constructing and improving the Project. The Bonds shall be issued and secured pursuant to the herein authorized Indenture and shall bear such dates, shall mature at such times, shall be in such denominations, shall bear interest at such rates, shall be in such forms, shall be subject to redemption and other terms and conditions, and shall be issued in such manner, subject to such provisions, covenants and agreements, as are set forth in the Indenture. The Bonds shall be payable solely out of the rents, revenues and receipts derived by the City from the Project, and the Project and the net earnings derived by the City from the Project shall be pledged and assigned to the Trustee as security for payment of the Bonds as provided in the Indenture.

29-103. Section 3. Authorization of Documents. The City is hereby authorized to enter into the following documents, in substantially the forms presented to and reviewed by the governing body of the City at this meeting (copies of which documents shall be filed in the records of the City), with such changes therein as shall be approved by the officers of the City executing such documents, such officers' signatures thereon being conclusive evidence of their approval thereof:

(a) Trust Indenture dated as of December 1, 1985 (the "Indenture"), between the City and The Merchants Bank, Kansas City, Missouri (the "Trustee"), pursuant to which the Bonds shall be issued and the City shall pledge the Project and assign the rents, revenues and receipts received pursuant to the hereinafter described Lease to the Trustee for the benefit of and security of the holders of the Bonds upon the terms and conditions as set forth in said form of Indenture;

(b) Lease Agreement dated as of December 1, 1985 (the "Lease"), between the City and the Lessee under which the City will agree to use the proceeds derived from the sale of the Bonds for the purpose of acquiring, constructing and improving the Project and to lease the Project to the Lessee, and the Lessee
will agree to make payments in amounts sufficient to provide for the payment of the principal of, redemption premium, if any, and interest on the Bonds as the same become due; and

(c) Land Use Restriction Agreement dated as of December 1, 1985 (the "Land Use Restriction Agreement"), between the Issuer and the Lessee.

29-104. Section 4. Execution of Bonds and Documents. The Mayor of the City is hereby authorized and directed to execute the Bonds and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the City in the manner provided in the Indenture. The Mayor of the City is hereby authorized and directed to execute the Bonds by manual or facsimile signature and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the City in the manner provided in the Indenture. The Mayor of the City is hereby authorized and directed to execute and deliver the Indenture, the Lease and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the City. The City Clerk of the City is hereby authorized and directed to attest to and affix the seal of the City to the Bonds, the Indenture, the Lease and such other documents, certificates and instruments.

29-105. Section 5. Further Authority. The City shall, and the officers and agents of the City are hereby authorized and directed to, take such action, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the City with respect to the Bonds, the Indenture and the Lease.

Section 7. Effective Date. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City and publication in the official City newspaper.

PASSED by the governing body of the City of Leawood, Kansas, this 16th day of December, 1985.
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication:

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks, days) the first publication thereof being made as aforesaid on the 20th day of December 1915, with subsequent publications being made on the following dates:

------------------------------------------, 19

------------------------------------------, 19

Said newspaper is a seml-weekly published at least weekly 50 times a year; has been so published continuous and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

Signatures:

BETTY J. JONES

NOTARY PUBLIC

My Commission expires: 10/1/48

Printer's Fee $ 101.43

Additional copies $

PEABLY A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
IMPROVEMENTS, ___________ and other denominations Bonds shall be issued and sold by the City in the manner provided in this ordinance. Moreover, in the event the City shall agree to use the proceeds derived from the sale of the Bonds for the purpose of acquiring, constructing, reconstructing, improving, equipping and maintaining real estate, buildings, improvements, machinery and equipment of any nature whatever, in connection with any of the foregoing purposes, the City shall have the power to issue bonds in accordance with the provisions of the City shall pledge the rents, revenues and receipts derived from the said leases for the payment of the bonds issued thereunder.

WHEREAS, the city of Leawood, Kansas ("the City") is authorized pursuant to the provisions of K.S.A. 65-620, et seq., to amend the "Act" to acquire, construct, reconstruct, improve, equip, furnish, maintain or operate real estate, buildings, improvements, machinery and equipment as defined in the Act and to issue industrial revenue bonds for the purpose of paying the cost of such facilities and to lease such facilities to private persons, firms, corporations, and WHEREAS, the governing body of the City has heretofore and does now find and determine that it is desirable in the public interest to promote, stimulate and develop the general economic welfare and prosperity of the City and the State of Kansas and through the issuance of industrial revenue bonds or such further action as it may deem advisable to provide revenue for the payment of the principal and interest on such bonds as may be issued, it is hereby provided that:

29.101. Section 3. Authorization of Documents. The City, hereby authorized, shall issue all such documents, in substantially the form viewed by the governing body of the City at this meeting (copies of which documents shall be filed in the record of the City), with such changes therein as shall be approved by the officers of the City, acting as such, executing such documents. All such documents shall be signed and executed by the governing body of the City.

29.102. Section 3. Authorization of Documents. The City, hereby authorized, shall issue all such documents, in substantially the form viewed by the governing body of the City at this meeting (copies of which documents shall be filed in the record of the City), with such changes therein as shall be approved by the officers of the City, acting as such, executing such documents. All such documents shall be signed and executed by the governing body of the City.

29.103. Section 3. Authorization of Documents. The City, hereby authorized, shall issue all such documents, in substantially the form viewed by the governing body of the City at this meeting (copies of which documents shall be filed in the record of the City), with such changes therein as shall be approved by the officers of the City, acting as such, executing such documents. All such documents shall be signed and executed by the governing body of the City.
ORDINANCE NO. 887

AN ORDINANCE RELATING TO ACCEPTANCE OF A TRAFFIC SIGNAL EASEMENT FROM RANCH MART, INC. RELATIVE TO IMPROVEMENT OF 95TH AND MISSION INTERSECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,151. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Traffic Signal Easement, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, a perpetual easement over, under and through the following described real estate for the purpose to enter upon, construct and maintain, or authorize the location, construction, or maintenance, and use of conduits, poles, wires, ducts, cables, etc., including the right to clean, repair, replace, and care for a traffic signal system, together with the right of access to said easement and over said easement for said purpose:

Commencing at the Southwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 34, Township 12 South, Range 25 East in the City of Leawood, Johnson County, Kansas; thence Easterly along the south line of said Southwest 1/4 of the Southwest 1/4 a distance of 643.00'; thence Northerly at right angles to said south line of the Southwest 1/4 of the Southwest 1/4 a distance of 40.00' to a point on the North right-of-way line of 95th Street as now established and being the TRUE POINT OF BEGINNING of the easement described herein; thence Easterly along said South right-of-way line and parallel to said South line of the Southwest 1/4 of the Southwest 1/4 a distance of 100.00'; thence Northerly at right angles to the last described course a distance of 30.00'; thence Westerly at right angles to the last described course a distance of 100.00'; thence Southerly at right angles to the last described course a distance of 30.00' to the TRUE POINT OF BEGINNING. Containing 3,000 s.f., more or less.

19-6,152. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/18/85 Second Reading: 12/2/85

Passed by the Governing Body this 2nd day of December, 1985.

Approved by the Mayor this 2nd day of December, 1985.

[Signature]
Jean Wise
Mayor
GRANTOR_ hereby, has hereby GRANT to the CITY OF LEAWOOD, KANSAS, Grantee, a Municipal Corporation of the State of Kansas, its successors and assigns, forever a perpetual easement over, under and through the following described real estate for the purpose to enter upon, construct and maintain, or authorize the location, construction, or maintenance, and use of conduits, poles, wires, ducts, cables, etc., including the right to clean, repair, replace, and care for a traffic signal system, together with the right of access to said easement and over said easement for said purpose, in CONSIDERATION of the benefits to be derived from the construction and maintenance of a traffic signal system in the following described premises:

Legal Description: Commencing at the Southwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 34, Township 12 South, Range 25 East in the City of Leawood, Johnson County, Kansas; thence Easterly along the south line of said Southwest 1/4 of the Southwest 1/4 a distance of 643.00'; thence Northerly at right angles to said south line of the Southwest 1/4 of the Southwest 1/4 a distance of 40.00' to a point on the North right-of-way line of 95th Street as now established and being the TRUE POINT OF BEGINNING of the easement described herein; thence Easterly along said South right-of-way line and parallel to said South line of the Southwest 1/4 of the Southwest 1/4 a distance of 100.00'; thence Northerly at right angles to the last described course a distance of 30.00'; thence Westerly at right angles to the last described course a distance of 100.00'; thence Southerly at right angles to the last described course a distance of 30.00' to the TRUE POINT OF BEGINNING. Containing 3,000s.f. +

The above permanent easement is given with the express understanding that the raised concrete islands will not be enlarged nor shall there be any permanent obstructions outside the area of the raised island so as to inhibit the use of the asphalt parking area as shown on Exhibit A attached.

THIS DEED OF EASEMENT is executed and delivered and said easement is granted upon the following conditions, to wit:

1. The Grantor___, heirs, executors, administrators, successors and assigns, hereby release___ the CITY OF LEAWOOD, KANSAS, its agents and employees, assigns and successors from any and all liability for damage to the remaining lands resulting from this conveyance, and construction and maintenance of said traffic signal system, PROVIDED the Grantee, its agents and employees, assigns and successors shall, as soon as practicable, after construction of said traffic signal system and all subsequent alterations and repairs thereto, restore all property of the Grantor___ to a neat and presentable condition; this convenient to run with the land.

2. The rights granted herein shall not be construed to interfere with or restrict the Grantor___, heirs, executors, administrators, successors and assigns from the use of the premises with respect to the construction and maintenance of property improvements along and over the premises herein described so long as the same are so constructed as not to impair the strength or interfere with the use and maintenance of said traffic signal system.

THIS EASEMENT shall apply to all interests now owned or hereafter acquired to the above described property.

DATED this 27th day of March, 1986.

[Signature]

Vic Regnier
President

Victor L. Regnier

STANDARDS OF KANSAS 773
FILED FOR RECORD
1985 NOV - 4 A/D 32.9
REGISTER OF DEEDS
DEP.
CORPORATE ACKNOWLEDGEMENT

STATE OF MISSOURI) ss
COUNTY OF JACKSON)

BE IT REMEMBERED that on this 27th day of March, 1985, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came VICTOR L. REGNIER, President of Ranch Mart, Inc., a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas, who is personally known to me to be such officer and who is personally known to me to be the same person who executed as such officer the within instrument on behalf of said Corporation, and such person duly acknowledged the execution of the same to be the act and deed of said Corporation, Ranch Mart, Inc.

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

[Signature]

Notary Public
Edra Mae DeMoss

ORDINANCE NO. 887
re. Acceptance of a Traffic Signal Easement
from Ranch Mart, Inc.

Attest:

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: [signature], City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of-general-circulation-in JOHNSON County, Kansas— with a general-paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterrupted in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive day— weeks, days) the first publication thereof being made as aforesaid on the day of, 19— , with subsequent publications being made on the following dates:


Subscribe and sworn to before me this day of December 19— .

NOTARY PUBLIC
ORDINANCE NO. 886

AN ORDINANCE RELATING TO ZONING OF CERTAIN PROPERTY IN THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

18-117. Section 1. The following described real property is hereby designated as being zoned R-1, Single Family Residential District, in accordance with the "Zoning Ordinance" of April 17, 1978, this property having been previously zoned RP-5, Planned Apartment Housing District:

Commencing at the Southwest corner of the North 1/2 of the Southeast 1/4 of Section 21, Township 13 South, Range 25 East in the City of Leawood, Johnson County, Kansas; thence N 2° 06' 32" W., along the W line of the N 1/2 of the said S.E. 1/4, a distance of 1333.25 feet to the N.W. corner of the N 1/2 of the S.E. 1/4 of said Section 21, said point being the True Point of Beginning of the herein described tract; thence N 2° 07' 32" W, along the W line of the N.E. 1/4 of said Section 21, a distance of 93.00 feet to a point; thence N 70° 45' 00" E, a distance of 510.00 feet to a point, said point being the most Westerly corner of Lot 37 of Berkshire, a subdivision in the City of Leawood, Johnson County, Kansas; thence S 31° 33' 47" E, along the W line of Lots 34, 35, 36, and 37, of said Berkshire, a distance of 489.88 feet to a point, said point being the N.W. corner of Lot 33 of said Berkshire; thence S 05° 33' 50" W, along the W line of Lots 32 and 33 of said Berkshire, a distance of 256.63 feet to a point in the Northerly right-of-way line of 124th Street; thence S 83° 23' 50" W, along the said Northerly right-of-way of 124th Street, a distance of 149.10 feet to a point; thence S 68° 08' 49" W, along the said Northerly right-of-way, a distance of 310.06 feet to a point on a curve; thence on said curve to the right and in a Southwesterly direction, having a central angle of 41° 15' 00", a radius of 292.26 feet, and a length of 210.41 feet to a point; thence N 70° 36' 11" W, along the said Northerly right-of-way of 124th Street, a distance of 117.78 feet to a point in the Easterly right-of-way of Roe Avenue; thence N 19° 23' 49" E, along the said Easterly right-of-way of Roe Avenue, a distance of 140.00 feet to a point on a curve; thence on said curve to the left in a Northerly direction, having a central angle of 7° 12' 00", a radius of 1014.93 feet, and a length of 127.54 feet to a point; thence N 77° 48' 11" W, a distance of 60.00 feet to a point in the centerline of Roe Avenue, said point being on a curve; thence on said curve to the left in a Northerly direction, having a central angle of 14° 18' 21", a radius of 954.93 feet, and a length of 238.43 feet to a point; thence N 2° 06' 32" W, a distance of 5.34 feet to the True Point of Beginning. Containing 10.578 acres more or less.

(northeast corner of 124th & Roe; Berkshire, 6th Plat)
ORDINANCE NO. 886
re Zoning - Berkshire, 6th Plat
northeast corner, 124th & Roe

TAKE EFFECT. Section 2. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/18/85 Second Reading: 12/2/85

Passed by the Governing Body this 2nd day of December, 1985.

Approved by the Mayor this 2nd day of December, 1985.

Jean Wise
Mayor

R.S. Metzler
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterrupted in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for

--- (weeks, days) the first publication thereof being made as aforesaid on the --- day of, 19---, with subsequent publications being made on the following dates:

---, 19---
---, 19---
---, 19---
---, 19---
---, 19---

My Commission expires: 19---

Printer's Fee $ 

Additional copies $ 

NOTARY PUBLIC

PEARL A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
ORDINANCE NO. 885

AN ORDINANCE RELATING TO ACCEPTANCE OF DEEDS FOR STREET PURPOSES
(ROE AVENUE IMPROVEMENT, 112TH STREET TO 121ST STREET) FROM
HUNTINGTON LAND COMPANY AND JULIUS D. SPEARS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-565. Section 1. The Governing Body of the City of Leawood, Kansas,
does hereby accept 2 deeds for land to be used for street purposes, the
legal descriptions of which are as follows:

All that part of the SW1/4 of the NW1/4 of the NE1/4 of
Section 16, Township 13, Range 25, now in the City of
Leawood, Johnson County, Kansas, more particularly
described as follows: Beginning at the Northwest corner
of the SW1/4 of the NW1/4 of the NE1/4 of said Section
16; thence S 1° 28' 14" E, along the West line of the
SW1/4 of the NW1/4 of the NE1/4 of said Section 16, a
distance of 524.08 feet; thence N 87° 45' 24" E, to a
point 52.14 feet East of the West line of the SW1/4 of
the NW1/4 of the NE1/4 of said Section 16; thence
Northeasterly, to a point on the North line of the SW1/4
of the NW1/4 of the NE1/4 of said Section 16, and 60 feet
East of the Northwest corner thereof, as measured along
said North line; thence Westerly, along the North line
of the SW1/4 of the NW1/4 of the NE1/4 of said Section
16, to the point of beginning, all subject to that part
thereof dedicated for street purposes, containing 13,662
Square Feet, more or less.

and

All that part of the NE1/4 of Section 16, Township 13,
Range 25, now in the City of Leawood, Johnson County,
Kansas, more particularly described as follows: Beginning
at the Southwest corner of the NE1/4 of said Section 16;
thence Northerly, along the West line of the NE1/4
of said Section 16, to the Northwest corner of the
South 15 Acres of the NI/2 of the SW1/4 of the NE1/4 of
said Section 16; thence Easterly, along the North line of
the South 15 Acres of the NI/2 of the SW1/4 of the NE1/4
of said Section 16, to a point 35 feet East of the West
line thereof; thence Southerly, along a line 35 feet East
of and parallel to the West line of the NE1/4 of said
Section 16, to a point 360 feet North of the South line
thereof; thence Easterly, along a line 360 feet North of
and parallel to the South line of the NE1/4 of said Section
16, to a point 50 feet East of the West line thereof; thence
Southerly, along a line 50 feet East of and parallel to the
West line of the NE1/4 of said Section 16, to a point 30
feet North of the South line thereof; thence Easterly,
along a line 30 feet North of and parallel to the South line
of the NE1/4 of said Section 16, to a point 75 feet East of
ORDINANCE NO. 885
re Acceptance of deeds for street purposes
Roe Ave. improvement, 112th to 121st

the West line thereof; thence Southerly, along a line 75 feet East of and parallel to the West line of the NE1/4 of said Section 16, to a point on the South line thereof; thence Westerly, along the South line of the NE1/4 of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 11,068 Square Feet, more or less.

19-566. INCORPORATION BY REFERENCE. Section 2. Copies of said deeds are attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/4/85 Second Reading: 11/18/85

Passed by the Governing Body this 18th day of November, 1985.
Approved by the Mayor this 18th day of November, 1985.

______________________________
Jean Wise
Mayor

______________________________
J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:
______________________________
R.S. Wetzler
City Attorney
TO HAVE AND TO HOLD THE same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever, in good and lawful manner and manner, and should said right-of-way, any part thereof be vacated, the same shall revert to Part Y of the First Part, its heirs, executors, administrators, successors, or assigns.

And the Part Y of the First Part for its heirs, executors, administrators, successors and assigns, do hereby covenant, promise and agree to and with said Party of the Second Part that at the delivery of these presents and all lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto, that the same are free and clear of and from all and every incumbrance whatsoever, except those of record:

and that First Part Y will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whosoever, Party of the First Part, for its heirs, executors, administrators, successors, or assigns, hereby waive; and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First Party hereby agree that First Party will pay any special assessments or installations made by Second Party, matured or unmatured, on said premises hereby granted, and the Second Party shall not be liable in any way for the payment thereof. First Party further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and pay and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Party of the First Part has hereunto set its hand and seal the day and year first above written.

Entered in Transfer Records
Day of __________ AD 1985

DONALD J. CHERRY

By:

SAUL ELLIS, GENERAL PARTNER
STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD

BE IT REMEMBERED, That on the 2nd day of October, 1985, before me, the undersigned, a Notary Public in and for said County and State, came Saul Ellis

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Ramona L. McConnell
Notary Public
My Commission Expires: October 23, 1988

RAMONA L. MCCONNELL
NOTARY PUBLIC
STATE OF KANSAS
My Aplt. expires 10-23-88

---

STATE OF:
COUNTY OF:

BE IT REMEMBERED, that on the day of , 19 , before me, the undersigned, a Notary Public in and for the County and State aforesaid, came , President of a corporation duly organized, incorporated and existing, under and by virtue of the laws of ;

and , Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires
DEED OF DEDICATION

Know all men by these presents, That this Deed, made and entered into this

28th day of August, 1985, by and between

Julius D. Spears

of Johnson County, State of Kansas, Party of the First Part

and the CITY OF LEAMOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Party of the First Part, in consideration of the sum of

One Dollar ($1.00)
to him in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents,

GRANT, BARGAIN, SELL AND CONVEY unto the Party of
the Second Part forever all his right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All that part of the NE1 of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows:

Beginning at the Southwest corner of the NE1 of said Section 16; thence northeasterly along the West line of the NE1 of said Section 16, to the northwest corner of the South 15 Acres of the NE1 of the SW1 of the NE1 of said Section 16; thence easterly along the North line of the South 15 Acres of the NE1 of the SW1 of the NE1 of said Section 16, to a point 35 feet East of the West line thereof; thence southeasterly along a line 35 feet East of and parallel to the West line of the NE1 of said Section 16, to a point 560 feet North of the South line thereof; thence easterly along a line 360 feet North of and parallel to the South line of the NE1 of said Section 16, to a point 50 feet East of the West line thereof; thence southerly along a line 50 feet East of and parallel to the West line of the NE1 of said Section 16, to a point 20 feet North of the South line thereof; thence westerly along the South line of the NE1 of said Section 16, to a point 75 feet East of and parallel to the West line of the NE1 of said Section 16, to the point of beginning, the whole, all subject to that part thereof dedicated for street purposes, containing 17,656 square feet, or more.

The Improvement, 112 ft. -12½ ft.

To have and to hold the same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way any part thereof be vacated, the same shall revert to Party of the First Part, his heirs, executors, administrators, successors, or assigns.

And the Party of the First Part for his heirs, executors, administrators, successors and assigns, doth hereby convey, promise, and agree to and with said Party of the Second Part that at the delivery of these presents he is lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto, that the same are free and clear of and from all and every incumbrance whatsoever, except those of record

and that First Party will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Party of the First Part, for his heirs, executors, administrators, successors, or assigns, hereby waive and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First party hereby agree that First Party shall pay any special assessments or installations and that First Party shall forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Party of the First Part, for his heirs, executors, administrators, successors, or assigns, hereby waive and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First party hereby agree that First Party shall pay any special assessments or installations

IN WITNESS WHEREOF, said Party of the First Part has hereunto set his hand and seal the day and year first above written.

Julius D. Spears

vol. 2236 pg. 940
INDIVIDUAL ACKNOWLEDGMENT

STATE OF Kansas:

COUNTY OF Johnson:

BE IT REMEMBERED, That on the 28th day of August, 1985, before me, the undersigned, a Notary Public in and for said County and State, came

Julius D. Spears

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Pamela Gray Colburn

My Commission Expires:

February 10, 1987

CORPORATE ACKNOWLEDGMENT

STATE OF

COUNTY OF

BE IT REMEMBERED that on this day of , 1985, before me, the undersigned, a Notary Public in and for the County and State above said, came

, a corporation duly organized, incorporated and existing under and by virtue of the laws of

and , Secretary of said corporation, and are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD

1985 OCT 14 P 2: 18.1

HUBIE M. SCOTT
REGISTER OF DEEDS

BY DEP.
First Published in the Johnson County Sun, Friday, November 25, 1966.

Ordinance No. 85
An ordinance relating to acceptance of deeds for street purposes, to amend an ordinance of the City of Shawnee Mission, Kansas, more particularly described as follows: Beginning at the northeast corner of the NE ¼ of the NE ¼ of Section 16, Township 13 North, Range 13 East, Johnson County, Kansas, and running thence due north along the north line of said section to the north line of an extension of said north line, thence due east along the line of said extension of said north line to the west line of Section 16, thence due south along the west line of said section to the southwest corner of the NE ¼ of the NE ¼ of said section, thence due west along the south line of said section to the southwest corner of the NE ¼ of the NE ¼ of said section and extending north, east, south and west thereunto; subject to all that part thereof dedicated for street purposes, containing 10,060 square feet, more or less.

19-566 INCORPORATION BY REFERENCE. Sections 1 through 11 of said ordinance are hereby referred to and made a part hereof by reference.

TAKEN EFFECT. Section 1. This ordinance shall take effect and be in force from and after publication in the official City newspaper.

My Commission expires: (227-64)

Additonal copies $
ORDINANCE NO. 884 C

AN ORDINANCE AMENDING THE "ZONING ORDINANCE OF APRIL 17, 1978"; ADDITION OF PLANNED BUSINESS PARK DISTRICT (BP); AND REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Section 15-401 of the "Zoning Ordinance of Leawood, Kansas, April 17, 1978", as adopted by the "Code of the City of Leawood, Kansas, 1984" (Section 16-201), is hereby repealed and the following enacted in lieu thereof.

Sections 15-15A01, 15-15A02, 15-15A03, 15-15A04, 15-15A05, are hereby added to the "Zoning Ordinance", to read as follows.

15-401. ZONING DISTRICTS. Section 2. In order to regulate and restrict the use of land and the erection, construction, reconstruction, alteration, moving or use of buildings, structures or land, the corporate area of Leawood, Kansas, is divided into seventeen zoning districts as follows:

District A Agriculture
District AR-1 Estate Dwelling District
District AR-2 Suburban Dwelling District
District R-1 Single Family Residential District
District RP-1 Planned Single Family Residential District
District RP-2 Planned Two Family Residential District
District RP-3 Planned Garden Apartment District
District RP-4 Planned Cluster Residential District
District RP-5 Planned Apartment House District
District RP-6 Planned High Rise Apartment District
District CP-0 Planned Non-Retail Business District
District CP-1 Planned Restricted Business District
District CP-2 Planned General Business District
District BP Planned Business Park District
District REC Planned Recreation District
District MP-1 Planned Industrial Park District
District SP Special Development District

15-15A01. PLANNED BUSINESS PARK DISTRICT (BP); STATEMENT OF INTENT:
Section 3. The Business Park District is intended to provide for a mixture of land uses of varying types in a single coordinated development. The district may include mixtures of office, sales, distribution, warehouse, and related service uses.

The District would be a suitable location for many business activities that desire to combine all of their functions in one location. This district is not intended to be used by general retail businesses without supporting office and/or distribution services. Services are allowed which would support other businesses in the park such as copy services and child care centers.

Assembly or processing which meets strict performance standards is allowed. Assembly of "high tech" goods such as electronic equipment is encouraged. This district is not intended for heavy industrial uses which
would be better suited in an industrial district.

To assure that areas considered for a BP District can accommodate the activity generated by the development, the following conditions shall exist:

1) Direct access available to at least one major thoroughfare. Direct access includes connection(s) directly to the thoroughfare at the boundary of the project.

2) The minimum area for any project shall be at least 20 acres.

3) A traffic study must be prepared by professional traffic engineers projecting the amount of traffic that will be generated by a fully completed development and indicating how such traffic will be handled both on and off the site.

15-15A02. PERMITTED USES. Section 4. In District BP, no building, structure, land or premises shall be used, and no building or structure shall be hereafter erected, constructed, reconstructed, or altered except for one or more of the following uses or a similar use which meets the required performance standards:

A. SERVICES
   Offices
   Private and technical schools
   Photography and photogrammetric services
   Medical services, veterinarians
   Printing, publishing and photoprocessing
   Maintenance and repair of business machines, household appliances and similar small equipment
   Data processing and other business services
   Health care, fitness and child care establishments
   Laboratories and other research facilities
   Graphics materials research and production facilities

B. SALES
   Business and electronic equipment
   Household, hotel and restaurant appliances and furniture
   Printed graphic materials
   Medical and hospital supplies and equipment
   Lighting fixtures, wall and floor covering
   Showrooms

C. STORAGE
   Storage, warehousing or distribution of materials directly involved or in support of uses described herein. "Mini Warehousing" is not permitted.
D. ASSEMBLY OR PROCESSING

Assembly or light manufacturing of articles such as the following:
- Electronic equipment
- Medical and dental equipment
- Drafting and optical equipment
- Watches and clocks
- Cosmetics, drugs, and pharmaceutical products
- Computer equipment

E. CUSTOMARY ACCESSORY USES

15-15A03. PERFORMANCE STANDARDS. Section 5.

A. All products that are stored, sold and materials used in production, shall be kept inside a building and all services shall be rendered inside a building with the exception of outdoor play areas for licensed child care facilities.

B. All company service vehicles, fleet trucks, etc. used in conjunction with a permitted use shall be stored overnight such that they are not visible from a public street stored inside of a structure or screened with a landscape buffer.

C. Each occupancy shall be of a type that has limited contact with the general public, does not produce unusually high traffic volumes, and involves a low incidence of truck traffic.

D. Warehousing, storage, assembly, and processing shall not occupy more than 75% of the total gross floor area of any building.

E. Any retail sales that occur shall be subordinate to another permitted use in the same building.

F. Service businesses shall be allowed to occupy the entire gross floor area of a building.

G. No smoke, radioactive emission, vibration or concussion, heat or glare shall be produced that is perceptible outside a building and no dust, fly ash or gas that is toxic, caustic or injurious to humans or property shall be produced.

H. In no case shall the noise level exceed 60 dBA at repeated intervals or for a sustained length of time, measured at any point along the property line.
ORDINANCE NO. 884 C
Amendment to "Zoning Ordinance"; Addition of Planned Business Park District (BP)

15-15A04. DEVELOPMENT STANDARDS. Section 6.
A. A business park shall contain not less than 20 acres and shall be developed by a single entity. Lots may be sold to separate users but the sale of lots must be accompanied by protective covenants assuring a high level of architecture, site improvements and their continued maintenance. Covenants shall include at a minimum, property owners' association, maintenance of individual sites and common areas, standards for finishing of buildings, and design standards for signs. Such standards shall be submitted with the preliminary site plan.

B. Common brick, concrete blocks, corrugated metal or pre-engineered metal components installed with exposed fasteners, and pre-cast "T" shaped concrete wall sections are prohibited on any building exterior wall.

C. Architectural quality of the buildings must be equal on all sides of the structure such that all sides of the building are "finished".

D. Any loading dock or loading area shall be completely screened from public streets by a solid wall, fence or evergreen plantings.

15-15A05. HEIGHT AND AREA REGULATIONS. Section 7. In District BP the height of buildings, the minimum dimension of lots and yards, and the minimum lot area permitted shall be as follows:

A. HEIGHT
The height of any building or structure shall not exceed 3 stories or 36 feet.

B. YARDS.
1) There shall be a yard adjacent to any street right-of-way line of at least 40' for any building or structure, and 25' for parking facility or service area.
2) Side yards and the rear yard shall be not less than 25' for any building or structure, and 10' for any surface parking facility, loading dock, or service area, on an individual lot.

C. MAXIMUM BUILDING COVERAGE
Building coverage shall not exceed 30% of the area of each individual building site in the Business Park District.
D. BUFFER REQUIREMENTS
Along any property line adjacent to an area zoned for or developed with residential structures, a wall and/or fence and/or landscape buffer strip shall be provided of sufficient height and density to serve the purpose of a solid screen such that the projection of a horizontal line of sight originating six feet off the existing terrain at the adjacent residential lot line will be cut off by the buffering, but in no case shall the buffering strip be less than 6 feet in height. At street intersections, this required screen or buffer shall be set back a sufficient distance to avoid interference with the vision of approaching vehicles and creation of a traffic hazard. All fences shall be included on the preliminary and final site plan and approved by the Director of Planning prior to the issuance of a building permit.

E. LANDSCAPE REQUIREMENTS
All required setback areas and open space shall be landscaped with grass, trees, shrubs, berms, and other appropriate materials in such a manner as to provide a park-like setting for the building or buildings. These areas shall be kept free of debris and refuse and shall be maintained by the owner, occupant; or developer. These areas shall be irrigated by an underground sprinkler system.

All parking areas greater than 65 feet in width or wider than a double-loaded aisle are required to have not less than 6% of the interior of the parking lot landscaped in grouped planting areas. The interior of a parking lot shall be calculated by multiplying the number of parking spaces by 280 square feet. Planting which is required along the perimeter of a parking lot shall not be considered as part of the interior landscaping requirement.

In the BP district 1 tree per 40 feet of street frontage will be required in the right-of-way and 1 tree is required for every 3000 square feet of landscaped open space.

F. PARKING AND LOADING REQUIREMENTS
1) Off-street parking shall be provided on the site which it serves in an amount sufficient to meet the needs of all persons associated with the use, either as employees, customers, suppliers, or visitors. For uses listed in "Additional Parking Regulations", Article 24, those standards shall be used. For mixed uses such as office and warehouse in the same building, an overall parking ratio of 3 spaces per 1000 sq. ft. of building area is required.
2) All sidewalks, where provided, shall be at least 4' wide. Where head in parking adjoins a sidewalk, either bumper curbs placed at least 2' from the nearest edge of the sidewalk, or an extra 2' of sidewalk width must be provided so that automobile overhang will not intrude on the pedestrian space.

3) The minimum width of landscaped islands or planting strips where provided is 8'. If a sidewalk is included in the planting strip, the landscaped area may be reduced to 6'.

G. SIGNS
The number, location, and type of signs permitted are subject to the following conditions:

1) The maximum area for a sign which identifies the main entrance of the Business Park is 100 sq. ft., and only 1 such sign is permitted. Such monument signs may be indirectly illuminated and placed in the required buffer area, but not in any public street right-of-way. Secondary entrances may be identified by a monument sign not exceeding 50 sq. ft. in size.

2) Each business or commercial establishment shall be permitted not more than two indirectly illuminated or non-illuminated wall signs, not more than one on a facade, the total area of which sign shall not exceed 2% of the total area of the facade upon which it is placed. In lieu of one of the wall signs permitted, one detached monument sign per building may be permitted. Such detached sign shall not exceed the size which would be allowed if it were a wall sign and may be indirectly illuminated.

3) No wall sign shall extend above the average roof level of the building on which it is affixed.

4) A uniform signage design and color arrangement must be established as part of the required covenants or design standards.

5) The location of all signs shall be shown on the preliminary and final site development plans.

6) The materials, designs, dimensions and location of all signs shall be approved as part of the final site development plan.
H. UTILITIES
All utilities shall be installed underground within the project. Existing distribution lines which serve a regional area are excluded from this requirement.

I. TRASH ENCLOSURES
All trash must be stored inside of a structure that is compatible with the building design. The structure must be of materials that are comparable to the materials used in the buildings in the park. The design of the trash enclosures must be shown on the preliminary and final site plan.

VALIDITY OF ORDINANCE. Section 8. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 9. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/4/85     Second Reading: 11/18/85
Passed by the Governing Body this 18th day of November, 1985.
Approved by the Mayor this 18th day of November, 1985.

应付

Jean Wise
Mayor

J. Oberland
City Clerk

APPROVED FOR FORM AND CONTENT: [Signature], City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a theological, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive days, the first publication thereof being made as aforesaid on the 22nd day of, December 19__, with subsequent publications being made on the following dates:

-------------------------------------------------- 19----  -------------------------------------------------- 19----

-------------------------------------------------- 19----  -------------------------------------------------- 19----

Judy L. Sutton

Subscribe and sworn to before me this 22nd day of December 19__

NOTARY PUBLIC

My Commission expires: 12/31/86

Printer's Fee $ 75.50

Additional copies $
This page contains a document that appears to be a legal or regulatory text, possibly related to building codes or real estate regulations. However, the content is not clearly legible due to the quality and orientation of the image. Without clearer visibility, it's challenging to provide a meaningful text representation or translation.
ORDINANCE NO. 883

AN ORDINANCE AUTHORIZING ISSUANCE OF COMBINED PROJECT NOTES IN THE SUM OF ONE HUNDRED FIFTEEN THOUSAND DOLLARS ($115,000.00) OF THE CITY OF LEAWOOD, KANSAS, TO PROVIDE FOR THE CITY’S SHARE OF INTERSECTION IMPROVEMENTS AT 95TH AND MISSION ROAD AND TO PROVIDE FOR ADDITIONAL FUNDS NEEDED IN THE CONSTRUCTION OF THE PUBLIC WORKS FACILITY.

WHEREAS, the Governing Body of the City of Leawood has formerly adopted Ordinance Number 464 and 453 (subsequently included as Section 14-206 of the code of 1984), declaring 95th Street and Mission Road as main trafficways and on May 1, 1978, adopted Resolution No. 460 determining the advisability and determining the necessity for improvements on 95th Street and Mission Road, and on August 2, 1978 signed an interlocal agreement with the Johnson County, Kansas, The City of Overland Park, Kansas, and The City of Prairie Village, Kansas, for sharing in costs of financing of improvements at 95th Street and Mission Road; and

WHEREAS, it has been determined that the estimated costs of the construction and improvements of 95th Street and Mission Road will be Sixty Five Thousand Dollars ($65,000.00) for Leawood's share of the costs, (the balance to be paid by Johnson County, Kansas, The City of Overland Park, Kansas, and The City of Prairie Village, Kansas) and that it will be necessary to issue temporary notes to finance its portion of the costs of construction of such improvements; and

WHEREAS, the City has previously passed Resolution No. 706 making findings of advisability and authorizing improvements to the Public Works Facility; and

WHEREAS, the Governing Body finds there have been additional costs incurred in the construction of the facility and that an amount not to exceed Fifty Thousand Dollars ($50,000.00) in additional temporary notes should be issued for such remodeling and construction; and said notes are authorized pursuant to K.S.A. 12-1736 et seq.;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1,154. Section 1. That for the purpose of providing funds for its share of construction costs of improvements at 95th Street and Mission Road pursuant to K.S.A. 12-685 and to provide for costs of construction of the public works facility, pursuant to K.S.A. 12-1736 et seq., there is hereby authorized the issuance of combined project notes of the City of Leawood, Kansas, in the total principal amount of One Hundred Fifteen Thousand Dollars ($115,000.00).

20-1,155. Section 2. Said notes shall be designated as Series 85-1 and shall consist of two (2) notes, Note No. 1 to be in the amount of Fifty Thousand Dollars ($50,000.00) and Note No. 2 to be in the amount of Sixty Five Thousand Dollars ($65,000.00). Each note shall be dated November 27, 1985.

20-1,156. Section 3. The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in the minimum amount of $100,000.00), at any date prior to the stated maturity date of said notes by the publication and payment of said notes, the last publication of such notice to be at least ten days prior to the redemption date fixed in such notice. The principal of each of said notes shall be payable at maturity or at such earlier time as funds are available from the issuance of general obligation bonds to retire said notes. Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas.
20-1,157. Section 4. The date fixed on said notes shall be the date of issue. Each of said notes shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

20-1,158. Section 5. The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to the purchaser or purchasers thereof upon payment of the purchase price therefor.

20-1,159. Section 6. The proceeds of said temporary note issue shall be deposited with the City Treasurer in the special funds created for the purpose of paying said costs and expenses of the respective improvements hereinbefore described and retiring the outstanding notes previously issued as aforesaid.

20-1,160. Section 7. The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

TAKE EFFECT. Section 8. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/4/85 Second Reading: 11/18/85

Passed by the Governing Body this 18th day of November, 1985.

Approved by the Mayor this 18th day of November, 1985.

JEAN HISE, Mayor

J. OBERLANDER, City Clerk

APPROVED AS TO FORM AND CONTENT:

RICHARD S. WETZLER, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive days (weeks, days) the first publication thereof being made as aforesaid on the 30th day of November, 1985, with subsequent publications being made on the following dates:

-------------------------------, 1985 -------------------------------, 1985

-------------------------------, 1985 -------------------------------, 1985

Judy L. Sutton

Subscribe and sworn to before me the 20th day of November, 1985

Marguerite E. Baker

NOTARY PUBLIC
WHEREAS, the Governing Body of the City of Leawood has, by Ordinance No. 336, amended the Revised City Code of the City of Leawood, Kansas, and by Resolution No. 2, adopted the Ordinance herein referred to, and it is desirable that the said Ordinance be made a part of the Revised City Code of the City of Leawood, Kansas.

NOW, THEREFORE, the Governing Body of the City of Leawood, Kansas, does hereby adopt the said Ordinance, and does hereby declare that the same shall take effect as of the date hereof.

In witness whereof, the Governing Body of the City of Leawood, Kansas, has hereunto subscribed their names and affixed their seals, this the 28th day of November, 1990.

S. A. K. S. W.

[Signature]

Mayor
ORDINANCE NO. 882

AN ORDINANCE AUTHORIZING THE CITY OF LEAWOOD, KANSAS, TO ISSUE $6,300,000 PRINCIPAL AMOUNT OF INDUSTRIAL REVENUE BONDS, SERIES 1985 (UNIQUE SUPER MARKETS OF KANSAS, INC. PROJECT), FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF ACQUIRING, PURCHASING CONSTRUCTING AND INSTALLING A PROJECT FOR UNIQUE SUPER MARKETS OF KANSAS, INC., A KANSAS CORPORATION, CONSISTING OF A COMMERCIAL FACILITY, INCLUDING REAL ESTATE, BUILDINGS AND IMPROVEMENTS; AUTHORIZING THE CITY TO ENTER INTO A TRUST INDENTURE WITH A TRUSTEE NAMED THEREIN; AUTHORIZING THE CITY TO ENTER INTO A LEASE AGREEMENT WITH UNIQUE SUPER MARKETS OF KANSAS, INC.; APPROVING THE FORM OF A GUARANTY AGREEMENT BY WETTERAU INCORPORATED, A MISSOURI CORPORATION; MAKING AN ELECTION UNDER SECTION 103(b)(6)(D) OF THE INTERNAL REVENUE CODE OF 1954, AS AMENDED; AND AUTHORIZING AND APPROVING THE EXECUTION OF CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

WHEREAS, the City of Leawood, Kansas (the "City"), is authorized pursuant to the provisions of K.S.A. 12-1740 to 12-1749a, inclusive, as amended (the "Act"), to acquire, purchase, construct and equip certain facilities (as defined in the Act), and to issue industrial revenue bonds for the purpose of paying the cost of such facilities, and to lease such facilities to private persons, firms or corporations; and

WHEREAS, the governing body of the City has heretofore and does now find and determine that it is desirable in order to promote, stimulate and develop the general economic welfare and prosperity of the City and the State of Kansas that the City issue its Industrial Revenue Bonds, Series 1985 (Unique Super Markets of Kansas, Inc. Project), in the principal amount of $6,300,000 (the "Bonds"), for the purpose of acquiring, purchasing, constructing and installing a project in Leawood, Kansas, consisting of a commercial facility, including real estate, buildings, improvements, machinery and equipment (the "Project"), and that the City lease the Project to Unique Super Markets of Kansas, Inc., a Kansas corporation (the "Company"); and

WHEREAS, the governing body of the City further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the City enter into certain documents, and that the City take certain other actions and
approve the execution of certain other documents as herein provided;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY
OF THE CITY OF LEAWOOD, KANSAS, AS FOLLOWS:

21-301. Section 1. Authorization for the Acquisition, Pur-
chase, Construction and Improvement of the Project. The City
is hereby authorized to provide for the acquisition, purchase,
construction and installation of the Project, all in the manner
and as more particularly described in the hereinafter referred
to Indenture and the hereinafter referred to Lease.

21-302. Section 2. Authorization of and Security for the
Bonds. The City is hereby authorized to issue and sell its
Industrial Revenue Bonds, Series 1985 (Unique Super Markets
of Kansas, Inc. Project), in the principal amount of $6,300,000,
for the purpose of providing funds to pay the cost of acquir-
ing, purchasing, constructing and installing the Project. The
Bonds shall be issued and secured pursuant to the herein
authorized Indenture and shall bear such dates, shall mature at
such times, shall be in such denominations, shall bear interest
at such rates, shall be in such forms, shall be subject to
redemption and other terms and conditions, and shall be issued
in such manner, subject to such provisions, covenants and
agreements, as are set forth in the Indenture. The Bonds shall
be payable solely out of the rents, revenues and receipts
derived by the City from the Project, and the Project and the
net earnings derived by the City from the Project shall be
pledged and assigned to the Trustee as security for payment of
the Bonds as provided in the Indenture.

21-303. Section 3. Authorization of Documents. The City is
hereby authorized to enter into the following documents, in
substantially the forms presented to and reviewed by the
governing body of the City at this meeting and attached to this
Ordinance (copies of which documents shall be filed in the
records of the City), with such changes therein as shall be
approved by the officers of the City executing such documents,
such officers' signatures thereon being conclusive evidence of
their approval thereof:

(a) Trust Indenture dated as of November 1, 1985
(the "Indenture"), between the City and the trustee
named therein (the "Trustee"), pursuant to which the
Bonds shall be issued and the City shall pledge the
Project and assign the rents, revenues and receipts
received pursuant to the Lease Agreement to the Trust-
see for the benefit of and security of the holders of
the Bonds upon the terms and conditions as set forth
in said form of Indenture (attached hereto as Exhibit
"A"); and
(b) Lease Agreement dated as of November 1, 1985 (the "Lease"), between the City and the Company under which the City will agree to use the proceeds derived from the sale of the Bonds for the purpose of acquiring, purchasing, constructing and installing the Project and to lease the Project to the Company, and the Company will agree to make payments in amounts sufficient to provide for the payment of the principal of, redemption premium, if any, and interest on the Bonds as the same become due (said Lease to be substantially in the form attached hereto as Exhibit "B").

21-304. Section 4. Approval of Guaranty Agreement. The City hereby approves the Guaranty Agreement dated as of November 1, 1985 (the "Guaranty"), pursuant to which Wetterau Incorporated, a Missouri corporation, unconditionally guarantees to the Trustee, for the benefit of the bondholders, the payment of the principal of, redemption premium, if any, and interest on the Bonds (attached hereto as Exhibit "C") in substantially the form approved by the governing body of the City at this meeting and attached to this Ordinance.

21-305. Section 5. Execution of Bonds and Documents. The Mayor of the City is hereby authorized and directed to execute the Bonds and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the City in the manner provided in the Indenture. The Mayor of the City is hereby authorized and directed to execute and deliver the Indenture, the Lease and such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the City. The City Clerk of the City is hereby authorized and directed to attest to and affix the seal of the City to the Bonds, the Indenture, the Lease and such other documents, certificates and instruments.

21-306. Section 6. Election Under Section 103(b)(6)(D) of the Internal Revenue Code. The City hereby elects that Section 103(b)(6)(D) of the Internal Revenue Code of 1954, as amended, shall apply to the Bonds, and the Mayor is hereby authorized and directed to file evidence of said election with any appropriate officer of the United States, including the Secretary of the Treasury or his delegate, and to take such other action as may be necessary to make effective the election herein.

21-307. Section 7. Further Authority. The City shall, and the officers and agents of the City are hereby authorized and directed to, take such action, expend such funds and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the City with respect to the Bonds, the Indenture and the Lease.
Section 8. Effective Date. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City and publication in the official City newspaper.

First Reading: 10/21/85 Second Reading: 11/4/85
PASSED by the governing body of the City of Leawood, Kansas, this 4th day of November, 1985.

Approved by the Mayor this 4th day of November, 1985.

[Signature]
Mayor

APPROVED FOR FORM AND CONTENT:

[Signature]
City Attorney

R.S. Wetzler
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: -- Judy L. Sutton -- being first duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for -- days -- consecutive days (weeks, days) the first publication thereof being made as aforesaid on the -- day of, --, 19--, with subsequent publications being made on the following dates:

--, 19--
--, 19--

Judy L. Sutton

Subscribe and sworn to before me this -- day of, --, 19--:

MARGUERITE E. BAKER
NOTARY PUBLIC

My Commission expires: 3-12-88
Printer's Fee $ 10.70.00
Additional copies $
AUTHORIZING THE CITY OF LAWRENCE, KANSAS, TO ISSUE 300,000 PRINCIPAL AMOUNT OF INDUSTRIAL REVOLVING BONDS, SERIES 1960 (UNIQUE SUPER MARKETS OF LAWRENCE, INC. REAL ESTATE, BUILDINGS, APPARATUS AND EQUIPMENT, TO PAY THE COST OF ACQUIRING, PURCHASING, CONSTRUCTING AND INSTALLING A PROJECT FOR UNIQUE SUPER MARKETS OF KANSAS, INC. AND ASSOCIATES, CONSISTING OF THREE INDUSTRIAL BUILDINGS TO HOUSE THE CITY TO ENTER INTO A TRUST AGREEMENT WITH, A TRUSTEE NAMED THEREIN, AUTHORIZED TO FUND THE CITY TO CONSTRUCT AND INSTALL THE THREE INDUSTRIAL BUILDINGS, IN THE FORM OF A GUARANTEE AGREEMENT, MAKING AN ELECTION UNDER THE INTERNAL REVENUE CODE, SECTIONS 6721, 6722, AND AUTHORIZING AND APPROVING THE EXECUTION OF CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUE OF SAID BONDS.

The City of Lawrence, Kansas (the "City"), is authorized to issue the bonds of K.S.A. 23-170C to 23-179F, inclusive, an amendment to "Section 618c," to acquire, purchase, construct, and equip any, and interest on any, and to enter into the bonds of Kansas, in the form of a guaranty agreement, the governing body of the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawrence, Kansas, to be payable to the benefit of the City of Lawrence, Kansas, with the City of Lawr
AN ORDINANCE AUTHORIZING THE CITY OF LEAWOOD, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS SERIES A, 1985 (COLLEGE AND ROE ASSOCIATES, L.P. PROJECT) IN THE PRINCIPAL AMOUNT NOT TO EXCEED $5,200,000, FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF ACQUIRING, PURCHASING, CONSTRUCTING AND IMPROVING A PROJECT FOR COLLEGE AND ROE ASSOCIATES, L.P., A KANSAS LIMITED PARTNERSHIP, CONSISTING OF A COMMERCIAL OFFICE FACILITY; AUTHORIZING THE CITY TO ENTER INTO AN INDENTURE OF TRUST; AUTHORIZING THE CITY TO ENTER INTO A LEASE AGREEMENT; APPROVING THE FORMS OF THE LEASE AGREEMENT AND THE INDENTURE OF TRUST; MAKING AN ELECTION UNDER SECTION 103(b)(6)(D) OF THE INTERNAL REVENUE CODE; AND AUTHORIZING AND APPROVING THE EXECUTION OF CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

WHEREAS, the City of Leawood, Kansas (the "Issuer"), is authorized pursuant to the provisions of K.S.A. §§ 12-1740 to 12-1749a, inclusive, as amended (the "Act"), to acquire, purchase and construct certain facilities (as defined in the Act), to issue industrial revenue bonds for the purpose of paying the cost of such facilities, and to lease such facilities to private persons, firms or corporations; and

WHEREAS, the governing body of the Issuer has heretofore and does now find and determine that it is desirable, in order to promote, stimulate and develop the general economic welfare and prosperity of the Issuer and the State of Kansas, that the Issuer issue its Industrial Revenue Bonds Series A, 1985 (College and Roe Associates, L.P. Project), in the principal amount not to exceed $5,200,000 (the "Bonds"), for the purpose of financing the acquisition, purchase, construction and improvement of a project in the City of Leawood, Kansas, consisting of a commercial office facility located at College Boulevard and Roe Avenue, including real estate, building, improvements, fixtures and equipment (the "Project") for College and Roe Associates, L.P., a Kansas limited partnership (the "Tenant"); and

WHEREAS, the governing body of the Issuer further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the Issuer enter into certain documents to be filed with the records of the Issuer, the forms of said documents having been presented to this meeting, and that the Issuer
take certain other actions and approve the execution of certain other documents as herein provided; and

WHEREAS, a public hearing was held by the Issuer on October 21, 1985, following reasonable notice published in the Johnson County Sun on October 2, 1985, as required by Section 103(k) of the Internal Revenue Code of 1954, as amended (the "Code");

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, AS FOLLOWS:

21-208. Section 1. Authorization for and Approval of the Acquisition, Purchase, Construction and Improvement of the Project. The Issuer is hereby authorized to provide for the acquisition, purchase, construction and improvement of the Project, all in the manner and as more particularly described in the Indenture and the Lease, as defined hereafter, and the City Council of the Issuer hereby approves the Project and the issuance of its Industrial Revenue Bonds to pay the cost of acquiring, purchasing, constructing and improving the Project.

21-209. Section 2. Authorization of and Security for the Bonds. The Issuer is hereby authorized to issue and sell its Industrial Revenue Bonds Series A, 1985 (College and Roe Associates, L.P. Project), in the principal amount not to exceed $5,200,000 for the purpose of providing funds to pay the cost of acquiring, purchasing, constructing and improving the Project. The Bonds shall be issued and secured pursuant to the Indenture authorized herein. The Bonds shall bear interest at the rate of 9-7/8% per annum, which interest rate shall be subject to increase as provided in the Indenture, with interest only payable monthly for the first five (5) years, then principal and interest shall be payable monthly based on a twenty-five (25) year amortization, and shall be in such denominations, shall be in such forms, shall be subject to redemption and other terms and conditions, and shall be issued in such manner, subject to such provisions, covenants and agreements as are set forth in the Indenture. The Bonds shall be payable solely out of the rents, revenues and receipts derived by the Issuer from the Project. The Project and the net earnings derived by the Issuer from the Project shall be pledged and assigned to the Trustee as security for payment of the Bonds as provided in the Indenture.

21-210. Section 3. Authorization of Documents. The Issuer is hereby authorized to enter into the following documents, in substantially the forms presented to the City Council of the Issuer at this meeting and attached to this Ordinance (copies of which documents shall be filed in the records of the Issuer), with such changes therein as, with the advice of counsel, shall be approved by
the officers of the Issuer executing such documents, such officers' signatures thereon being conclusive evidence of their approval thereof:

(a) Indenture of Trust (the "Indenture"), between the Issuer and the trustee designated in the Indenture (the "Trustee"), pursuant to which the Bonds shall be issued and the Issuer shall pledge the Project and assign the rents, revenues and receipts received pursuant to the Lease to the Trustee for the benefit of and security of the owners of the Bonds upon the terms and conditions as set forth in said form of Indenture (said Indenture to be substantially in the form attached hereto as Exhibit "A");

(b) Lease Agreement (the "Lease"), between the Issuer and the Tenant under which the Issuer will lease the Project to the Tenant (said Lease to be substantially in the form attached hereto as Exhibit "B");

21-211. Section 4. Designation of Trustee, Paying Agent and Bond Registrar. The party designated in the Indenture is hereby designated Trustee, Paying Agent and Bond Registrar for the Bonds under the Indenture.

21-212. Section 5. Execution of Bonds and Documents. The Mayor is hereby authorized and directed to execute the Bonds by manual or facsimile signature and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the Issuer in the manner provided in the Indenture. The Mayor is hereby authorized and directed to execute and deliver the Indenture, the Lease and such other documents, certificates and instruments, including a deed delivering title to Tenant upon Tenant's exercise of its option to purchase the Project contained in the Lease, as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the Issuer. The City Clerk is hereby authorized and directed to attest to the Bonds by manual or facsimile signature and to attest to and affix the seal of the Issuer to the Indenture, the Lease and such other documents, certificates and instruments.

21-213. Section 6. Election of $10,000,000 Small Issue Exemption. The Issuer hereby elects that the $10,000,000 limit set forth in Section 103(b)(6)(D) of the Internal Revenue Code of 1954, as amended shall apply to the Bonds, and the Mayor and City Clerk are hereby authorized and directed to file evidence of said election with any appropriate officer of the United States, including the Secretary of the Treasury or his delegate, and to take such other action as may be necessary to make effective the election made herein.
21-214. **Section 7. Further Authority.** The Issuer shall, and the officers and agents of the Issuer are hereby authorized and directed to take such action, expend such funds, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the Issuer with respect to the Bonds, the Indenture and the Lease.

**Section 8. Effective Date.** This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the Issuer and publication in the Issuer's official newspaper.

First Reading: 10/7/85 Second Reading: 11/4/85

PASSED by the governing body of the City of Leawood, Kansas this 4th day of November, 1985.

Approved by the Mayor this 4th day of November, 1985.

Jean Wise, Mayor

[SEAL]

City Clerk

APPROVED AS TO FORM:

City Attorney
ORDINANCE NO. 880

AN ORDINANCE AUTHORIZING THE CITY OF LEAWOOD, KANSAS, TO ISSUE INDUSTRIAL REVENUE BONDS SERIES A, 1985 (LEAWOOD EXECUTIVE CENTRE ASSOCIATES, L.P. PROJECT) IN THE PRINCIPAL AMOUNT NOT TO EXCEED $5,200,000, FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF ACQUIRING, PURCHASING, CONSTRUCTING AND IMPROVING A PROJECT FOR LEAWOOD EXECUTIVE CENTRE ASSOCIATES, L.P., A KANSAS LIMITED PARTNERSHIP, CONSISTING OF A COMMERCIAL OFFICE FACILITY; AUTHORIZING THE CITY TO ENTER INTO AN INDENTURE OF TRUST; AUTHORIZING THE CITY TO ENTER INTO A LEASE AGREEMENT; APPROVING THE FORMS OF THE LEASE AGREEMENT AND THE INDENTURE OF TRUST; MAKING AN ELECTION UNDER SECTION 103(b)(6)(D) OF THE INTERNAL REVENUE CODE; AND AUTHORIZING AND APPROVING THE EXECUTION OF CERTAIN DOCUMENTS AND THE TAKING OF OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SAID BONDS.

WHEREAS, the City of Leawood, Kansas (the "Issuer"), is authorized pursuant to the provisions of K.S.A. §§ 12-1740 to 12-1749a, inclusive, as amended (the "Act"), to acquire, purchase and construct certain facilities (as defined in the Act), to issue industrial revenue bonds for the purpose of paying the cost of such facilities, and to lease such facilities to private persons, firms or corporations; and

WHEREAS, the governing body of the Issuer has heretofore and does now find and determine that it is desirable, in order to promote, stimulate and develop the general economic welfare and prosperity of the Issuer and the State of Kansas, that the Issuer issue its Industrial Revenue Bonds Series A, 1985 (Leawood Executive Centre Associates, L.P. Project), in the principal amount not to exceed $5,200,000 (the "Bonds"), for the purpose of financing the acquisition, purchase, construction and improvement of a project in the City of Leawood, Kansas, consisting of a commercial office facility located at College Boulevard and Roe Avenue, including real estate, building, improvements, fixtures and equipment (the "Project") for Leawood Executive Centre Associates, L.P., a Kansas limited partnership (the "Tenant"); and

WHEREAS, the governing body of the Issuer further finds and determines that it is necessary and desirable in connection with the issuance of the Bonds that the Issuer enter into certain documents to be filed with the records of the Issuer, the forms of said
documents having been presented to this meeting, and that the Issuer take certain other actions and approve the execution of certain other documents as herein provided; and

WHEREAS, a public hearing was held by the Issuer on October 21, 1985, following reasonable notice published in the Johnson County Sun on October 2, 1985, as required by Section 103(k) of the Internal Revenue Code of 1954, as amended (the "Code");

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, AS FOLLOWS:

21-201. Section 1. Authorization for and Approval of the Acquisition, Purchase, Construction and Improvement of the Project. The Issuer is hereby authorized to provide for the acquisition, purchase, construction and improvement of the Project, all in the manner and as more particularly described in the Indenture and the Lease, as defined hereafter, and the City Council of the Issuer hereby approves the Project and the issuance of its Industrial Revenue Bonds to pay the cost of acquiring, purchasing, constructing and improving the Project.

21-202. Section 2. Authorization of and Security for the Bonds. The Issuer is hereby authorized to issue and sell its Industrial Revenue Bonds Series A, 1985 (Leawood Executive Centre Associates, L.P. Project), in the principal amount not to exceed $5,200,000 for the purpose of providing funds to pay the cost of acquiring, purchasing, constructing and improving the Project. The Bonds shall be issued and secured pursuant to the Indenture authorized herein. The Bonds shall bear interest at the rate of 9-7/8% per annum, which interest rate shall be subject to increase as provided in the Indenture, with interest only payable monthly for the first five (5) years, then principal and interest shall be payable monthly based on a twenty-five (25) year amortization, and shall be in such denominations, shall be in such forms, shall be subject to redemption and other terms and conditions, and shall be issued in such manner, subject to such provisions, covenants and agreements as are set forth in the Indenture. The Bonds shall be payable solely out of the rents, revenues and receipts derived by the Issuer from the Project. The Project and the net earnings derived by the Issuer from the Project shall be pledged and assigned to the Trustee as security for payment of the Bonds as provided in the Indenture.

21-203. Section 3. Authorization of Documents. The Issuer is hereby authorized to enter into the following documents, in substantially the forms presented to the City Council of the Issuer at this meeting and attached to this Ordinance (copies of which documents shall be filed in the records of the Issuer), with such
changes therein as, with the advice of counsel, shall be approved by the officers of the Issuer executing such documents, such officers' signatures thereon being conclusive evidence of their approval thereof:

(a) Indenture of Trust (the "Indenture"), between the Issuer and the trustee designated in the Indenture (the "Trustee"), pursuant to which the Bonds shall be issued and the Issuer shall pledge the Project and assign the rents, revenues and receipts received pursuant to the Lease to the Trustee for the benefit of and security of the owners of the bonds upon the terms and conditions as set forth in said form of Indenture (said Indenture to be substantially in the form attached hereto as Exhibit "A");

(b) Lease Agreement (the "Lease"), between the Issuer and the Tenant under which the Issuer will lease the Project to the Tenant (said Lease to be substantially in the form attached hereto as Exhibit "B");

21-204. Section 4. Designation of Trustee, Paying Agent and Bond Registrar. The party designated in the Indenture is hereby designated Trustee, Paying Agent and Bond Registrar for the Bonds under the Indenture.

21-205. Section 5. Execution of Bonds and Documents. The Mayor is hereby authorized and directed to execute the Bonds by manual or facsimile signature and to deliver the Bonds to the Trustee for authentication for and on behalf of and as the act and deed of the Issuer in the manner provided in the Indenture. The Mayor is hereby authorized and directed to execute and deliver the Indenture, the Lease and such other documents, certificates and instruments, including a deed delivering title to Tenant upon Tenant's exercise of its option to purchase the Project contained in the Lease, as may be necessary or desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the Issuer. The City Clerk is hereby authorized and directed to attest to the Bonds by manual or facsimile signature and to attest to and affix the seal of the Issuer to the Indenture, the Lease and such other documents, certificates and instruments.

21-206. Section 6. Election of $10,000,000 Small Issue Exemption. The Issuer hereby elects that the $10,000,000 limit set forth in Section 103(b)(6)(D) of the Internal Revenue Code of 1954, as amended shall apply to the Bonds, and the Mayor and City Clerk are hereby authorized and directed to file evidence of said election with any appropriate officer of the United States, including the
Secretary of the Treasury or his delegate, and to take such other action as may be necessary to make effective the election made herein.

21-207. Section 7. Further Authority. The Issuer shall, and the officers and agents of the Issuer are hereby authorized and directed to take such action, expend such funds, and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and to carry out, comply with and perform the duties of the Issuer with respect to the Bonds, the Indenture and the Lease.

Section 8. Effective Date. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the Issuer and publication in the Issuer's official newspaper.

First Reading: 10/7/85  Second Reading: 11/4/85

PASSED by the governing body of the City of Leawood, Kansas this 4th day of November, 1985.

Approved by the Mayor this 4th day of November, 1985.

Jean Wise, Mayor

[SEAL]

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas; with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for __________ consecutive day ______ (weeks, days) the first publication thereof being made as aforesaid on the __________ day of, December 19-85, with subsequent publications being made on the following dates:

__________________________, 19 __________
__________________________, 19 __________
__________________________, 19 __________

Judy L. Sutton

Subscribe and sworn to before me this __________ day of December 19-85

__________________________
NOTARY PUBLIC

My Commission expires: __________
Printer's Fee $ __________
Additional copies $ __________

An ordinance authorizing, and appropriating moneys to, the Leawood, Kansas, Police Department for the purpose of acquiring, purchasing, constructing, and improving the Police Station; and adopting a 1985 budget for the Police Department.

WHEREAS, the Kansas City Star (the "Star") is authorized by the laws of Kansas, to publish, sell, and distribute publications, and to manage the affairs of the Star.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Leawood, Kansas, as follows:

1.1: Section 1. Authorization for Acquisition of Police Station. The City Council hereby authorizes the Police Department to acquire, purchase, construct, and improve the Police Station, and to provide funds therefor.

1.2: Section 2. Authorization for 1985 Budget. The City Council hereby authorizes the Police Department to provide funds for the operation of the Police Station, and to manage the affairs of the Star.

2.1: Section 3. Authorization for and Approval of the Budget. The City Council hereby approves the budget for the Police Department for the fiscal year ending December 31, 1986.
ORDINANCE NO. 879

AN ORDINANCE RELATING TO ZONING OF CERTAIN PROPERTY IN THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

18-1303. Section I. The following described real property is hereby designated as being zoned RP-2, Planned Two Family Residential District, in accordance with the terms of the "Zoning Ordinance" of April 17, 1978, this property having been previously zoned A, Agricultural:

All that part of the NW1/4 of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Northwesterly corner of Lot 19, Block 5, LEAWOOD COUNTRY MANOR, THIRD PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas; thence S 23° 51' 15" E, a distance of 130.02 feet, to the Southwesterly corner thereof; thence N 36° 42' 30" W, a distance of 134.68 feet, to a point on the Southerly right-of-way line of 112th Street, as now established; thence Easterly, along the Southerly right-of-way line of said 112th Street, said line being on a curve to the left, having a radius of 350 feet, a central angle of 40° 54' 40", and whose initial tangent bearing is N 71° 03' 25" E, a distance of 30 feet, to the point of beginning.

The above described tract contains 1942 Square Feet, more or less.

(5205 W. 112th St.)

TAKE EFFECT. Section 2. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 10/21/85 Second Reading: 11/4/85

Passed by the Governing Body this 4th day of November, 1985.

Approved by the Mayor this 4th day of November, 1985.

Jean Wise
Mayor

City Clerk

APPROVED FOR FORM AND CONTENT:

R.S. Wetzler
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss:  Judy L. Sutton — being first-Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general-circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for — consecutive — (weeks, days) the first publication thereof being made as aforesaid on the — 1985 — day of, — , with subsequent publications being made on the following dates:

— 1985 —

Subscribed and sworn to before me this — day of — 1985 —

Notary Public

My Commission expires: 28-7-81

Printer's Fee $ 28.75

Additional copies $ —
AN ORDINANCE AUTHORIZING ISSUANCE AND REPLACEMENT OF TEMPORARY NOTES IN THE SUM OF FOUR HUNDRED EIGHTY TWO THOUSAND DOLLARS ($482,000.00) OF THE CITY OF LEAWOOD, KANSAS, TO PROVIDE TEMPORARY FINANCING FOR THE CONSTRUCTION AND IMPROVEMENT OF 127TH STREET FROM THE CENTER LINE OF ROE AVENUE TO THE CENTER LINE OF JUNIPER STREET CONSISTING OF A THIRTY-SIX FOOT (36') ROADWAY IN WIDTH BACK-TO-BACK WITH CURB, ALL IMPROVEMENTS TO BE INCLUSIVE OF STORM DRAINAGE FACILITIES, STREET LIGHTING AND OTHER APPURTENANCES, THE COST OF WHICH IMPROVEMENT WILL BE PAID BY THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the Governing Body of the City of Leawood adopted Resolution No. 646 making findings of advisability and authorizing construction of 127th Street between Roe Avenue and Nall Avenue in the City of Leawood, Kansas, pursuant to proceedings under K.S.A. 12-6(a)01 et. seq.; and

WHEREAS, Resolution No. 646 authorized the construction of said road to occur in two separate phases each approximately one thousand three hundred twenty feet (1320') in length; and

WHEREAS, it has been determined that the estimated cost of the construction and improvement of the first phase of aforementioned street will be in the sum of Four Hundred Eighty Two Thousand Dollars ($482,000.00), for which it will be necessary to issue temporary notes to finance the cost of construction of said improvements; and

WHEREAS, such notes were previously issued and were numbered L.I.D. 84-1, Phase I dated November 1, 1984; and

WHEREAS, the Governing Body finds that it is desirable and necessary to replace said previously issued notes with new notes to be in the total amount of $482,000.00, and to be numbered L.I.D. 84-1A, Phase I; and

WHEREAS, all legal requirements pertaining to the authorization of said improvements have been complied with and that issuance of temporary notes is and will be required to finance engineering and construction costs authorized by K.S.A. 12-6(a)01 et. seq., and K.S.A. 10-123 and all acts amendatory thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1,152. AUTHORIZATION, INTEREST AND MATURITY. Section 1. That for the purpose of paying the cost of making the improvements described and referred to in the title and preamble of this ordinance, including the payment of necessary engineering, incidental and legal costs thereto, there should be issued temporary notes from the City of Leawood, Kansas, in the total amount of Four Hundred Eighty Two Thousand Dollars ($482,000.00), which amount does not exceed the total estimated costs of said improvements. Said note shall be numbered L.I.D. 84-1A, Phase I, and shall bear interest at the rate of 5.63% per annum, payable at maturity, and shall mature on May 1, 1986, and shall be callable in advance of maturity and shall be redeemed and cancelled before or at the time bonds are issued in lieu thereof. Said note so authorized by K.S.A. 12-6(a)01 et. seq. and K.S.A. 10-123 and all acts amendatory and supplementary thereto.
ORDINANCE NO. 878
re Temporary Notes L.I.D. 84-1A, Phase I ($482,000.00)

20-1,153. EXECUTION AND PAYMENT. Section 2. Said note shall be in the form and executed as provided by law, both principal and interest shall be paid at the office of the City Clerk of Leawood, Kansas.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its passage and publication in the official City newspaper.

First Reading: 10/21/85  Second Reading: 10/21/85

Passed by the Governing Body this 21st day of October, 1985, the Council having determined this to be an emergency matter.

Approved by the Mayor this 21st day of October, 1985.

Jean Wise

Attest:

J. Oberlander  City Clerk

APPROVED FOR FORM AND CONTENT:

R.E. Wetzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive days (weeks, days) the first publication thereof being made as aforesaid on the 23rd day of October, 19____, with subsequent publications being made on the following dates:

--------------------------------------------------, 19--  -------------------------------------------------- 19--

--------------------------------------------------, 19--  ------------------------------------------------- 19--

Judy L. Sutton

Subscribe and sworn to before me this 23rd day of October, 19____

Marguerite E. Baker

NOTARY PUBLIC

My Commission expires: 3-14-86
Printer's Fee $ 7.65
Additional copies $
NOW, THEREFORE, BE IT
ORDERED BY THE CITY COUNCIL OF LEAWOOD, KANSAS:

Section 1. That for the purpose of paying the cost of making the improvements described and referred to in this ordinance and for the payment of the expenses incurred during the planning of said improvements, the City Council hereby submits an application to the State Board of Creditors for the issuance to the City of Leawood, Kansas, in the total amount of Four Hundred Eighty-Five Thousand Dollars ($485,000.00), which amount does not exceed the total estimated cost of said improvements. Said note shall bear interest at 6% per annum and shall bear interest at 5% per annum at maturity on November first, 1969, and shall be paid in equal installments of $8,000.00 per year, to commence on the 1st day of November, 1970, and to be paid and interested upon in accordance with the laws of the State of Kansas, and the City shall have the option of paying any of said note at any time if the City so desires, in whole or in part. Said note shall bear interest at 5% per annum at maturity on May 1, 1969, and shall be paid in equal installments of $8,000.00 per year, to commence on the 1st day of May, 1970, and to be paid and interested upon in accordance with the laws of the State of Kansas, and the City shall have the option of paying any of said note at any time if the City so desires, in whole or in part.

Section 2. That all expenses of recording and all expenses of publication and all expenses of issuing said note shall be borne by the City of Leawood, Kansas.

Section 3. That the rates of interest and the manner of paying and the form of securities shall be in accordance with the provisions of K.S.A. 13-608 et seq. and the City shall pay the interest on said loan and all other expenses of the City as required by said Act immediately and upon demand.

Section 4. That said note shall be in the form approved by the City Attorney and the City shall deposit the same in escrow at the Bank of Commerce, 135th & Shawnee Mission Parkway, Leawood, Kansas.

Passed by the City Council of Leawood this 21st day of October, 1968.

JOHN W. PHELPS
Mayor
ORDINANCE NO. 877

AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES FROM CHARLES A. JONES.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,149. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to-wit:

All that part of Lot 79-A, LEAWOOD, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southwesterly corner of said Lot 79-A; thence Northeasterly, along the Southeasterly line of said Lot 79-A, a distance of 50 feet; thence Northwesterly, along a line perpendicular to the Southeasterly line of said Lot 79-A, a distance of 18 feet, to a point 18 feet Northwesterly of the Southeasterly line thereof; thence Southwesterly, along a line 18 feet Northwesterly of and parallel to the Southeasterly line of said Lot 79-A, to a point on the Southwesterly line thereof; thence Southeasterly, along the Southwesterly line of said Lot 79-A, to the point of beginning.

19-6,150. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 10/7/85 Second Reading: 10/21/85

Passed by the Governing Body this 21st day of October, 1985.

Approved by the Mayor this 21st day of October, 1985.

Mayor

Attest:

City Clerk

APPROVED FOR FORM AND CONTENT:

City Attorney
This agreement made and entered into this 16th day of September, 1985

by and between Charles A. Jones,

party of the first part, and the City of Leawood, Johnson County, Kansas, party of the second part.

WITNESSETH: That for and in consideration of the location of a storm drainage facility said party of the first part, does hereby remise, let and release to the party of the second part, the following described real estate to wit:

All that part of Lot 79-A, LEANWOOD, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southwesterly corner of said Lot 79-A; thence Northeasterly, along the Southeasterly line of said Lot 79-A, a distance of 50 feet; thence Northwesterly, along a line perpendicular to the Southeasterly line of said Lot 79-A, a distance of 18 feet, to a point 18 feet Northwesterly of the Southeasterly line thereof; thence Southwesterly, along a line 18 feet Northwesterly of and parallel to the Southeasterly line of said Lot 79-A, to a point on the Southwesterly line thereof; thence Southeasterly, along the Southwesterly line of said Lot 79-A, to the point of beginning.

for the sole use of said party of the second part as and for drainage purposes within said City; when same shall cease to be used for said purposes to revert to the grantors, their successors, assigns or grantees.

It is hereby mutually understood and agreed that said first party hereby waives and claim for damages against the City of Leawood for damages of any and every kind occasioned by the location of said storm sewers.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

Charles A. Jones

STATE OF KANSAS
COUNTY OF JOHNSON

Filed for Record
1985 SEP 24  A 11:06 1

RUBIE M. SCOTT
REGISTER OF DEEDS

BY         DEP

VOL 2226 PAGE 590
IN DIVIDUAL ACKNOWLEDGEMENT

STATE OF KANSAS:
COUNTY OF JOHNSON:

BE IT REMEMBERED, That on the ____ day ____, 19__, before me, the undersigned, a Notary Public in and for said County and State, came Charles A. Jones

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Commission Expires: 9-16-89

VOL 2226 PMA 591

CORPORATE ACKNOWLEDGEMENT

STATE OF: $5.
COUNTY OF: $5.

BE IT REMEMBERED that on this ____ day of ____, 19__, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came __________________, President of __________________, a corporation duly organized, incorporated and existing under and by virtue of the laws of __________________;

and __________________, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires
STATE OF KANSAS, JOHNSON COUNTY: ss:  Judy L. Sutton being first duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive days (weeks, days) the first publication thereof being made as aforesaid on the - day of, , , with subsequent publications being made on the following dates:

Subscribe and sworn to before me this day of October , 19-85

Notary Public

Marguerite E. Buser

My Commission expires: 3-11-88
Printer's Fee $ 2,111,77
Additional copies $ .
ORDINANCE NO. 876

AN ORDINANCE ESTABLISHING THE 1986 ANNUAL ASSESSMENT FOR THE LEAWOOD SEWER SYSTEM.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

28-303. 1986 ANNUAL ASSESSMENT. Section 1. Pursuant to the terms of Section 15-104 of the "Code of the City of Leawood, 1984", the following shall be the formula to establish the 1986 annual assessment for all users of the Leawood Sewer System:

User Charge = Volume Charge + Customer Service Charge + Replacement Cost Charge;

Volume Charge = $0.93 per 1000 gallons of water used.
The minimum volume for residential users shall be 33,000 gallons per year; the minimum volume for commercial users shall be 12,000 gallons per year;

Customer Service Charge = $57.43 per user per unit;

Replacement Cost = $7.64/account (for 1986)

28-304. PUBLICATION. Section 2. This ordinance shall be published once each week for two consecutive weeks in the official newspaper of the City.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 10/7/85 Second Reading: 10/21/85

Passed by the Governing Body this 21st day of October, 1985.

Approved by the Mayor this 21st day of October, 1985.

Jean Wise
Mayor

Attest:

R. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.J. Wetzler, City Attorney
MATERIALS AND SUPPLIES

$5,000

MISCELLANEOUS

Rodent Control $3,000

Chemicals 5,000

Subtotal: $8,000

TOTAL TREATMENT COSTS: $638,418

CUSTOMER SERVICE COST ALLOCATION (1986 SEWER BUDGET)

Wages at 10% $22,150

Indirect Labor at 10% 4,787

Engineering at 50% 250

Workman's Compensation at 10% 255

Office Supplies 500

Contingencies 500

Uniform Rental and Accessories 4,000

Furniture and Fixtures 3,000

Printing and Notices 200

Accounting 3,000

Legal Services at 75% 2,250

Other Professional Services 500

Medical Exams 350

Training and Seminars 2,500

Water Use Data 400

Billing Costs 450

TOTAL CUSTOMER SERVICE COSTS: $45,092

USER CHARGE CALCULATIONS

USER CHARGE = Volume Charge + Customer Service Charge + Replacement Cost Charge

Volume Charge = Volume/1000 Gallons x Unit Cost Volume

Unit Cost Volume = Treatment Costs

Contributed Flow = I/I

Customer Service Costs =

Customer Service Charge = I/I Volume/1000 Gal. x Unit Cost Volume

Number of Connections

Replacement Cost = Replacement Cost Allocation

Number of Connections

WASTEWATER LOADING

TOTAL VOLUME 685,851,800 GALLONS

INFLAGRATION/INFLOW 276,785,900 GALLONS

CONTRIBUTED FLOW 408,975,900 GALLONS

TOTAL ACCOUNTS 5,273
VOLUME CHARGE

UNIT COST = TREATMENT COSTS
\[ \text{CONTRIBUTED FLOW + I/I in 1000 Gallons} \]
\[ = \frac{\$638,418.00}{685,851.80} \text{ (1000 Gal.)} \]
\[ = 0.931 \text{ per 1000 Gallons} \]

CUSTOMER SERVICE CHARGE

\[ \text{CHARGE} = \frac{\text{CUSTOMER SERVICE COSTS} + \frac{\text{I/I VOLUME x UNIT COST VOLUME}}{\text{NUMBER OF ACCOUNTS}}}{5,273} \]
\[ = \frac{\$45,092 + 276,875.0 \times 0.931}{5,273} \]
\[ = \$57.43 \]

REPLACEMENT COST ALLOCATIONS

REPLACEMENT COST ALLOCATION PER FORMULA

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total 1986 Sewer Budget</td>
<td>$910,629</td>
</tr>
<tr>
<td>Less Kansas City, Missouri Treatment Charge</td>
<td>-285,000</td>
</tr>
<tr>
<td>Less Carryover Funds (Contingency - Miscellaneous)</td>
<td>-147,019</td>
</tr>
<tr>
<td>Less 1984 &amp; 1985 Repair &amp; Replacement Fund</td>
<td>-84,709</td>
</tr>
<tr>
<td>TOTAL:</td>
<td>$393,901</td>
</tr>
</tbody>
</table>

\[ 12\% \times 393,901 = \$47,268 \]

REPLACEMENT COST ALLOCATION REQUIRED

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maximum Replacement Cost Allocation Required</td>
<td>$125,000</td>
</tr>
<tr>
<td>Less 1984 Replacement Cost Allocation</td>
<td>-44,219</td>
</tr>
<tr>
<td>Less 1985 Replacement Cost Allocation</td>
<td>-40,490</td>
</tr>
<tr>
<td>1986 Replacement Cost Required:</td>
<td>$40,301</td>
</tr>
</tbody>
</table>

\[ \frac{\$40,301}{5,273 \text{ Accounts}} \equiv \$7.64/\text{Account} \]
TOTAL USER CHARGE CALCULATIONS

USER CHARGE = VOLUME CHARGE + CUSTOMER SERVICE CHARGE + REPLACEMENT COST CHARGE

\[ \text{USER CHARGE} = (* \times 3) \times \text{UNIT COST} + \text{CUSTOMER SERVICE CHARGE} + \text{REPLACEMENT COST CHARGE} \]

\[ \text{= } (* \times 3) \times 0.931 + 57.43 + 7.64 \]

\[ \text{= } (* \times 3) \times 0.931 + 65.08 \]

* = 4 Month Water Meter Readings in 1000 Gal.

EXAMPLE CALCULATION

11.0 \text{(1000 Gal.)} \times 3 \times 0.931 + 57.43 + 7.64 = 95.80

TOTAL ESTIMATED COLLECTION

136,318.3 \text{(1000 Gal.)} \times 3 \times 0.931 + 5273 \text{ Accounts} \times 57.43 + 7.64 = 723,716,05.

Tom E. Bieszczat
Director of Public Works
cc: Dick Garofano, City Administrator
Don Jarrett, Attorney
Allen Oehrle, Systems Analyst, Johnson County
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation, on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for ------ consecutive
--- weeks (weeks, days) the first publication thereof being made as aforesaid on the ------ day of, "October" 19-85, with subsequent publications being made on the following dates:

December 4, 19-85

---

Judy L. Sutton

Subscribe and sworn to before me this ------ day of December 19-85

Marguerite E. Baker

NOTARY PUBLIC

My Commission expires: 3-15-88

Printer's Fee $ 2.11

Additional copies $
ORDINANCE NO. 875

AN ORDINANCE RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOCIATION (CAMBRIDGE ROAD).

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-563. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a deed for land to be used for street purposes, the legal description of which is as follows:

A parcel of land 40.00 feet in width lying 20.00 feet on each side of the following described centerline said parcel being in Tract "G" and Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land in the City of Leawood, Johnson County, Kansas, said tracts having been previously described and established by the Plat of Leawood South, dated November 7, 1967, and recorded January 2, 1968, as Document No. 796178, in Plat Book 30 at Pages 18 and 19 in the Office of the Register of Deeds of Johnson County, Kansas, said parcel being more particularly described as follows: Beginning at the northeast corner of said Tract "G"; thence S 87° 47' 00" W along the north line of said Tract "G" and its extension thereof, 563.68 feet; thence S 0° 00' 00" W, 330.39 feet to a point on the centerline of the right-of-way of Sagamore Road as now established to the true point of beginning; thence S 55° 54' 16" E, 171.04 feet; thence along a curve to the left having a radial bearing of N 34° 05' 44" E and a radius of 75.00 feet an arc distance of 87.17 feet; thence N 57° 30' 00" E, 47.20 feet; thence along a curve to the right having a radial bearing of S 32° 30' 00" E and a radius of 300.00 feet an arc distance of 41.20 feet; thence N 65° 20' 00" E, 93.22 feet; thence along a curve to the left having a radial bearing of N 24° 40' 00" W and a radius of 75.00 feet an arc distance of 72.86 feet to a point on the north line of said Tract "H" said point also being the south line of said Tract "G"; thence continuing along said curve to the left having a radial bearing of N 80° 19' 28" W and a radius of 75.00 feet an arc distance of 15.57 feet; thence N 2° 13' 18" W, 50.29 feet; thence along a curve to the left having a radial bearing of S 87° 46' 42" W and a radius of 50.00 feet an arc distance of 78.54 feet; thence S 87° 47' 00" W, 199.33 feet; thence along a curve to the right having a radial bearing of N 2° 10' 00" W and a radius of 180.00 feet an arc distance of 56.86 feet; thence N 74° 07' 00" W, 36.80 feet to a point on the centerline of the right-of-way of Sagamore Road as now established containing 39,956.000 square feet or .909 acres more or less, less that part in existing Sagamore Road right-of-way.

The aforementioned described legal description includes the southerly 6 feet of Area 8, Tract G, Plat Book 1490, page 393; the southerly 6 feet of Area 12, Tract G, Plat Book 1714, page 359; the southerly 6 feet of Area 11, Tract
ORDINANCE NO. 875

re Acceptance of Deed for Street Purposes (Cambridge Rd.)

G, Plat Book 1632, page 858; the northerly 6 feet of Area 9, Tract G, Plat Book 1545, page 631; the northerly 6 feet and the easterly 6 feet of Area 10, Tract G, Plat Book 1608, page 755; the southeasterly 6 feet and the southerly 6 feet of Area 7, Tract H, Plat Books 1545, page 628; and the northerly 6 feet of Area 6, Tract H, Plat Book 647, page 84.

19-564. INCORPORATION BY REFERENCE. Section 2. A copy of said deed is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 9/3/85 Second Reading: 9/16/85

Passed by the Governing Body this 16th day of September, 1985.

Approved by the Mayor this 16th day of September, 1985.

Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler, City Attorney
Refiled to correct legal description.

DEED OF DEDICATION 1552544

KNOW ALL MEN BY THESE PRESENTS, That this Deed, made and entered into this

20th day of August 1985, by and between

CAMBRIDGE TOWNHOUSE ASSOCIATION

of Johnson County, State of Kansas, Part y of the First Part,

and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Part y of the First Part, in consideration of the sum of

One Dollar ($1.00) Dollars

to it in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents doth GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all the right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

See Attached Legal Description (Attachment A).

TO HAVE AND TO HOLD THE same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use same real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Party of the First Part, its heirs, executors, administrators, successors, or assigns.

And the Party of the First Part for its heirs, executors, administrators, successors and assigns, doth hereby convey, promise, and agree to and with said Party of the Second Part that at the delivery of these presents lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto, that the same are free and clear of and from all and every incumbrance whatsoever, except

and that First Part will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Party of the First part, for its heirs, executors, administrators, successors, or assigns, hereby waives and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First party hereby agree s that First Party shall pay any special assessments or installations thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Party further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Part y of the First Part has hereunto set its hand and seal the day and year first above written.

CAMBRIDGE TOWNHOUSE ASSOCIATION

David Atkerson, President

Donald V. Reed
INDIVIDUAL ACKNOWLEDGMENT

STATE OF __________________________:  SS.
COUNTY OF __________________________:

BE IT REMEMBERED, That on the __________ day ____________, 19 __________, before me, the undersigned, a Notary Public in and for said County and State, came __________________________

who personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My Commission Expires: __________________________

CORPORATE ACKNOWLEDGEMENT

STATE OF __________________________:  SS.
COUNTY OF __________________________:

BE IT REMEMBERED that on this __________ day of __________, 19 __________, before me, the undersigned, a Notary Public in and for said County and State afore-said, came David Paterson, President of Cambridge Townhouse Association, a corporation duly organized, incorporated and existing under and by virtue of the laws of __________________________.

and Dorothy V. Reid, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation, Cambridge Townhouse Association.

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

Notary Public
Donald D. Killion

My Commission Expires: __________________________
Attachment A.

Legal Description for Deed of Dedication, Cambridge Townhouse Association.

A PARCEL OF LAND 60.00 FEET IN WIDTH Lying 20.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE SAID PARCEL BEING IN TRACT "G" AND TRACT "H", LEWISVILLE, SECOND PLAT, A SUBDIVISION OF LAND IN THE CITY OF LEWISVILLE, JOHNSON COUNTY, KANSAS, SAID TRACTS HAVING BEEN PREVIOUSLY DESCRIBED AND ESTABLISHED BY THE PLAN OF LEWISVILLE, DATED NOVEMBER 7, 1967, AND RECORDED JANUARY 1, 1969, AS DOCUMENT NO. 230728, IN PLAT BOOK 30 AT PAGES 18 AND 19 IN THE OFFICE OF THE REGISTER OF DEEDS OF JOHNSON COUNTY, KANSAS, SAID PARCEL HAVING BEEN PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF SAID TRACT "G"; THENCE S 07°47'00" W ALONG THE NORTH LINE OF SAID TRACT "G" AND ITS EXTENSION THEREOF, 565.58 FEET; THENCE S 00°00'00" W, 330.39 FEET TO A POINT ON THE CENTERLINE OF THE RIGHT-OF-WAY OF SAGAMO ROAD AS HERETOFOR ESTABLISHED TO THE TRUE POINT OF BEGINNING; THENCE S 55°41'18" E, 171.00 FEET; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIAL BEARING OF 34°05'46" E AND A RADIUS OF 75.00 FEET ON AN ARC DISTANCE OF 87.17 FEET; THENCE N 57°30'00" E, 47.70 FEET; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIAL BEARING OF 31°30'00" E AND A RADIUS OF 300.00 FEET ON AN ARC DISTANCE OF 41.20 FEET; THENCE N 65°07'00" E, 91.22 FEET; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIAL BEARING OF N 24°40'00" W AND A RADIUS OF 75.00 FEET ON AN ARC DISTANCE OF 72.86 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT "W" SAID POINT ALSO BEING THE SOUTHERLY 6 FEET OF SAID TRACT "G"; THENCE CONTINUING ALONG SAID CURVE TO THE LEFT HAVING A RADIAL BEARING OF N 00°19'28" W AND A RADIUS OF 75.00 FEET ON AN ARC DISTANCE OF 95.57 FEET; THENCE N 21°12'38" W, 90.29 FEET; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIAL BEARING OF S 19°44'42" W AND A RADIUS OF 50.00 FEET ON AN ARC DISTANCE OF 70.00 FEET; THENCE N 34°07'00" W, 36.00 FEET TO A POINT ON THE CENTERLINE OF THE RIGHT-OF-WAY OF SAGAMO ROAD AS HERETOFOR ESTABLISHED CONTAINING 39,594.00 SQUARE FEET OR 0.909 ACRES MORE OR LESS, LESS THAT PART IN EXISTING SAGAMO ROAD RIGHT-OF-WAY.

The aforementioned described legal description includes the southerly 6 feet of Area 8, Tract G, Plat Book 1490, page 393; the southerly 6 feet of Area 12, Tract G, Plat Book 1714, page 359; the northerly 6 feet of Area 11, Tract G, Plat Book 1632, page 359; the northerly 6 feet of Area 9, Tract G, Plat Book 1545, page 631; the northerly 6 feet and the easterly 6 feet of Area 10, Tract G, Plat Book 1608, page 755; the southeasterly 6 feet and the southerly 6 feet of Area 7, Tract H, Plat Book 1545, page 628; and the northerly 6 feet of Area 6, Tract H, Plat Book 647, page 84.
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive days (weeks, days) the first publication thereof being made as aforesaid on the day of , 19 . with subsequent publications being made on the following dates:

---, 19 ---- --- --- --- ---, 19 ----

---, 19 ---- --- --- --- ---, 19 ----

Judy L. Sutton

Subscribe and sworn to me this day of , 19 .

Ruth A. Fletcher

NOTARY PUBLIC
MY COMMISSION EXPIRES: April 7, 1986
My Appt. Exp. April 7, 1998

My Commission expires: April 7, 1986
Printer's Fee $
Additional copies $
AN ORDINANCE RELATING TO
ACCEPTANCE OF A GIFTS FOR
STREET PURPOSES FROM
CAMBRIDGE TOWNHOUSES
ASSOCIATION (CAMBRIDGE
ROAD).

This is ordained by the Governing
Body of the City of
Lawrence, Kansas.

19-563 Section 1. The Governing
Body of the City of
Lawrence, Kansas does hereby
accept a deed for land to be
used for street purposes, the legal
description of which is as
follows:

A parcel of land 40.00 feet in
width along 73.00 feet at each
side of the following described
residential street on said tract:

Tr act "G", and Tr act "H", LEARNED SOUTH, SECOND
PLAT, a subdivision of land in
the City of Lawrence,
County, Kansas, said tracts
having been previously
platted and established by the Plat
No. 7, Plat Book 1967, and recorded
January 2, 1963, as Document
No. 795190 at Pages 68 and 69 in the Plat
Register of the Register
County, Kansas, said parcel
being more particularly
best as follows, beginning at the
northeast corner of said tract:

"G", thence 5' 07" 47' 00" W
along the north line of said
Tract; "G" and its exterior
boundary, 56.58 feet; thence
2' 12" 00" W 330.39 feet to a
point on the centerline of the
Sagebrush Road; its new
establishment to the true
point of beginning thence 5' 03")
54' 16" E 17.00 feet thence
during a curve having a radial
center bearing of N 04'
3.16' E and a radius of 17.00
feet an arc distance of 87.17
feet; thence N 57' 00" 47' 30" E; thence
along a curve the right having a
radial bearing of 3' 30") 30' 00" E
and a radius of 80.00 feet or an
distance of 41.20 feet; thence
N 65' 20" 40' 00" E 54.27
feet along a curve to the left
having a radial bearing of N
65' 20" 40' 00" W and a radius of
79.00 feet an arc distance of
23.95 feet; thence along the
north line of said Tract; "G")
right of way
thence a radial bearing of N
60") 10' 00" W and a radius
of 79.00 feet an arc distance
of 25.50 feet; thence to the
center of the right-of-
way of Sagebrush Road as
now recorded containing
39,696.00 square feet or 0.905
acres more or less, the west
point of said tract being in
existing Sagebrush Road
right-of-way.

The aforementioned described
land description includes the
southly 6 feet of Area 8, Tract
"G", Plat Book 1483, page 1932;
the southerly 6 feet of Area 12,
Tract "G", Plat Book 1793, page 192;
the southwesterly 6 feet of
Area 11, Tract "G", Plat Book
1483, page 1932; the
northeast 6 feet of Area 12,
Tract "G", Plat Book 1793, page
808; the northeastern 6
feet of Area 8, Tract "G", Plat
Book 1483, page 1932; the
the 6 feet and the southerly 6
feet of Area 7, Tract "G", Plat
Book 1483, page 823; and
the northerly 6 feet of Area
6, Tract "G", Plat Book 1483, page
1946.

INCORPORATION BY
REFERENCE. Section 2. A copy
of said deed is attached hereto
and made a part of this
ordinance and incorporated
thereby by reference.

Dated this 14th day of September, 1965.
GEORGE W. WILLIAMS, Mayor
Attest:
D. J. Dearth, Clerk.

City Clerk.

APPENDIX FOR FORM AND
CONTENT:
9/8/95
11:30 A.M.
AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOCIATION (CAMBRIDGE ROAD).

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,147. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to-wit:

A parcel of land in Tract "G", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land in the City of Leawood, Johnson County, Kansas, said tract having been previously described and established by the Plat of Leawood South, dated November 7, 1967 and recorded January 2, 1968, as Document No. 796178, in Plat Book 30 at Pages 18 and 19 in the Office of the Register of Deeds of Johnson County, Kansas, said parcel being more particularly described as follows: Beginning at the northeast corner of said Tract "G"; thence S 87° 47' 00" W along the north line of said Tract "G", 62.81 feet; thence S 36° 51' 51" W, 141.29 feet to the true point of beginning; thence continuing along a prolongation of the last described course, 30.45 feet; thence along a curve to the left having a radial bearing of S 19° 01' 38" W and a radius of 70.00 feet an arc length of 16.54 feet; thence N 36° 51' 51" E, 37.32 feet; thence S 53° 08' 09" E, 15.00 feet to the true point of beginning containing 502.121 square feet or 0.012 acres more or less.

The aforementioned legal description includes a portion of Area 12, Tract G, Plat Book 1714, page 359 and a portion of Area 11, Tract G, Plat Book 1632, page 858.

19-6,148. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 9/3/85 Second Reading: 9/16/85

Passed by the Governing Body this 16th day of September, 1985.

Approved by the Mayor this 16th day of September, 1985.

Jean Wise
Mayor
Refiled to correct legal description.

PERMANENT DRAINAGE EASEMENT

This agreement made and entered into this 20th day of August, 1985
by and between CAMBRIDGE TOWNHOUSE ASSOCIATION
party of the first part, and the City of Leawood, Johnson County, Kansas, party of the second part.

WITNESSETH: That for and in consideration of the location of a storm drainage facility said party of the first part, does hereby remise, let and release to the party of the second part, the following described real estate to wit:

A PARCEL OF LAND IN TRACT "G", LEAWOOD SOUTH, SECOND PLAT, A SUBDIVISION OF LAND IN THE CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS, SAID TRACT HAVING BEEN PREVIOUSLY DESCRIBED AND ESTABLISHED BY THE PLAT OF LEAWOOD SOUTH, DATED NOVEMBER 7, 1967 AND RECORDED JANUARY 2, 1968, AS DOCUMENT NO. 796178, IN PLAT BOOK 30 AT PAGES 18 AND 19 IN THE OFFICE OF THE REGISTER OF DEEDS OF JOHNSON COUNTY, KANSAS, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID TRACT "G": THEREOF 87°47'00" W ALONG THE NORTH LINE OF SAID TRACT "G", 62.81 FEET; THEREOF S 36°51'51" W, 141.29 FEET TO THE TRUE POINT OF BEGINNING: THEREOF CONTINUING ALONG A PROLATION OF THE LAST DESCRIBED COURSE, 30.45 FEET: THEREOF ALONG A CURVE TO THE LEFT HAVING A RADIAL BEARING OF S 19°01'38" W AND A RADIUS OF 70.00 FEET AN ARC LENGTH OF 16.54 FEET, THEREOF N 36°51'51" E, 37.32 FEET: THEREOF S 53°08'00" E, 15.00 FEET TO THE TRUE POINT OF BEGINNING CONTAINING 652.121 SQUARE FEET OR 0.012 ACRES MORE OR LESS.

The aforementioned legal description includes a portion of Area 12, Tract G, Plat Book 1714, page 359 and a portion of Area 11, Tract G, Plat Book 1632, page 858.

for the sole use of said party of the second part as and for drainage purposes within said City; when same shall cease to be used for said purposes to revert to the grantors, their successors, assigns or grantees.

It is hereby mutually understood and agreed that said first party hereby waives and claim for damages against the City of Leawood for damages of any and every kind occasioned by the location of said storm sewers.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

CAMBRIDGE TOWNHOUSE ASSOCIATION

AUTHORIZED SIGNATURE

David Peterson, President

Dorothy V. Reid, Secretary

STATE OF KANSAS
COUNTY OF JOHNSON
1985 AUG 26 P 3:54
9
600
RUBIE M. SCOTT
REGISTER OF DEEDS

FILED FOR RECORD

1985 AUG 26 P 3:54 9

600
RUBIE M. SCOTT
REGISTER OF DEEDS

BY DEP
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF __________________________: SS.
COUNTY OF __________________________:

BE IT REMEMBERED, That on the ______ day ______, 19____, before me, the undersigned, a Notary Public in and for said County and State, came __________________________

who ______ personally known to me to be the same person ______ who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

__________________________
Notary Public

My Commission Expires:

__________________________

CORPORATE ACKNOWLEDGEMENT

STATE OF Kansas: SS.
COUNTY OF Johnson:

BE IT REMEMBERED that on this _______ day of ________, 19____, before me, the undersigned, a Notary Public in and for the County and State above-said, came David Paterson, President of Cambridge Townhouse Association, a corporation duly organized, incorporated and existing under and by virtue of the laws of ________;

and Dorothy V. Reid, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation, Cambridge Townhouse Association.

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

__________________________
Notary Public

Donald D. Killion

My Commission Expires DONALD D. KILLION
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. 3-6-79
ORDINANCE NO. 874
re Acceptance of a Drainage Easement (Cambridge Rd.)

Attest:

J. Oberlander, City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler, City Attorney
AN ORDINANCE RELATING TO THE ACCORDANCE OF AN EASEMENT FOR DRAINAGE PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOCIATION, CAMBRIDGE ROAD.

Be it ordained by the Governing Body of the City of Leawood, Kansas, that hereby accept a Permanent Drainage Easement, along with the restrictions and reservations as set forth herein, granting the aforementioned legal description to the Cambridge Townhouse Association, Cambridge Road, Leawood, Kansas.

JUDY L. WRIGHT, Clerk

STATE OF KANSAS, COUNTY OF JOHNSON, SS: JUDY L. WRIGHT being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation of more than five years prior to the first publication of said notice; and has been admitted to the regular and entire issue of said newspaper for consecutive five weeks, days), the first publication thereof was made as aforesaid on the day of , with subsequent publications being made on the following dates:

19

19

19

19

19

[Signature]

Subscribe and sworn to before me this day of , 198

NOTARY PUBLIC
AN ORDINANCE AUTHORIZING THE ISSUANCE OF TEMPORARY NOTES IN THE SUM OF TWO HUNDRED ONE THOUSAND ONE HUNDRED FIFTY DOLLARS ($201,150.00) OF THE CITY OF LEAWOOD, KANSAS, TO PROVIDE FOR THE TEMPORARY FINANCING FOR THE CITY'S SHARE OF THE CONSTRUCTION OF THAT PORTION OF 119TH STREET IN THE CITY OF LEAWOOD, KANSAS, FROM THE CENTERLINE OF ROE AVENUE (the East line of the S.W. 1/4, Section 16, Township 13, Range 25) TO THE CENTERLINE OF NALL AVENUE (the West line of S.W. 1/4 Section 16, Township 13, Range 25) A DISTANCE OF 2.638.87 FEET MORE OR LESS, CONSISTING OF CONSTRUCTION OF TWO 28-FOOT ASPHALTIC CONCRETE LANES WITH TURNING LANES, CONCRETE CURBS AND GUTTER AND A 39-FOOT MEDIAN, INCLUDING ALL NECESSARY STORM DRAINAGE FACILITIES, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES, THE COST OF WHICH IMPROVEMENT WILL BE PAID BY THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the Governing Body of the City of Leawood adopted Resolution No. 721, making findings of advisability and authorizing construction of that portion of 119th Street from Roe Avenue to Nall in the City of Leawood, Kansas, pursuant to proceedings under K.S.A. 12-6(a)01 et. seq.; and

WHEREAS, that estimated or probable cost of the total improvement is Seven Hundred Fifty Eight Thousand Five Hundred Dollars ($758,500.00). The improvement is being undertaken in cooperation with the City of Overland Park, Kansas and Johnson County, Kansas. This ordinance relates to financing of that portion of the improvement which will be located in the City of Leawood and which will not be paid for by Johnson County, Kansas. The estimated or probable total cost of the portion of the improvement in Leawood will be approximately Two Hundred One Thousand One Hundred Fifty Dollars ($201,150.00); and

WHEREAS, it has been determined that the estimated cost of construction and improvement of the aforementioned street will be the sum of Two Hundred One Thousand One Hundred Fifty Dollars ($201,150.00) for which it will be necessary to issue temporary notes to finance the cost of construction of said street; and

WHEREAS, all legal requirements pertaining to the authorization of said improvements have been complied with and that issuance of temporary notes is and will be required to finance the cost of construction, engineering, and all related costs authorized by K.S.A. 12-6(a)01 et. seq., and K.S.A. 10-123 and all acts amendatory thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1,150 AUTHORIZATION, INTEREST AND MATURITY. Section 1. That for the purpose of paying the cost of construction and making the improvements described and referred to in the title and preamble of this ordinance, including the payment of necessary engineering, incidental and legal costs thereto, there should be issued temporary notes from the City of Leawood, Kansas, in the total amount of Two Hundred One Thousand One Hundred Fifty Dollars ($201,150.00), which amount does not exceed the total estimated costs of said improvements. Said notes shall be numbered 1 through 2, inclusive, and shall bear interest at a rate not to exceed 9% per annum, payable at maturity, and shall mature one year from August 15, 1985, and shall be callable in advance of maturity and shall be redeemed and cancelled before or at the time bonds are issued in lieu thereof. Said note so authorized by K.S.A. 12-6(a)01 et. seq. and K.S.A. 10-123 and all acts amendatory and supplementary thereto.

20-1,151 EXECUTION AND PAYMENT. Section 2. Said notes shall be in the form and executed as provided by law, both principal and interest shall be paid at the office of the City Clerk of Leawood, Kansas.
TAKE EFFECT. Section 3. This Ordinance shall take effect and be in force from and its passage and publication in the official city newspaper.

First reading: 8/19/85 Second Reading: 9/3/85

Passed by the Governing Body this 3rd day of September, 1985.
Approved by the Mayor, this 3rd day of September, 1985.

Jean Wise, Mayor

J. Oberlander, City Clerk
APPROVED: FOR FORM AND CONTENT

Richard S. Wetzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L Sutton being first duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive [day/(weeks, days)] the first publication thereof being made as aforesaid on the ___ day of September, 19__, with subsequent publications being made on the following dates:

19---

19---

19---

Subscribed and sworn to before me this ___ day of September, 19__.

NOTARY PUBLIC

My Commission expires: 6-3-18
Printer’s Fee $ ...........
Additional copies $ .........
WHEREAS, it has been determined that the estimated cost of such improvements will be approximately Two Hundred Fifty Thousand One Hundred Fifty Dollars ($250,150.00); therefore, it is hereby 
urned necessary to issue temporary notes for the sum of Two Hundred Fifty Thousand One Hundred Fifty Dollars ($250,150.00), 
be paid by the City of Leawood, Kansas, to the extent of Two Hundred Fifty Thousand One Hundred Fifty Dollars ($250,150.00). 

WHEREAS, the said improvements have been anticipated and are being provided for by Sections 2 and 3 of an ordinance previously adopted by the City of Leawood, Kansas, which sections are hereby referred to and incorporated herein by reference.

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WHEREAS, the said improvements have been anticipated and are being provided for by Sections 2 and 3 of an ordinance previously adopted by the City of Leawood, Kansas, which sections are hereby referred to and incorporated herein by reference.
Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1: Section 4-705 of the "Code of the City of Leawood, Kansas, 1984" is hereby repealed and the following enacted in lieu thereof:

4-705. SAME; ENVIRONMENTAL REQUIREMENTS. Section 2. (a) PM-301.4.1 Add: Mosquito Control: An owner of property shall be responsible for the prevention, control and treatment of mosquitoes. Prevention and control mean that all areas of a property and particularly bodies of water shall be treated so as to not allow the breeding of mosquitoes. Treatment shall consist of the application of chemicals to an infected area which will exterminate the mosquito egg, larva or adult stage of the insect. Treatment shall not endanger the general health, safety, and welfare.

(b) PM-301.5 Delete as written. Add: Property Maintenance: Property owners and/or person in control of property shall maintain the sidewalks adjacent to public right-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways on private property shall not be allowed to deteriorate to the extent that they constitute a safety hazard, drainage problem or detract from the property appearance.

(c) PM-301.5.1 Public Areas is hereby added and shall read as follows: Grass, landscaping and trees located within traffic control islands should be the maintenance responsibility of the homes associations. Monuments landscaping, trees, fountains, and lighting located on private property at the entrance to residential subdivisions and/or commercial property shall be the responsibility of the homes associations and/or the individual property owner.

(d) PM-301.6 Noxious Weeds: Add: No weeds or grass shall be permitted to exceed 12" in height in any platted area or within 100 feet of any platted area or any developed area. A property owner is responsible for property maintenance for his or her property and the public right-of-way to the street.

(e) PM-301.10 Motor Vehicles. Delete as written. Add: Inoperative vehicles which are junked, wrecked, dismantled, inoperative, discarded, unregistered, unlicensed, or abandoned in and upon property within the City shall be prohibited.

(f) PM-301.10.1 Add: Temporarily Disabled Vehicles: If a vehicle is inoperable for a period of seven days or less, the provisions of PM-301.10 do not apply.

(g) PM-301.12 Bush and Lawn Trimmings. This section is hereby added and shall read as follows: Each and every owner, tenant, or occupant of any dwelling or other building in the City shall place lawn trimmings, bush
trimmings, and other yard debris in suitable containers or tied in bundles. The containers and bundles shall not be placed at or within 30 feet of the street curb for more than 24 hours prior to the anticipated time of collection.

(h) PM-301.13 Add: Dumping, Storage of Refuse, Equipment, Etc.: No person shall dump, deposit or store on any property whether owned, dedicated to public use or upon the property of any person, nor to allow to fall or be washed upon any street or upon any property of any other person dirt, earth, building materials, debris, refuse, cans, garbage or grass clippings. Also, no person shall dump, deposit or store on any property whether dedicated to public use, property of any person or their own property junked or otherwise inoperative equipment, vehicles, machinery or appliance or other materials. Operable farm equipment or implements which are used in the agricultural areas are excluded.

(i) PM-301.2 Add: Surface Drainage: Surface water shall not be discharged in a manner that creates a nuisance to owners or occupants of adjacent property or that create a public nuisance.

(j) PM-302.5 Add: Wall Surfaces: Exterior wall surfaces shall be kept in good condition to prevent deterioration. Painted surfaces will require repainting or satisfactory covering of approved siding when scaling of existing paint covers in excess of 25% of one or more wall surfaces or when it is obvious that the wood and other material is becoming porous and needs sealing.

(k) PM-304 Add: Enforcement Procedures for Premises Violations: Persons violating the provisions of Sections PM-301.6, Noxious Weeds, PM-301.10, Motor Vehicles, PM-301.12, Bush and Lawn Trimmings, and PM-301.13, Dumping, Storage of Refuse, Equipment, etc., shall be given notice of a violation by the code enforcement official and that notice shall be sent by certified mail to the owner and/or occupant. Conditions as cited in Sections PM-301.6, PM-301.10 and PM-301.13 are to be corrected within 10 days after the mailing date. And, conditions as cited in Section PM-301.12 are to be corrected within three days after the mailing date. If the corrections are not made within the prescribed time period, the City shall initiate action to correct the nuisance and the violator shall pay the City for the actual cost of the abatement. If such cost is not paid within 10 days following the City abatement of nuisance, the cost will be assessed and charged against the lot or parcel of ground on which the nuisance was located, and the City shall, at the time of certifying other special assessments to the county clerk, certify the aforesaid cost to be allowed by the county treasurer and paid to the City. Liability for such cost shall be separate from and in addition to any criminal penalties. Also per Section PM-301.10-The notice of an inoperative vehicle shall be sent to the person in possession or owner of real property on which such inoperative
vehicle is located. If the violation is not corrected within 10 days, the vehicle shall be removed by the City at the owner’s cost.

(1) PM-305 Add: Enforcement Procedures for Mosquito Control
Violations: Notice of a violation shall be made by the Code Official in person or by telephone and then documented by mail. The property owner shall make corrections to the satisfaction of the Code Official within three (3) days of the notice of violation. If the correction is not made within this time period, the City shall initiate action to correct the matter and the property owner shall pay the City for actual and administrative costs in an amount determined by the City. If the cost is not paid within ten (10) days following the postmarked date of billing sent to the owner, charges will be assessed against the property causing the nuisance in the manner prescribed elsewhere in this Code.

VALIDITY OF ORDINANCE. Section 3. Should any section, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 4. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 8/5/85 Second Reading: 8/19/85

Passed by the Governing Body this 19th day of August, 1985.

Approved by the Mayor this 19th day of August, 1985.

Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:
R.S. Wetzler
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks, days) the first publication thereof being made as aforesaid on the 23rd day of August, 1985, with subsequent publications being made on the following dates:

\[ \text{23rd day of August, 1985} \]

Sign and sworn to before me this 23rd day of August, 1985.

NOTARY PUBLIC

My Commission Expires: 9.7.37
Printer's Fee $ Additional copies $

It is hereby declared by the Governing Body of the City of Lewiston, in accordance with Section 4.4.7 of the "ROCA BASIC PROPERTY MAINTENANCE CODE, 1991 EDITION," that the following exists in the City of Lewiston and Lewiston, Côte-du-Sud, Province of Québec, Canada, for the purpose of public safety, welfare and health, in accordance with said Code and the said Section, as hereby amended:

Section 4.7.0: Same Environmental Sanitations, Subsection 2: (j) PM 304.1. Add Mosquito Control: An owner of property shall be responsible for the prevention, control and treatment of mosquitoes. Prevention shall be in all areas of the property and particularly bodies of water shall be treated so as to not allow the breeding of mosquitoes.

Section 4.7.0: Same Environmental Sanitations, Subsection 3: (k) PM 305. Delete as written: Add Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 5: (m) PM 306. Delete as written, Add: Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 6: (n) PM 307. Delete as written, Add: Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 7: (o) PM 308. Delete as written: Add Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 8: (p) PM 309. Add: Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 9: (q) PM 310. Delete as written: Add Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 10: (r) PM 311. Delete as written: Add Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 11: (s) PM 312. Add: Bush and Lawn Maintenance: This section shall be enforced by the property owner and/or by the property owner's authorized agent.

Section 4.7.0: Same Environmental Sanitations, Subsection 12: (t) PM 313. Delete as written: Add Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 13: (u) PM 314. Add: Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.

Section 4.7.0: Same Environmental Sanitations, Subsection 14: (v) PM 315. Delete as written: Add Property Maintenance: Property owners and/or persons in control of property shall maintain sidewalks adjacent to public rights-of-way as required for safety and welfare of the general public. Other hard surfaces, walkways and driveways shall not be allowed to become unsanitary in any extent that they constitute a sanitary hazard, drainage problem or obstacle to property appearance.
ORDINANCE NO. 871

OF

THE CITY OF LEAWOOD, KANSAS

ADOPTED August 19, 1985

$4,585,000

GENERAL OBLIGATION REFUNDING
AND IMPROVEMENT BONDS
SERIES 1985
INDEX

PAGE

Title .............................................
Recitals ......................................

ARTICLE I

DEFINITIONS

Section 101. Definitions of Words and Terms .............

ARTICLE II

AUTHORIZATION OF THE BONDS

Section 201. Authorization of the Bonds ..................
Section 202. Security for the Bonds ....................
Section 203. Details of the Bonds ......................
Section 204. Designation of Paying Agent and
Bond Registrar ..................................
Section 205. Method and Place of Payment of
Bonds ........................................
Section 206. Registration, Transfer and Exchange
of Bonds .....................................
Section 207. Surrender and Cancellation of Bonds .......
Section 208. Mutilated, Lost, Stolen or Destroyed
Bonds ........................................
Section 209. Execution, Registration and Delivery
of the Bonds ................................

ARTICLE III

REDEMPTION OF BONDS

Section 301. Optional Redemption ........................
Section 302. Notice of Redemption ......................
Section 303. Selection of Bonds for Redemption ........
Section 304. Effect of Call for Redemption .............

ARTICLE IV

FORM OF THE BONDS

Section 401. Form of Certified Bonds ....................
Section 402. Form of the Instrument Evidencing
Ownership of Uncertificated Bonds ............
ARTICLE V
ESTABLISHMENT OF FUNDS

Section 501. Creation of Funds
Section 502. Administration of Funds

ARTICLE VI
APPLICATION OF BOND PROCEEDS

Section 601. Disposition of Bond Proceeds and Other Moneys
Section 602. Application of Moneys in the Construction Fund
Section 603. Application of Moneys in the Cost of Issuance Fund

ARTICLE VII
PAYMENT OF BONDS

Section 701. Levy of Taxes to Pay Bonds
Section 702. Transfer of Funds to Paying Agent

ARTICLE VIII
MISCELLANEOUS PROVISIONS

Section 801. Official Statement
Section 802. Escrow Trust Agreement
Section 803. Arbitrage Covenant
Section 804. Severability
Section 805. Governing Law
Section 806. Effective Date

Passage
Signature and Seals

Exhibit A - Outstanding General Obligation Bonds of Leawood, Kansas
Exhibit B - Form of the Bonds
Exhibit C - Escrow Trust Agreement
ORDINANCE NO. 871

AN ORDINANCE AUTHORIZING THE ISSUANCE OF $4,585,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 1985, OF THE CITY OF LEAWOOD, KANSAS, FOR THE PURPOSE OF REFUNDING IN ADVANCE OF THEIR MATURITIES CERTAIN OUTSTANDING GENERAL OBLIGATION BONDS OF SAID CITY AND FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF CONSTRUCTING CERTAIN IMPROVEMENTS IN THE CITY; PRESCRIBING THE FORM AND DETAILS OF SAID BONDS AND THE COVENANTS AND AGREEMENTS MADE BY THE CITY TO FACILITATE AND PROTECT THE PAYMENT THEREOF; MAKING PROVISION FOR THE COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AND INTEREST ON SAID BONDS AS THEY BECOME DUE AND PROVIDING FOR EXECUTION OF CERTAIN AGREEMENTS IN CONJUNCTION THEREWITH.

WHEREAS, the City of Leawood, Kansas (the "City"), has heretofore issued certain general obligation bonds all as shown on Exhibit A attached hereto and incorporated herein by reference (the "Refunded Bonds"), and at the date of the payment and delivery of the Bonds as hereinafter defined, there will remain outstanding and unpaid $2,635,000 principal amount of the Refunded Bonds; and

WHEREAS, in order to create interest cost savings and to provide an orderly plan of financing for the City, it is hereby found and determined that it is desirable and in the best interest of the City and its inhabitants to issue general obligation bonds of the City pursuant to K.S.A. 10-427 and 10-427a, as amended, to provide funds to refund in advance of their maturities the Refunded Bonds; and

WHEREAS, in order to provide for the refunding of the Refunded Bonds and pursuant to an Escrow Trust Agreement (the "Escrow Trust Agreement"), dated as of August 15, 1985, by and between the City and Johnson County Bank, N.A. in the City of Prairie Village, Kansas (the "Escrow Trustee"), it is hereby found and determined that it is necessary for the City to establish an escrow trust account (the "Escrow Trust Account") and deposit into the Escrow Trust Account from the proceeds of the bonds herein authorized a sum which, together with other available
moneys, will be sufficient to purchase certain Government Securities (as defined in the Escrow Trust Agreement) to provide for the payment of the Refunded Bonds; and

WHEREAS, pursuant to K.S.A. 12-685, et seq., K.S.A 12-631s, and K.S.A. 12-6a01, et seq., all as amended, and other provisions of the laws of the State of Kansas applicable thereto, by proceedings duly had, the governing body of the City has authorized the following improvements to be constructed in the City (the "Improvements"):

(a) 95th Street and State Line Road Project;
(b) 143rd Street and Mission Road Project;
(c) Bridges and Culverts Project;
(d) 127th Street (Mission to Roe) Project; and
(e) Roe Avenue (South of 135th Street) Project;

and

WHEREAS, all legal requirements pertaining to the Improvements have been complied with, and the governing body of the City now finds and determines that the total cost of the Improvements and related expenses is $2,220,068.46 with $920,846.46 of the cost to be paid by the owners of the property within the City benefited by certain Improvements and $1,299,222.00 of the cost to be paid by the City at large, and that said property owners have paid $68.46 in cash into the City Treasury on account of the construction of the Improvements and there are no funds available in the City Treasury to pay the remainder of said cost leaving $2,220,000.00 to be paid by the issuance and sale of the City's general obligation bonds; and

WHEREAS, the governing body of the City is authorized by law to issue general obligation bonds of the City to pay the costs of constructing the Improvements; and

WHEREAS, the City hereby finds and determines that it is necessary and essential to provide for refunding of the Refunded Bonds in advance of their maturities and to provide funds to pay the cost of constructing the Improvements by the issuance of General Obligation Refunding and Improvement Bonds, Series 1985, in the principal amount of $4,585,000 (the "Bonds");

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS, AS FOLLOWS:
ARTICLE I
DEFINITIONS

Section 101. Definitions of Words and Terms. In addition to words and terms defined elsewhere in this Ordinance, the following words and terms as used in this Ordinance shall have the following meanings, unless some other meaning is plainly intended:

"Bond Registrar" means the Treasurer of the State of Kansas in the City of Topeka, Kansas, and any successors or assigns.

"Cost of Issuance Fund" means the Cost of Issuance Fund created by Section 501 of the Ordinance.

"Ordinance" means this Ordinance as from time to time amended in accordance with the terms hereof.

"Paying Agent" means the Treasurer of the State of Kansas, in the City of Topeka, Kansas, and any successors and assigns.

"Principal and Interest Fund" means the Principal and Interest Fund for the Bonds created by Section 501 of this Ordinance.

"Refunded Bonds" means the $2,635,000 principal amount of general obligation bonds of the City described in Exhibit A attached hereto.

"Underwriters" means George K. Baum & Company, Kansas City, Missouri.

ARTICLE II
AUTHORIZATION OF THE BONDS

Section 201. Authorization of the Bonds. The Bonds of the City are authorized and directed to be issued in the principal amount of $4,585,000 for the purpose of refunding in advance of their respective maturities the Refunded Bonds and for providing funds to pay the costs of constructing the Improvements, as provided in this Ordinance.

Section 202. Security for the Bonds. The Bonds shall be general obligations of the City payable in part from special assessments levied against property benefited by the construction of certain of the Improvements and, if not so paid, from ad valorem taxes which may be levied without limitation as to rate or amount upon all taxable tangible property, real or personal, within the territorial limits of the City, and the balance shall be payable from ad valorem taxes which may be levied without
limitation as to rate or amount upon all the taxable tangible property, real or personal, within the territorial limits of the City.

Section 203. Details of the Bonds. The Bonds shall consist of fully registered certificated or uncertificated bonds without coupons in the denomination of $5,000 or any integral multiple thereof. The Bonds shall be substantially in the form described in Article IV hereof and shall be subject to registration, transfer and exchange as provided in Section 206 hereof. All of the Bonds shall be dated August 15, 1985, shall become due serially on September 1 (the "Principal Payment Dates") in the years and in the principal amounts (subject to optional redemption prior to maturity as provided in Article III hereof) and shall bear interest at the respective rates per annum as follows:

<table>
<thead>
<tr>
<th>MATURITY DATE</th>
<th>PRINCIPAL AMOUNT</th>
<th>INTEREST RATE PER ANNUM</th>
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<tr>
<td>1986</td>
<td>$355,000</td>
<td>5.50%</td>
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<tr>
<td>1987</td>
<td>405,000</td>
<td>6.00%</td>
</tr>
<tr>
<td>1988</td>
<td>410,000</td>
<td>6.50%</td>
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<tr>
<td>1989</td>
<td>365,000</td>
<td>7.00%</td>
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<tr>
<td>1990</td>
<td>380,000</td>
<td>7.20%</td>
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<tr>
<td>1991</td>
<td>385,000</td>
<td>7.40%</td>
</tr>
<tr>
<td>1992</td>
<td>375,000</td>
<td>7.60%</td>
</tr>
<tr>
<td>1993</td>
<td>310,000</td>
<td>7.80%</td>
</tr>
<tr>
<td>1994</td>
<td>325,000</td>
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<tr>
<td>1995</td>
<td>350,000</td>
<td>8.20%</td>
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<tr>
<td>1996</td>
<td>240,000</td>
<td>8.40%</td>
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<tr>
<td>1997</td>
<td>245,000</td>
<td>8.60%</td>
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<tr>
<td>1998</td>
<td>260,000</td>
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<tr>
<td>1999</td>
<td>180,000</td>
<td>8.80%</td>
</tr>
</tbody>
</table>

The Bonds shall bear interest at the rates aforesaid (computed on the basis of a 360-day year of twelve 30-day months) from the date thereof or from the most recent interest payment date to which interest has been paid or duly provided for, payable semiannually on March 1 and September 1 in each year, beginning on March 1, 1986 (the "Interest Payment Dates"), to the registered owners whose names appear on the books maintained by the Bond Registrar at the close of business on the 15th day of the month preceding the Interest Payment Dates (the "Record Dates").

Section 204. Designation of Paying Agent and Bond Registrar. The Treasurer of the State of Kansas in the City of Topeka, Kansas, is hereby designated as the City's paying agent for the payment of principal of, premium, if any, and interest on the Bonds and bond registrar with respect to the registration, transfer and exchange of Bonds (the "Paying Agent" and "Bond Registrar").
The Mayor of the City and the City Clerk of the City are hereby authorized and empowered to execute on behalf of the City an agreement with the Treasurer of the State of Kansas for said Treasurer to act as Bond Registrar and Paying Agent for the Bonds.

Section 205. Method and Place of Payment of Bonds. The principal of, premium, if any, and interest on the Bonds shall be payable in lawful money of the United States of America by check or draft of the Paying Agent.

The principal of and premium, if any, on the Bonds shall be payable at the office of the Paying Agent upon presentation and surrender of such Bonds as they respectively become due.

The interest on the Bonds shall be payable to the order of the registered owners thereof mailed by the Bond Registrar to the addresses of such registered owners as they appear on the registration books maintained by the Bond Registrar or at such other address provided in writing by such registered owner to the Bond Registrar on the Record Dates.

The Paying Agent and Bond Registrar shall keep in its office a record of payment of principal of, premium, if any, and interest on all Bonds.

Section 206. Registration, Transfer and Exchange of Bonds. The City covenants that it will, as long as any of the Bonds herein authorized remain outstanding, cause to be kept at the office of the Bond Registrar books for the registration, transfer and exchange of Bonds as herein provided.

Upon presentation of the necessary documents as hereinafter described, the Bond Registrar shall transfer or exchange any certificated or uncertificated Bond(s) for new certificated or uncertificated Bond(s) in an authorized denomination of the same maturity and for the same aggregate principal amount as the Bond(s) which was presented for transfer or exchange.

All Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in a form and with guarantee of signature satisfactory to the Bond Registrar, duly executed by the registered owner thereof or by the registered owner's duly authorized agent. In addition, all certified Bonds presented for transfer or exchange shall be surrendered to the Bond Registrar for cancellation.

Prior to delivery of the new certificated or uncertificated Bond(s) to the transferee, the Bond Registrar shall register the same in the registration books kept by the Bond Registrar for such purpose and shall authenticate each certificated Bond.
The City shall provide for the payment out of the Bond proceeds of the fees of the Bond Registrar for registration and transfer of the Bonds and the cost of printing a reasonable supply of registered bond blanks. Any additional costs or fees that might be incurred in the secondary market, other than fees of the Bond Registrar, are the responsibility of the bond owners.

The City, the Bond Registrar and the Paying Agent may deem and treat the person in whose name any Bond shall be registered as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal and redemption price, if any, of and interest on said Bond and for all other purposes, and all such payments so made to any such registered owner or upon such registered owner's order shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid, and neither the City nor the Bond Registrar nor the Paying Agent shall be affected by any notice to the contrary, but such registration may be changed as herein provided.

The Bond Registrar shall not be required to register, transfer or exchange Bonds for a period of 15 days next preceding an interest payment date on the Bonds or to register, transfer or exchange any Bonds called for redemption during said period.

Section 207. Surrender and Cancellation of Bonds. Whenever any outstanding certificated Bond shall be delivered to the Bond Registrar for cancellation pursuant to the Ordinance, upon payment of the principal amount thereof and interest thereon or for replacement pursuant to the Ordinance, such Bond shall be cancelled by the Bond Registrar and the cancelled Bond shall be returned to the City.

Section 208. Mutilated, Lost, Stolen or Destroyed Bonds. In the event any certificated Bond is mutilated, lost, stolen or destroyed, the City may execute and the Bond Registrar may authenticate a new Bond of like date, maturity, denomination and interest rate as that mutilated, lost, stolen or destroyed; provided, that in the case of any mutilated certificated Bond, such mutilated Bond shall first be surrendered to the City or the Bond Registrar, and, in the case of any lost, stolen or destroyed Bond there shall be first furnished to the Bond Registrar and the City evidence of such loss, theft or destruction and an indemnity satisfactory to them. In the event any such Bond shall have matured, instead of issuing a duplicate Bond, the City and Bond Registrar may pay the same without surrender thereof. The City and Bond Registrar may charge to the registered owner of such Bond their reasonable fees and expenses in connection with replacing such certificated Bond or Bonds mutilated, stolen, lost or destroyed.
Section 209. Execution, Registration and Delivery of the Bonds. Each of the certificated Bonds, including any certificated Bonds issued in exchange or as substitutions for the Bonds initially delivered, shall be signed by the manual or facsimile signature of the Mayor of the City and attested by the manual or facsimile signature of the City Clerk and shall have the corporate seal of the City affixed thereto or imprinted thereon. In case any officer whose signature or facsimile thereof appears on any Bonds shall cease to be such officer before the delivery of the Bonds, such signature or facsimile thereof shall nevertheless be valid and sufficient for all purposes, the same as if such person had remained in office until delivery. Any Bond may be signed by such persons who at the actual time of the execution of such Bond shall be the proper officers to sign such Bond, although at the date of such Bond such persons may not have been such officers.

The Mayor of the City and the City Clerk are hereby authorized and directed to prepare and execute the certificated Bonds in the manner hereinbefore specified, to cause the certificated Bonds to be registered in the office of the City Clerk and the State Treasurer as provided by law, and, when duly executed and registered, to deliver the Bonds to the Underwriters, upon receipt by the City of the purchase price of the Bonds, which purchase price shall be 100% of the principal amount of the Bonds plus accrued interest to the date of their delivery. The Mayor of the City and the City Clerk are also hereby further authorized to enter into an agreement with a depository trust company to have the executed, authenticated Bonds held in safekeeping prior to their delivery to the Underwriters.

The Bonds shall have endorsed thereon a Certificate of Authentication substantially in the form set forth in Exhibit B attached hereto, which shall be executed by the manual or facsimile signature of the Bond Registrar. No Bond shall be entitled to any security or benefit under the Ordinance nor shall it be valid or obligatory for any purpose unless and until such Certificate of Authentication shall have been duly executed by the Bond Registrar. Such executed Certificate of Authentication upon any Bond shall be conclusive evidence that such Bond has been duly authenticated and delivered under the Ordinance. The Certificate of Authentication on any Bond shall be deemed to have been duly executed if signed by any authorized officer or employee of the Bond Registrar, but it shall not be necessary that the same officer or employee sign the Certificate of Authentication on all of the Bonds that may be issued hereunder at any one time.

ARTICLE III

Section 301. Optional Redemption. At the option of the City, Bonds maturing on September 1, 1995, and thereafter may be called for redemption and payment prior to maturity on September 1, 1994, and thereafter, in whole or in part on any Interest
Payment Date in inverse order of maturity at the redemption price of 100% of the principal amount thereof, plus accrued interest thereon to the redemption date, without premium.

Section 302. Notice of Redemption. In the event the City shall elect to redeem and pay any of the Bonds prior to the maturity thereof, the City shall publish once in the Kansas Register and in a financial journal published in New York, New York, a notice of the intention of the City to call and pay said Bonds, the same being described by number and maturity, said notice in said financial journal to be published not less than 30 days prior to the date on which said Bonds are called for payment and said notice in the Kansas Register to be published not less than 15 days prior to said call date. The City shall also give written notice of its intention to call and pay said Bonds on a specified date, the same being described by number and maturity, said notice to be mailed by prepaid United States registered or certified mail addressed to the registered owners of said Bonds, to the State Treasurer of Kansas, to the Underwriters, and to the Paying Agent, each of said notices to be mailed not less than 30 days prior to the date fixed for redemption.

Section 303. Selection of Bonds to Be Redeemed. Bonds shall be redeemed only in the principal amount of $5,000 or any integral multiple thereof. When less than all of the outstanding Bonds of any series are to be redeemed and paid prior to maturity, such Bonds shall be redeemed in inverse order of maturity, Bonds of less than a full maturity to be selected by the Paying Agent and Bond Registrar by lot in $5,000 units of face value in such equitable manner as the Paying Agent and Bond Registrar may determine.

In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than $5,000 are then outstanding, then for all purposes in connection with such redemption each $5,000 of face value shall be treated as though it were a separate Bond of the denomination of $5,000. If it is determined that one or more, but not all, of the $5,000 units of face value represented by any fully registered Bond is selected for redemption, then upon notice of intention to redeem such $5,000 unit or units, the owner of such fully registered Bond or the owner's duly authorized agent shall forthwith present and surrender such Bond to the Paying Agent and Bond Registrar (1) for payment of the redemption price (including the interest to the date fixed for redemption) of the $5,000 unit or units of face value called for redemption, and (2) for exchange, without charge to the owner thereof, for a new Bond or Bonds of the aggregate principal amount of the unredeemed portion of the principal amount of such fully registered Bond. If the owner of any such fully registered Bond of a denomination greater than $5,000 shall fail to present such Bond to the Paying Agent and Bond Registrar for payment and exchange as aforesaid, such Bond shall, nevertheless, become due and payable on the redemption date to the extent of the $5,000 unit or units of face value called for redemption (and to that extent only).
Section 304. Effect of Call for Redemption. Whenever any Bond is called for redemption and payment as provided in this Article, all interest on such Bond shall cease from and after the date for which such call is made, provided funds are available for its payment at the price hereinbefore specified.

ARTICLE IV
FORM OF THE BONDS

Section 401. Form of Certificated Bonds. The certificated Bonds shall be printed in accordance with the format required by the Attorney General of the State of Kansas and shall contain information and recitals substantially as set forth in Exhibit B attached hereto or as may be required by the Attorney General pursuant to the Notice of Systems of Registration for Kansas Municipal Bonds, 2 Kan. Reg. 921 (1983) in accordance with the Kansas Bond Registration Law, K.S.A. 10-620 to 10-632, inclusive, as amended.


ARTICLE VI
APPLICATION OF BOND PROCEEDS

Section 601. Disposition of Bond Proceeds and Other Moneys.

(a) The proceeds received from the sale of the Bonds, including any premium or accrued interest thereon, shall be deposited simultaneously with the delivery of the Bonds, as follows:

(1) There shall be deposited in the Principal and Interest Fund any premium on the Bonds and any amount received on account of accrued interest on the Bonds.

(2) There shall be deposited in the Construction Fund the sum of $2,132,576.89.

(3) There shall be deposited in the Cost of Issuance Fund to be held by the Escrow Trustee the sum of $179,462.50.

(4) The balance of the proceeds of the Bonds in the amount of $2,272,960.61 shall be deposited with the Escrow Trustee pursuant to the Escrow Trust Agreement.
(b) Simultaneously with the issuance of the Bonds, the City shall transfer the amount of $178,855.43 from the Principal and Interest Fund to the Escrow Trustee for deposit in accordance with the terms of the Escrow Trust Agreement.

20-1.141 Section 602. Application of Moneys in the Construction Fund. Moneys in the Construction Fund shall be separately accounted for and attributed to each individual Improvement and shall be used solely to pay the cost of the Improvements, including the retirement of temporary notes of the City previously issued to provide interim financing for the Improvements. Upon completion of the Improvements, any moneys remaining in the Construction Fund shall be deposited into the Principal and Interest Fund.

20-1.142 Section 603. Application of Moneys in the Cost of Issuance Fund. Moneys in the Cost of Issuance Fund shall be used to pay the cost of issuing the Bonds, including all printing, signing and mailing expenses, legal fees, accounting expenses incurred in connection with determining that the Bonds are not arbitrage bonds, fees for ratings received on the Bonds, the Escrow Trustee's initial fees and any fiscal fees incurred in marketing the Bonds. Any moneys remaining in the Cost of Issuance Fund on December 31, 1985, shall be transferred to the Construction Fund.

ARTICLE VII
PAYMENT OF BONDS

20-1.143 Section 701. Levy of Taxes to Pay Bonds. The full faith, credit and resources of the City are hereby pledged to secure the payment of the principal of and interest on the Bonds as they severally become due and payable. The governing body of the City shall make provision for the payment of said principal and interest on the Bonds by collecting special assessments on any property benefited by the Improvements constructed with the proceeds of the Bonds and by levying an annual tax on the property liable therefor in amounts sufficient to pay the installments of said principal and interest on the Bonds as the same accrue and become payable.

20-1.144 Section 702. Transfer of Funds to Paying Agent. The Treasurer of the City is hereby authorized and directed to withdraw from the Principal and Interest Fund sums sufficient to pay the principal of and interest on the Bonds and the fees of the Paying Agent and Bond Registrar when the same become due. If, through lapse of time or otherwise, the owners of Bonds shall no longer be entitled to enforce payment of their obligations, it shall be the duty of the Paying Agent forthwith to return said funds to the City. All moneys deposited with the Paying Agent shall be deemed to be deposited in accordance with and subject to all of the provisions contained in the Ordinance.
ARTICLE VIII

MISCELLANEOUS PROVISIONS

Section 801. Official Statement. Distribution of the Official Statement relating to the Bonds in substantially the form presented to the governing body of the City and the use thereof by the Underwriters of the Bonds, as provided in the Bond Purchase Agreement previously entered into between the City and the Underwriters, is hereby approved, and the Mayor of the City and the City Clerk are hereby authorized to execute such Official Statement on behalf of the City, with such corrections, omissions, insertions or changes as they may approve.

Section 802. Escrow Trust Agreement. The form of Escrow Trust Agreement, attached hereto as Exhibit C, is hereby approved, and said document is hereby incorporated in the Ordinance as though fully set forth herein. The Mayor of the City is hereby authorized and directed to execute the Escrow Trust Agreement with any changes, insertions and omissions as in the opinion of the Mayor with advice of counsel are necessary and desirable. The City Clerk is hereby authorized and directed to attest the signature of the Mayor and affix the City's seal, such execution and attestation being conclusive as to the approval, correctness and completeness of said Escrow Trust Agreement. George K. Baum & Company is hereby designated as agent for the City for the purpose of acquiring the U.S. Government Obligations to be deposited with the Escrow Trustee.

Section 803. Arbitrage Covenant. The City covenants and agrees that it will use the proceeds of the Bonds as soon as practicable and with all reasonable dispatch for the purpose for which the Bonds are issued as hereinbefore set forth, and that no part of the proceeds of the Bonds shall be invested in any securities or obligations except for the temporary period pending such use, nor used, at any time, directly or indirectly, in a manner which, if such use had been reasonably anticipated on the date of issuance of the Bonds, would have caused any of the Bonds to be or become "arbitrage bonds" within the meaning of Section 103(c) of the Internal Revenue Code of 1954, as amended, and the regulations of the Treasury Department thereunder.

Section 804. Severability. If any section or other part of the Ordinance shall for any reason be held invalid, the invalidity thereof shall not affect the validity of the other provisions of the Ordinance.

Section 805. Governing Law. The Ordinance shall be governed exclusively by and construed in accordance with the applicable laws of the State of Kansas.

Section 806. Effective Date. This Ordinance shall take effect and be in full force from and after its adoption by the
governing body of the City and publication in the official newspaper of the City.

PASSED by the governing body of the City of Leawood, Kansas this 19th day of August, 1985.

[Signature]
Mayor

[Signature]
City Clerk

[Signature]
City Attorney

APPROVED AS TO FORM.
### EXHIBIT A

**SERIES R-74-1**

<table>
<thead>
<tr>
<th>Maturity</th>
<th>Principal Amount</th>
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<tr>
<td>March 1, 1987</td>
<td>70,000</td>
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</tr>
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<td>---------------</td>
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COMBINED IMPROVEMENT DISTRICTS 78-1 and 79-1

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<th>INTEREST RATE</th>
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## COMBINED PROJECTS STREET IMPROVEMENT
### GENERAL OBLIGATION BONDS, SERIES 82-1

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EXHIBIT B

(FORM OF FULLY REGISTERED CERTIFICATED BOND)

UNITED STATES OF AMERICA
STATE OF KANSAS

Registered
No. R-

CITY OF LEAWOOD, KANSAS

GENERAL OBLIGATION REFUNDING
AND IMPROVEMENT BOND
SERIES 1985

Registered
No. R-

Rate of Interest: ___ %  Maturity: September 1, __
Dated: August 15, 1985

Registered Owner: __________________________
Principal Amount: ________________________ THOUSAND DOLLARS

THE CITY OF LEAWOOD in the County of Johnson, State of Kansas (the "City"), for value received, hereby promises to pay to the registered owner hereof shown above, or registered assigns, upon presentation and surrender of this Bond, the Principal Amount identified above, on the Maturity Date shown above, and to pay interest thereon from the Date set forth above or from the most recent Interest Payment Date to which interest has been paid or duly provided for, at the Rate of Interest per annum shown above, payable semiannually on March 1 and September 1 in each year beginning March 1, 1986 (the "Interest Payment Dates"), until said Principal Amount shall have been paid.

The principal of and interest on this Bond shall be payable in lawful money of the United States of America by check or draft of the Treasurer of the State of Kansas, Topeka, Kansas (the "Paying Agent" and "Bond Registrar"). The principal of this Bond shall be payable to the registered owner hereof upon presentation of this Bond at the maturity or redemption date to the Paying Agent for payment and cancellation. The interest on this Bond shall be mailed to the registered owner hereof at the address appearing on the registration books of the City maintained by the Bond Registrar at the close of business on the 15th day of the month preceding each Interest Payment Date (the "Record Dates"). The Bonds are general obligations of the City payable as to both principal and interest in part from special assessments levied upon the property benefited by the construction of certain improvements, and if not so paid, from ad valorem taxes which may
be levied without limitation as to rate or amount upon all the taxable tangible property within the territorial limits of the City, and the balance being payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property within the territorial limits of the City. The full faith, credit and resources of the City are hereby pledged for the payment of the principal of and interest on this Bond and the issue of which it is a part as the same respectively become due.

The terms and provisions of this Bond are continued on the reverse hereof and shall for all purposes have the same effect as though fully set forth at this place.

This Bond has been duly registered in the office of the City Clerk and in the office of the Kansas State Treasurer.

It is hereby declared and certified that all acts, conditions, and things required to be done and to exist precedent to and in the issuance of this Bond have been properly done and performed and do exist in due and regular form and manner as required by the Constitution and laws of the State of Kansas, and that the total indebtedness of said City, including this series of Bonds, does not exceed any constitutional or statutory limitation.

This Bond shall not be valid or become obligatory for any purpose until the Certificate of Authentication and Registration hereon shall have been lawfully executed by the Bond Registrar.

IN WITNESS WHEREOF, the governing body of the City has caused this Bond to be executed by the manual or facsimile signature of its Mayor and attested by the manual or facsimile signature of its City Clerk, and its corporate seal to be imprinted hereon, all as of the 15th day of August, 1985.

(facsimile seal) THE CITY OF LEAWOOD, KANSAS

______________________________
(facsimile)
Mayor

ATTEST:

By ____________________________
(facsimile)
City Clerk

-2-
CERTIFICATE OF AUTHENTICATION AND REGISTRATION

This Bond is one of a series of General Obligation Refunding and Improvement Bonds, Series 1985, of the City of Leawood, Kansas, described in the within-mentioned Ordinance.

Registration Date ____________________________

Office of the State Treasurer,
Topeka, Kansas, as Bond Registrar and Paying Agent

By _________________________________

Registration Number __________________________

FURTHER TERMS AND CONDITIONS

This Bond is one of an authorized series of bonds of the City designated "General Obligation Refunding and Improvement Bonds, Series 1985," in an aggregate principal amount of $4,585,000 (the "Bonds") issued for the purpose of providing funds for refunding in advance of their maturity the Refunded Bonds as defined in the Ordinance of the City authorizing the Bonds (the "Ordinance") and for paying the costs of certain improvements as defined in the Ordinance. The Bonds are issued by the authority of and in full compliance with the provisions, restrictions and limitations of the Constitution and laws of the State of Kansas, including K.S.A. 10-427 and 10-427a, K.S.A. 12-685, et seq., K.S.A. 12-631s, and K.S.A. 12-6a01, et seq., all as amended, and all other provisions of the laws of the State of Kansas applicable thereto.

Bonds of the series of which this Bond is a part becoming due on September 1, 1995, and thereafter may be redeemed and paid prior to maturity, at the option of the City as a whole or in part, in inverse order of maturity (selection of Bonds within the same maturity to be by lot by the City in such equitable manner as it may determine) on September 1, 1994, or on any interest payment date thereafter, at the redemption price of 100% of the principal amount thereof, plus accrued interest to the date of redemption.

Whenever the City is to select the Bonds for the purpose of redemption, it shall, in the case of Bonds in denominations greater than $5,000, if less than all of the Bonds then outstanding are to be called for redemption, treat each $5,000 of
face value of each such fully registered Bond as though it were a separate Bond of the denomination of $5,000.

If any Bonds are called for redemption and payment prior to maturity, the City shall publish once in the Kansas Register and in a financial journal published in New York, New York, a notice of the intention of the City to call and pay said Bonds, the same being described by number and maturity. The notice in said financial journal shall be published not less than 30 days prior to the date on which said Bonds are called for payment and the notice in the Kansas Register shall be published not less than 15 days prior to said call date. The City will also give written notice of its intention to call and pay such Bonds on a specified date, the same being described by number and maturity, said notice to be mailed by prepaid United States registered or certified mail addressed to the Paying Agent, to the State Treasurer of Kansas, to George K. Baum & Company, the Underwriter, and to the registered owners of said Bonds, each of said notices to be mailed not less than 30 days prior to the date fixed for redemption. All Bonds so called for redemption and payment as aforesaid shall cease to bear interest from and after the date for which such call is made, provided funds are available for the payment of such Bonds at the price hereinbefore specified.

The Bonds are issued in fully registered form in the denomination of $5,000 or any integral multiple thereof. This Bond may be exchanged at the office of the Bond Registrar for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations upon the terms provided in the Ordinance.

The City and the Bond Registrar may deem and treat the registered owner hereof as the absolute owner hereof for purposes of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes and neither the City nor the Bond Registrar shall be affected by any notice to the contrary.

This Bond is transferable by the registered owner hereof in person or by the registered owner's agent duly authorized in writing, at the office of the Bond Registrar, but only in the manner, subject to the limitations and upon payment of the charges provided in the Ordinance and upon surrender and cancellation of this Bond. The City shall pay out of the proceeds of the Bonds all costs incurred in connection with the issuance, payment and initial registration of the Bonds and the cost of a reasonable supply of bond blanks.
LEGAL OPINION

I, the undersigned, City Clerk of the City of Leawood, Kansas, hereby certify that the following is a true and correct copy of the approving legal opinion of Linde Thomson Fairchild Langworthy Kohn and Van Dyke, P.C., attorneys at law, Overland Park, Kansas, on the within Bond and the series of which it is a part, except that it omits the date of such opinion; that said opinion was manually executed and was dated and issued as of the date of delivery of and payment for the Bonds, and is on file in my office.

By (facsimile)
City Clerk

[PRINTED LEGAL OPINION]

(FORM OF CITY CLERK'S CERTIFICATE)

STATE OF KANSAS )
) SS.
COUNTY OF JOHNSON )

I, the undersigned, City Clerk of the City of Leawood, Kansas, hereby certify that the within Bond has been duly registered in my office according to law.

WITNESS my hand and official seal this _____________.

(facsimile seal)

City Clerk

BOND ASSIGNMENT

FOR VALUE RECEIVED, the undersigned do(es) hereby sell, assign and transfer to

________________________________________

(Name and Address)

________________________________________

(Social Security or Taxpayer Identification No.)
the Bond to which this assignment is affixed in the outstanding principal amount of $___________, standing in the name of the undersigned on the books of the Treasurer of the State of Kansas (the "Bond Registrar"). The undersigned do(es) hereby irrevocably constitute and appoint __________ as agent to transfer said Bond on the books of said Bond Registrar with full power of substitution in the premises. Dated __________.

_______________________________
Name

_______________________________
Social Security or Taxpayer Identification No.

_______________________________
Signature
(Sign here exactly as name(s) appear on the face of Certificate)

Signature guarantee:
By_____________________________

CERTIFICATE OF STATE TREASURER

OFFICE OF THE TREASURER, STATE OF KANSAS

I, JOAN FINNEY, Treasurer of the State of Kansas, do hereby certify that a transcript of the proceedings leading up to the issuance of this Bond has been filed in my office, and that this Bond was registered in my office according to law on __________.

WITNESS my hand and official seal.

_____________________________
Treasurer of the State of Kansas

(facsimile)

(Seal)
EXHIBIT C

ESCROW TRUST AGREEMENT
between
THE CITY OF LEAWOOD, KANSAS
and
JOHNSON COUNTY BANK, N.A.
as Escrow Trustee
and
DATED AS OF AUGUST 15, 1985
Entered in Connection with the Issuance of
$4,585,000
GENERAL OBLIGATION REFUNDING
AND IMPROVEMENT BONDS
SERIES 1985
To Refund and Provide for the Payment of certain general obligation bonds of the City of Leawood, Kansas in the Outstanding Principal Amount of $2,635,000.
ESCROW TRUST AGREEMENT

THIS ESCROW TRUST AGREEMENT (the "Agreement"), made and entered into as of the 15th day of August, 1985, by and between THE CITY OF LEAWOOD, KANSAS, a municipality duly organized and existing under the laws of the State of Kansas (the "City"), Johnson County Bank, N.A., a banking corporation duly organized and existing and authorized to accept and execute trusts of the character herein set forth under the laws of the State of Kansas, with its principal office located in the City of Prairie Village, Kansas, as Escrow Trustee (the "Escrow Trustee"): WITNESSETH:

WHEREAS, the City has heretofore issued certain general obligation bonds now outstanding in the aggregate principal amount of $2,635,000, maturing and bearing interest as set forth in Exhibit B attached hereto (the "Refunded Bonds"); and

WHEREAS, pursuant to K.S.A. 10-427 and 10-427a, as amended (the "Act"), the City may provide for the payment of the Refunded Bonds by depositing in trust with the Escrow Trustee direct obligations of, or obligations unconditionally guaranteed by, the United States of America, the principal of which will provide moneys which, together with other available moneys deposited with such Escrow Trustee at the same time, shall at all times be sufficient to pay the principal and interest due or to become due on all of the Refunded Bonds; and

WHEREAS, pursuant to Ordinance No. ___/1985, adopted on ___/1985 (the "Ordinance"), the City has heretofore authorized the issuance and delivery of $4,585,000 principal amount of its General Obligation Refunding and Improvement Bonds, Series 1985, dated August 15, 1985 (the "Refunding Bonds"), for the purpose of providing funds to pay the cost of constructing certain improvements in the City and for the purpose of providing funds, together with other funds of the City which are available, to refund and provide for the payment of the Refunded Bonds in accordance with the terms of the Act and the ordinances authorizing the issuance of the Refunded Bonds, which Refunding Bonds will mature and bear interest as set forth in Exhibit A attached hereto; and

WHEREAS, in order to duly provide for the payment of the Refunded Bonds by the proper and timely deposit and application of the proceeds of the Refunding Bonds and other moneys and obligations required for payment of the Refunded Bonds and to furnish irrevocable instructions therefor, it is necessary to enter into this Escrow Trust Agreement and to enter into certain covenants for the benefit of the owners and holders from time to time of the Refunded Bonds.
NOW, THEREFORE, in consideration of the foregoing and the mutual covenants hereinafter set forth, the parties hereto agree as follows:

Section 1. Definitions. In addition to words and terms elsewhere defined in this Agreement, the following words and terms as used in the Agreement shall have the following meanings, unless some other meaning is plainly intended:

"Agreement" shall mean this Escrow Trust Agreement dated as of August 15, 1985, between the City and the Escrow Trustee.

"Bond Counsel" shall mean a firm of attorneys of nationally recognized standing in matters relating to Section 103 of the Internal Revenue Code of 1954, as amended.

"Book Entry Securities" shall mean United States Treasury Securities, State and Local Government Series, listed in Exhibit C-2 attached hereto.

"City" shall mean the City of Leawood, Kansas, a municipality duly organized and existing under the laws of the State of Kansas.

"Code" shall mean the Internal Revenue Code of 1954, as amended.

"Escrow Fund" means the Escrow Fund established by Section 2 hereof.

"Escrow Trustee" shall mean Johnson County Bank, N.A., a banking corporation duly organized and existing and authorized to accept and execute trusts of the character herein set forth under the laws of the State of Kansas, with its principal office located in the City of Prairie Village, Kansas, as Escrow Trustee.

"Federal Funds" shall mean funds transferred through a Federal Reserve Bank and available for use on the same day as the transfer.

"Open Market Securities" shall mean securities which are direct obligations of, or obligations unconditionally guaranteed by, the United States of America, listed in Exhibit C-1 attached hereto.

"Ordinance" shall mean Ordinance No. 87/1 of the City, adopted on Aug. 19, 1985, authorizing the issuance of the Refunding Bonds.

"Payment Date" shall mean each date upon which interest or principal is due on the Refunded Bonds, as shown on Exhibit D attached hereto.
"Refunded Bonds" shall mean the general obligation bonds of the City described on Exhibit B attached hereto.

"Refunding Bonds" shall mean the City's $4,585,000 principal amount of General Obligation Refunding and Improvement Bonds, Series 1985, dated August 15, 1985, as described on Exhibit A attached hereto.

"U.S. Obligations" shall mean the Book Entry Securities and Open Market Securities, collectively, as previously defined.

Words importing the singular number shall include the plural number and vice versa unless the context shall otherwise indicate. The word "person" shall include corporations, associations, natural persons and public bodies unless the context shall otherwise indicate. Reference to a person other than a natural person shall include its successors.

Section 2. Creation of Escrow Fund. There is hereby created and established with the Escrow Trustee a special and irrevocable escrow trust fund designated "City of Leawood, Kansas, Escrow Fund for General Obligation Refunding Bonds" to be held in the custody of the Escrow Trustee. There are hereby further created and established two separate and distinct accounts within the Escrow Fund, as follows:

(a) the Restricted Account; and

(b) the Open Market Account.

Section 3. Deposits into Escrow Fund.

(a) The City and the Escrow Trustee agree that, prior to or concurrently with the execution of this Escrow Trust Agreement, the City shall deposit with the Escrow Trustee the sum of $178,855.43 from funds provided by the City, and the Escrow Trustee shall apply such amount to purchase the securities listed in Exhibit C-1 (the "Open Market Securities"), and shall deposit the Open Market Securities in the Open Market Account. In lieu of such deposit, the City may purchase the Open Market Securities directly and deliver the Open Market Securities to the Escrow Trustee for deposit in the Open Market Account.

(b) Concurrently with the execution of this Escrow Trust Agreement, there is hereby deposited with the Escrow Trustee and the Escrow Trustee hereby acknowledges the receipt of, Federal Funds in the amount of $2,272,960.61 from the proceeds of the Refunding Bonds which is to be deposited in the Restricted Account. The amount deposited in the Restricted Account will be used by the Escrow Trustee as follows:
(1) cash in the amount of $153,960.61 shall be deposited in the Restricted Account and shall be invested in U.S. Obligations or in repurchase agreements secured by U.S. Obligations on deposit with the Escrow Trustee having a continuous market value equal to 100% of the principal amount so invested, and the Escrow Trustee shall apply such amount to pay the principal and interest due on September 1, 1985, on the Refunded Bonds. The interest earned from the investment of said amount shall be paid to the City concurrently with the transfer of the principal and interest due on September 1, 1985; and

(2) an amount equal to $2,119,000 will be deposited in the Restricted Account and used to purchase United States Treasury Obligations - State and Local Government Series as described in Exhibit C-2 (the "Book Entry Securities").

Section 4. Investment of Funds.

(a) After the initial investments pursuant to Section 3 hereof, the Escrow Trustee shall not invest the cash balances on deposit in the Restricted Account. Upon maturity, the amounts derived from such securities will be held in the Restricted Account until transferred by the Escrow Trustee to the paying agent for the Refunded Bonds.

(b) The Escrow Trustee shall invest the cash balances on deposit in the Open Market Account in direct obligations of, or obligations unconditionally guaranteed by, the United States of America maturing at such times and in such amounts so as to be available when needed for payments shown on Exhibit D, at such rate or rates as may be acceptable to the City. Upon maturity, the amounts derived from such investments (after deposit into the Open Market Account of the amount so invested) shall be paid to the City.

(c) The Escrow Trustee shall not invest any moneys hereunder except in accordance with the provisions of this Section.

Section 5. Application of Moneys in the Escrow Fund. The Escrow Trustee shall purchase the U.S. Obligations solely from the moneys deposited in the Escrow Fund. The Escrow Trustee shall apply the moneys derived from the maturing principal of the U.S. Obligations to the payment of the principal of and interest due or to become due on the Refunded Bonds as the same become due and payable as set forth on Exhibit D attached hereto. The Escrow Trustee shall withdraw first from the Restricted Account and then from the Open Market Account the maturing principal and interest of the U.S. Obligations and shall, prior to each Payment Date, pay such amounts, by check mailed in such manner to arrive at the office of the paying agent for the Refunded Bonds at least
three business days prior to the Payment Dates, as required by K.S.A. 10-130, as amended, at the times and in the amounts shown on Exhibit D. Not less than 20 business days prior to each Payment Date shown on Exhibit D, the Escrow Trustee shall send to the paying agent for the Refunded Bonds the notice required by K.S.A. 10-130, as amended.

Section 6. Substitute Securities. At the written request of the City and upon compliance with the conditions hereinafter stated, the Escrow Trustee shall have the power to request the redemption of the Book Entry Securities or sell, transfer, request the redemption of or otherwise dispose of the Open Market Securities and to substitute direct obligations of, or obligations which are unconditionally guaranteed by, the United States of America, which are not subject to redemption prior to maturity except at the option of the holder thereof and which are available for purchase with the proceeds derived from such disposition on the date of such transaction. The Escrow Trustee shall purchase such substitute obligations with the proceeds derived from the sale, transfer, disposition or redemption of the U.S. Obligations. The transactions may be effected only by simultaneous sale and purchase transactions, and only if (a) the amounts and dates on which the anticipated transfers from the Escrow Fund to the paying agents for the payment of the principal of and interest on the Refunded Bonds will not be diminished or postponed thereby; (b) the Escrow Trustee shall receive, at the expense of the City, the opinion of Bond Counsel to the effect that such disposition and substitution would not cause any of the Refunding Bonds to be an "arbitrage bond" within the meaning of Section 103(c) of the Code and the regulations thereunder; and (c) the Escrow Trustee shall receive from an independent certified public accountant a certification that, after such transaction, the principal of the U.S. Obligations in the Escrow Fund will, together with other moneys available for such purpose, be sufficient at all times to pay, when due, the principal of and interest on the Refunded Bonds and the interest income earned on the U.S. Obligations, together with other moneys available for such purpose, will be sufficient to pay, when due, all principal of and interest on the Refunding Bonds.

The City hereby covenants that no part of the moneys or funds at any time in the Escrow Fund shall be used directly or indirectly to acquire any securities or obligations, the acquisition of which would cause any of the Refunding Bonds to be "arbitrage bonds" within the meaning of Section 103(c) of the Internal Revenue Code of 1954, as amended.

Section 7. Irrevocable Trust; Lien on Moneys. The trust created hereby shall be irrevocable. The holders of the Refunded Bonds shall have an express lien on all moneys in the Escrow Fund until used and applied in accordance with this Agreement. The Escrow Trustee is hereby directed to publish in the name of the City and at the expense of the City, as authorized by the Ordinance and the ordinances authorizing the issuance of the Refunded
Bonds, such notices as are necessary in connection with the call of any Refunded Bonds to be redeemed prior to their maturity.

Section 8. Liability of City and Escrow Trustee. The Escrow Trustee and the City shall not be liable for any loss resulting from any investment made pursuant to the terms and provisions of this Agreement. The liability of the Escrow Trustee for the payment of the principal of and interest on the Refunded Bonds shall be limited to the amounts deposited pursuant to Section 3 of this Agreement. The City hereby covenants to pay all of the fees and expenses of the Escrow Trustee for services rendered by the Escrow Trustee under this Agreement; provided, however, that the Escrow Trustee shall have no lien whatsoever upon any of the moneys in the Escrow Fund for the payment of such fees and expenses.

Section 9. Indemnification. The City hereby assumes liability for, and hereby agrees (whether or not any of the transactions contemplated hereby are consummated) to indemnify, protect, save and hold harmless the Escrow Trustee and its respective successors, assigns, agents and servants, from and against any and all liabilities, obligations, losses, damages, penalties, claims, actions, suits, costs, expense and disbursements (including legal fees and disbursements) of whatsoever kind and nature which may be imposed on, incurred by, or asserted against, at any time, the Escrow Trustee (whether or not also indemnified against the same by the City or any other person under any other agreement or instrument) and in any way relating to or arising out of the execution and delivery of this Agreement, the establishment of the Escrow Fund established hereunder, the acceptance of the moneys and securities deposited therein, the purchase of the U.S. Obligations, the retention of the U.S. Obligations or the proceeds thereof and any payment, transfer or other application of moneys or securities by the Escrow Trustee in accordance with the provisions of this Agreement; provided, however, that the City shall not be required to indemnify the Escrow Trustee against its own negligence or misconduct. In no event shall the City be liable to any person by reason of the transactions contemplated hereby other than to the Escrow Trustee as set forth in this Section. The indemnities contained in this Section shall survive the termination of this Agreement.

The Escrow Trustee and its successors, assigns, agents and servants shall not be held to any personal liability whatsoever, in tort, contract or otherwise, in connection with the execution and delivery of this Agreement, the establishment of the Escrow Fund, the acceptance of the moneys deposited therein, the purchase of the U.S. Obligations, the retention of the U.S. Obligations or the proceeds thereof or any payment, transfer or other application of the moneys or securities by the Escrow Trustee in accordance with the provisions of this Agreement or by reason of any nonnegligent act, omission or error of the Escrow Trustee made in good faith in the conduct of its duties. The duties and obligations of the Escrow Trustee shall be determined by the
express provisions of this Agreement. The Escrow Trustee may consult with counsel who may or may not be counsel to the City, and in reliance upon the opinion of such counsel, shall have full and complete authorization and protection in respect of any action taken, suffered or omitted by them in good faith in accordance therewith. Whenever the Escrow Trustee shall deem it necessary or desirable that a matter be proved or established prior to taking, suffering or omitting any action under this Agreement, such matter may be deemed to be conclusively established by a certificate signed by an authorized officer of the City.

Section 10. Amendments to Agreement. This Agreement is made for the benefit of the City and the holders from time to time of the Refunded Bonds and the Refunding Bonds and it shall not be repealed, revoked, altered or amended without the written consent of all such holders, the Escrow Trustee and the City; provided, however, that the City and the Escrow Trustee may, without the consent of, or notice to, such holders, enter into such agreements supplemental to this Agreement as shall not materially adversely affect the rights of such holders and as shall not be inconsistent with the terms and provisions of this Agreement for any one or more of the following purposes:

(a) to cure any ambiguity or formal defect or omission in this Agreement;

(b) to grant to, or confer upon, the Escrow Trustee for the benefit of the holders of the Refunded Bonds or Refunding Bonds, as the case may be, any additional rights, remedies, powers or authority that may lawfully be granted to, or conferred upon, such holders or the Escrow Trustee; and

(c) to include under this Agreement additional funds, securities or properties.

The Escrow Trustee shall be entitled to rely exclusively upon an unqualified opinion of the counsel of its choice with respect to compliance with this Section, including the extent, if any, to which any change, modification, addition or elimination affects the rights of the holders of the Refunded Bonds or the Refunding Bonds or that any instrument executed hereunder complies with the conditions and provisions of this Section.

Section 11. Termination. This Agreement shall terminate when all transfers and payments required to be made by the Escrow Trustee under the provisions hereof shall have been made. The balance of moneys, if any, remaining in any and all funds and accounts established under this Agreement shall thereafter be returned to the City.

Section 12. Trust Funds. All the funds and accounts created and established pursuant to this Agreement shall be and
constitute trust funds for the purposes provided in this Agree-
ment and shall be kept separate and distinct from all other funds
of the City and the Escrow Trustee and used only for the purposes
and in the manner provided in this Agreement.

Section 13. Severability. If any one or more of the
coovenants or agreements provided in this Agreement on the part of
the City or the Escrow Trustee to be performed should be
determined by a court of competent jurisdiction to be contrary to
law, such covenant or agreement shall be deemed and construed to
be severable from the remaining covenants and agreements herein
contained and shall in no way affect the validity of the remain-
ing provisions of this Agreement.

Section 14. Binding Effect. All the covenants, promises
and agreements in this Agreement contained by or on behalf of the
City or by or on behalf of the Escrow Trustee shall bind and
inure to the benefit of their respective successors and assigns,
whether so expressed or not.

Section 15. Resignation or Removal of Escrow Trustee.

(a) The Escrow Trustee may resign by giving notice in
writing to the City, said notice to be given at least 90
days prior to the effective date of such resignation and to
be published in the Kansas Register. The Escrow Trustee may
be removed in the following manner:

(1) by (i) the filing with the City of an instru-
ment or instruments executed by the holders of at least
51% in aggregate principal amount of the Refunded
Bonds, (ii) the publishing of such notice at least 60
days prior to the effective date of said removal in a
newspaper of general circulation or in the Kansas
Register, and (iii) the delivery of a copy of the
instruments filed with the City to the Escrow Trustee;
or

(2) by a court of competent jurisdiction for
failure to act in accordance with the provisions of the
Escrow Agreement upon application by the City or the
holders of 51% in aggregate principal amount of the
Refunded Bonds then remaining unpaid or the then
outstanding Refunding Bonds.

(b) If the position of Escrow Trustee becomes vacant
due to resignation or removal of the Escrow Trustee or any
other reason, a successor Escrow Trustee may be appointed by
the City. Notice of such appointment shall be published in
accordance with the requirements more specifically set forth
in clause (1)(ii) of subsection (a) of this Section. Within
one year after a vacancy, the holders of a majority in
principal amount of the Refunded Bonds then remaining unpaid
or the outstanding Refunding Bonds may by an instrument or
instruments filed with the City appoint a successor Escrow Trustee who shall supersede any Escrow Trustee theretofore appointed by the City. If no successor Escrow Trustee is appointed by the City or the holders of such Refunded Bonds then remaining unpaid or such outstanding Refunding Bonds, the holder of any such bond or any retiring Escrow Trustee may apply to a court of competent jurisdiction for the appointment of a successor Escrow Trustee. The responsibilities of the Escrow Trustee under this Agreement will not be discharged until a new Escrow Trustee is appointed and until the cash and investments held under this Agreement are transferred to the new Escrow Trustee.

(c) No successor Escrow Trustee shall be appointed unless such successor Escrow Trustee shall be a corporation with trust powers authorized to do business in the State of Kansas and organized under the banking laws of the United States or the State of Kansas and shall have at the time of appointment capital and surplus of not less than $10,000,000.

(d) Every successor Escrow Trustee appointed hereunder shall execute, acknowledge and deliver to its predecessor and to the City an instrument in writing accepting such appointment hereunder, and thereupon such successor Escrow Trustee without any further act, deed or conveyance shall become fully vested with all the rights, immunities, powers, trusts, duties and obligations of its predecessor, but such predecessor shall, nevertheless, on the written request of such successor Escrow Trustee or the City, execute and deliver an instrument transferring to such successor Escrow Trustee all the estates, properties, rights, powers and trusts or such predecessor hereunder, and every predecessor Escrow Trustee shall deliver all securities and moneys held by it to its successor. Should any transfer, assignment or instrument in writing from the City be required by any successor Escrow Trustee for more fully and certainly vesting in such successor Escrow Trustee the estates, rights, powers and duties hereby vested or intended to be vested in the predecessor Escrow Trustee, any such transfer, assignment and instruments in writing shall, on request, be executed, acknowledged and delivered by the City.

(e) Any corporation into which the Escrow Trustee, or any successor to it of the duties and responsibilities created by this Agreement, may be merged or converted or with which it or any successor to it may be consolidated, or any corporation resulting from any merger, conversion, consolidation or taxfree reorganization to which the Escrow Trustee or any successor to it shall be a party shall, if satisfactory to the City, be the successor Escrow Trustee under this Agreement without the execution or filing of any paper or any other act on the part of the parties hereto, anything herein to the contrary notwithstanding.
Section 16. Governing Law. This Agreement shall be governed by the applicable law of the State of Kansas.

Section 17. Counterparts. This Agreement may be executed in several counterparts, all or any of which shall be regarded for all purposes as one original and shall constitute and be but one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have each caused this Agreement to be executed by their duly authorized officers and their corporate seals to be hereunto affixed and attested as of the date first above written.

THE CITY OF LEAWOOD, KANSAS

By

Mayor

City Clerk

Johnson County Bank, N.A., as Escrow Trustee

By

Vice-President

Trust Officer
<table>
<thead>
<tr>
<th>MATURITY DATE</th>
<th>PRINCIPAL AMOUNT</th>
<th>INTEREST RATE PER ANNUM</th>
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<tbody>
<tr>
<td>1986</td>
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EXHIBIT B
(REFUNDED BONDS)

SERIES R-74-1

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FIRE STATION BONDS, SERIES 75-1

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### COMBINED IMPROVEMENT DISTRICTS 78-1 and 79-1

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**IMPROVEMENT DISTRICT 78-2**

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<tr>
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<tr>
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# Combined Projects Street Improvement

**General Obligation Bonds, Series 82-1**

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<th>Maturity</th>
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<td>September 1, 1985</td>
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<td>September 1, 1986</td>
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<td>September 1, 1987</td>
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<tr>
<td>September 1, 1988</td>
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EXHIBIT C
(OPEN MARKET SECURITIES)

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<th>Maturity Value</th>
<th>Maturity Date</th>
<th>Price</th>
<th>Interest</th>
<th>Cost</th>
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<tbody>
<tr>
<td>U.S. Treas. Receipt (stripped interest payment)</td>
<td>$100,000</td>
<td>2-15-2000</td>
<td>21 31/32</td>
<td>-0-</td>
</tr>
<tr>
<td>U.S. Treas. Receipt (stripped interest payment)</td>
<td>$115,000</td>
<td>2-15-1999</td>
<td>23 12/32</td>
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<tr>
<td>U.S. Treasury Bond</td>
<td>$125,000</td>
<td>2-15-1995</td>
<td>104 14/32</td>
<td>11.25%</td>
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<tr>
<td>Principal Amount</td>
<td>Interest Rate</td>
<td>Maturity</td>
<td></td>
<td></td>
</tr>
<tr>
<td>------------------</td>
<td>--------------</td>
<td>-------------</td>
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<tr>
<td>U.S. Treas. Cert. (1) $216,100</td>
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<tr>
<td>U.S. Treas. Cert. 69,000</td>
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<td>U.S. Treas. Note (2) 206,600</td>
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<td>U.S. Treas. Note 60,000</td>
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<tr>
<td>U.S. Treas. Note 202,900</td>
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<td>2-25-88</td>
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<td>U.S. Treas. Note 49,400</td>
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<td>8-25-88</td>
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<td></td>
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<tr>
<td>U.S. Treas. Note 204,300</td>
<td>9.110</td>
<td>2-25-89</td>
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<tr>
<td>U.S. Treas. Note 198,600</td>
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<td>U.S. Treas. Note 98,900</td>
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<td>2-25-93</td>
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<tr>
<td>U.S. Treas. Bond (3) 91,900</td>
<td>10.080</td>
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<tr>
<td>U.S. Treas. Bond 2,000</td>
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<td>8-25-96</td>
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<td>U.S. Treas. Bond 112,100</td>
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<td>U.S. Treas. Bond 114,400</td>
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(1) United States Treasury Certificates of Indebtedness - State and Local Government Series

(2) United States Treasury Notes - State and Local Government Series

(3) United States Treasury Bonds - State and Local Government Series
### EXHIBIT D
DEBT SERVICE REQUIREMENTS—REFUNDED BONDS

<table>
<thead>
<tr>
<th>DATE</th>
<th>PRINCIPAL</th>
<th>INTEREST</th>
<th>TOTAL PRINCIPAL AND INTEREST</th>
<th>ANNUAL DEBT SERVICE</th>
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<tr>
<td>09-01-85</td>
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<td>$83,960.00</td>
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<td>81,370.00</td>
<td>291,370.00</td>
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<td>149,865.00</td>
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<td>120,622.50</td>
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<td>TOTAL</td>
<td>$2,635,000.00</td>
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</table>
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive days (weeks, days) the first publication thereof being made as aforesaid on the day of August, 1985, with subsequent publications being made on the following dates:

- ----------------- 19
- ----------------- 19
- ----------------- 19

Judy L. Sutton

Subscribed and sworn to before me this day of August, 1985.

Marguerite E. Bahn

NOTARY PUBLIC

My Commission expires: 3-11-88

Printer's Fee: $7.03.29

Additional copies: $
The Bonds shall be issued at the rate of interest stipulated in the Resolution authorizing the issuance thereof and shall be payable in accordance with the terms and conditions of such Bonds, the manner of payment and interest applicable thereto shall be as hereinafter provided.

In the event of a default in payment of interest or principal of any of the Bonds, or any part thereof, the interest, principal or part thereof so defaulted shall bear interest from the date of said default at the rate of interest prescribed in the Bonds, at the option of the holder of such Bond, until paid to the holder thereof.

The principal of any Bond, or of any part thereof, shall bear interest from the date of issue of the Bonds, or such part, as the case may be, at the rate of interest prescribed in the Bonds, to the date of payment of such Bond, or such part thereof.

The interest on such Bonds shall be payable semi-annually on the last day of June and December in each year.

The Bonds shall bear interest at the rate of 6% per annum, and shall be payable in accordance with the terms and conditions of such Bonds, the manner of payment and interest applicable thereto shall be as hereinafter provided.

In the event of a default in payment of interest or principal of any of the Bonds, or any part thereof, the interest, principal or part thereof so defaulted shall bear interest from the date of said default at the rate of interest prescribed in the Bonds, at the option of the holder of such Bond, until paid to the holder thereof.

The principal of any Bond, or of any part thereof, shall bear interest from the date of issue of the Bonds, or such part, as the case may be, at the rate of interest prescribed in the Bonds, to the date of payment of such Bond, or such part thereof.

The Bonds shall bear interest at the rate of 6% per annum, and shall be payable in accordance with the terms and conditions of such Bonds, the manner of payment and interest applicable thereto shall be as hereinafter provided.

In the event of a default in payment of interest or principal of any of the Bonds, or any part thereof, the interest, principal or part thereof so defaulted shall bear interest from the date of said default at the rate of interest prescribed in the Bonds, at the option of the holder of such Bond, until paid to the holder thereof.

The principal of any Bond, or of any part thereof, shall bear interest from the date of issue of the Bonds, or such part, as the case may be, at the rate of interest prescribed in the Bonds, to the date of payment of such Bond, or such part thereof.

The Bonds shall bear interest at the rate of 6% per annum, and shall be payable in accordance with the terms and conditions of such Bonds, the manner of payment and interest applicable thereto shall be as hereinafter provided.

In the event of a default in payment of interest or principal of any of the Bonds, or any part thereof, the interest, principal or part thereof so defaulted shall bear interest from the date of said default at the rate of interest prescribed in the Bonds, at the option of the holder of such Bond, until paid to the holder thereof.

The principal of any Bond, or of any part thereof, shall bear interest from the date of issue of the Bonds, or such part, as the case may be, at the rate of interest prescribed in the Bonds, to the date of payment of such Bond, or such part thereof.
ORDINANCE NO. 870 C

AN ORDINANCE RELATING TO AMENDMENT TO THE "BOCA BASIC/NATIONAL FIRE PREVENTION CODE, 1984 EDITION"; NOTICE OF VIOLATION, FAILURE TO CORRECT VIOLATIONS, PENALTIES FOR VIOLATIONS; AND REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section I. Section 7-207 of the "Code of the City of Leawood, Kansas, 1984" is hereby repealed and the following enacted in lieu thereof:

7-207. Section 2. SAME. (a) Subsection F-105.4 Notice of Violation is changed to read as follows:

Whenever the fire official or his or her authorized inspector observes an apparent or actual violation of a provision of this code or other code or ordinance under the fire official's jurisdiction, the fire marshal shall prepare a written report of violation describing the condition deemed unsafe and specifying time limits for the required repairs or improvements to be made to render the building, structure, or premises safe and secure. The written notice of violation of this code shall be served upon the owner, a duly authorized agent or upon the occupant or other person responsible for the conditions under the violation. Such notice of violation shall be served either by delivering a copy of same to such person or persons by ordinary mail to the last known post office address, delivered in person or by delivering it to and leaving it in the possession of any person in charge of the premises, by affixing a copy thereof, in a conspicuous place at the entrance door or avenue of access; and such procedure shall be deemed the equivalent to personal notice.

(b) Subsection F-105.5 Failure to Correct Violations is changed to read as follows:

If the Notice of Violation is not complied with within the time specified, and in the absence of any evidence of intent to comply, the Fire Marshal shall issue a citation to the person, firm or corporation violating the provisions of this code. The city attorney shall institute appropriate legal proceedings to restrain, correct, or abate such violation or to require removal or termination of the unlawful use of the building or structure. The fire official or authorized representative that observes any offense against this code which affects the immediate safety of the public or jeopardizes the ability of the fire department to safely and expeditiously function in case of an emergency, shall request the police department of the city to take whatever action is necessary to cause a cessation of the offense.

(c) Subsection F-105.5.1 Penalties for Violations is changed to read as follows:

Any person, firm, or corporation violating any of the provisions of the code or failing to comply with any order issued pursuant to any section thereof, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than $1, nor more than $500 and
ordinance no. 870 c
re amendment to fire prevention code, 1984 ed.

...costs, and/or confinement in jail for a period not to exceed one month. Each day that a violation continues, after a service of notice as provided for in this code, shall be deemed a separate offense.

validity of ordinance. section 3. should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

take effect. section 4. this ordinance shall take effect and be in force from and after its publication in the official city newspaper.

first reading: 7/15/85 second reading: 8/5/85

passed by the governing body this 5th day of august, 1985.

approved by the mayor this 5th day of august, 1985.

(s. e. a. l).

jean wise
mayor

attest:

j. oberlander

mayor

approved form and content: r.s. metzler

j. oberlander

city clerk

r.s. metzler

city attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHN SON County, Kansas, with a general paid circulation on a yearly basis in JOHN SON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive day (weeks, days) the first publication thereof being made as aforesaid on the day of, August 19, 1985, with subsequent publications being made on the following dates:

-- 19 --

-- 19 --

-- 19 --

Signatures:
Judy L. Sutton

My Commission expires: 12/31/85

Printer's Fee $ 5.00

Additional copies $ 1.00

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
ORDINANCE NO. 869

AN ORDINANCE RELATING TO ACCEPTANCE OF DEEDS FOR STREET PURPOSES
RELATIVE TO 103RD STREET IMPROVEMENTS (STATE LINE ROAD TO MISSION ROAD).

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-561. Section I. The Governing Body of the City of Leawood, Kansas,
does hereby accept deeds for land to be used for street purposes relative
to 103rd Street improvements (State Line Road to Mission Road), the legal
descriptions of which are as follows:

All that part of the Southeast Quarter of Section 3,
Township 13, Range 25, in the City of Leawood, Johnson
County, Kansas, described as follows: Beginning at the
intersection of the north right-of-way line of 103rd
Street and the now existing west right-of-way line of
Lee Boulevard, said point being 30 feet north of the
south line of said Southeast Quarter and 50 feet west
of the centerline of Lee Boulevard; thence north
10° 48' 39" east along said now existing west right-of-
way line a distance of 292.74 feet; thence southwesterly
along a curve to the right, said curve being tangent to
the last described line and having a radius of 250 feet,
an arc distance of 87.50 feet; thence south 30° 51' 49"
west, tangent to the last described curve; a distance of
27.89 feet; thence southerly along a curve to the left;
said curve being tangent to the last described line and
having a radius of 350 feet, an arc distance of 192.72
feet to the north right-of-way line of 103rd Street;
thence north 87° 51' 49" east along said north right-of-
way line, a distance of 39.93 feet to the point of be-
ginning (8,492 sq. ft., more or less).

All that part of Lot 12, RESURVEY OF BLOCK B, LEAWOOD
ESTATES, a subdivision of land in the City of Leawood,
Johnson County, Kansas, described as follows: Beginning
at the northwest corner of said Lot; thence east along
the north line thereof a distance of 10 feet; thence
southwesterly in a straight line to a point on the west
line of said Lot and 10 feet south of the northwest corner
thereof; thence north along said west line to the point
of beginning (50 sq. ft., more or less).

All that part of Lot 1135, LEAWOOD ESTATES, a subdivision
of land in the City of Leawood, Johnson County, Kansas,
described as follows: Beginning at the northeast corner
of said Lot; thence west along the north line thereof a
distance of 10 feet; thence southeasterly in a straight
line to a point on the east line of said Lot and 10 feet
south of the northeast corner thereof; thence north along
said east line to the point of beginning (50 sq. ft., more
or less).
All that part of Lot 567, LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the southwest corner of said Lot; thence northerly along the west line thereof a distance of 10 feet; thence southeasterly in a straight line to a point on the south line of said Lot and 10 feet east of the point of beginning; thence west along the south line of said Lot to the point of beginning, subject, however, to any mortgages, easements, restrictions, rights of way and encumbrances of record (50 sq. ft., more or less).

All that part of Lot 512, LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the southeast corner of said Lot; thence northerly along the east line thereof a distance of 9 feet; thence southwesterly in a straight line to the south line of said Lot and 36 feet west of the southeast corner thereof; thence east along said south line to the point of beginning (162 sq. ft., more or less).

All that part of Lot 511, LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the southwest corner of said Lot; thence northerly along the west line thereof a distance of 11 feet; thence southeasterly in a straight line to the south line of said Lot and 30 feet east of the southwest corner thereof; thence west along said south line to the point of beginning (165 sq. ft., more or less).

19-562. INCORPORATION BY REFERENCE. Section 2. Copies of said deeds are attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

Jean Wise
Mayor

Attest: 

Oberlander 
City Clerk

APPROVED FOR FORM AND CONTENT: 

R.S. Netzler 
City Attorney
DEED OF DEDICATION

KNOW ALL MEN BY THESE PRESENTS, That this Deed, made and entered into this

25 day of Feb., 1985, by and between

William E. Copeland and Elizabeth T. Copeland

of Johnson County, State of Kansas, Party of the First Part,
and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Party of the First Part, in consideration of the sum of Two

Hundred Eleven Dollars and Seventy-Five Cents ($111.75)

in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents do GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All that part of Lot 511, LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the southwest corner of said Lot; thence northerly along the west line thereof a distance of 11 feet; thence southeasterly in a straight line to the south line of said Lot and 30 feet east of the southwest corner thereof; thence west along said south line to the point of beginning.

The above contains 165 square feet, more or less.

To have and to hold the same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Party of the First Part, heirs, executors, administrators, successors, or assigns.

And the Party of the First Part for said Party of the Second Part at the delivery of these presents lawfully seized of the interest hereby conveyed in all and singular the above-granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except

and that First Party will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Part of the First Part, for said Party of the Second Part, hereby agree that First Party shall pay any special assessments or installments thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Party further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

In Witness Whereof, said Party of the First Part has hereunto set hand and seal the day and year first above written.

STATE OF KANSAS

COUNTY OF JOHNSON

Clerk of the District Court

Filed 1985

Register of Deeds

By

1985 JUN 24 P 2 49.1

PREPARED

1985 JUN 24 P 2 49.1

REGISTER OF DEEDS

11/24/81

Elizabeth T. Copeland

William E. Copeland
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF FLORIDA:
COUNTY OF SARASOTA:

BE IT REMEMBERED, That on the 25th day of February, 19____ before me, the undersigned, a Notary Public in and for said County and State, came William E. Copeland and Elizabeth T. Copeland who are personally known to me to be the same persons as who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My Commission Expires:

CORPORATE ACKNOWLEDGEMENT

STATE OF ________________:
COUNTY OF ________________:

BE IT REMEMBERED that on this ______ day of __________, 19____ before me, the undersigned, a Notary Public in and for the County and State aforesaid, came ________________________________, President of ________________________________, a corporation duly organized, incorporated and existing under and by virtue of the laws of _________________; and ________________________________, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires:
DEED OF DEDICATION

KNOW ALL MEN BY THESE PRESENTS, That this Deed, made and entered into this

13 day of March, 1985, by and between

Michael R. Snyder

of County, State of , Part of the First Part,

and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Part of the First Part, in consideration of the sum of Dollars

in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents do hereby convey, sell and convey unto the Party of the Second Part forever all right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All that part of Lot 512, LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the southeast corner of said Lot; thence northerly along the east line thereof a distance of 9 feet; thence southwesterly in a straight line to the south line of said Lot and 36 feet west of the southeast corner thereof; thence east along said south line to the point of beginning.

The above contains 162 square feet, more or less.

TO HAVE AND TO HOLD THE same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Part of the First Part, heirs, executors, administrators, successors, or assigns.

And the Part of the First Part for heirs, executors, administrators, successors and assigns, do hereby convey, promise, and agree to and with said Party of the Second Part that at the delivery of these presents lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except

and that First Part will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomever. Part of the First part, for heirs, executors, administrators, successors, or assigns, hereby waive and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First Party hereby agree that First Party shall pay any special assessments or installments thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Party further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Part of the First Part has hereunto set hand and seal the day and year first above written.

Michael R. Snyder

1/1/85
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Missouri:
COUNTY OF Jackson:
SS:

BE IT REMEMBERED, That on the ___ day of May____, 19__, before me, the undersigned, a Notary Public in and for said County and State, came ___________________________

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Commission Expires:

LORETTA A. GREENE
Notary Public

My Commission Expires July 18, 1987

CORPORATE ACKNOWLEDGEMENT

STATE OF __________________:
COUNTY OF __________________:
SS:

BE IT REMEMBERED that on this ______ day of ____________, 19__, before me, the undersigned, a Notary Public in and for the County and State afore-said, came ____________________________, President of ____________________________, a corporation duly organized, incorporated and existing under and by virtue of the laws of ____________________________;

and ____________________________, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation,

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

______________________________
Notary Public

My Commission Expires:

______________________________
City, County
DEED OF DEDICATION

KNOW ALL MEN BY THESE PRESENTS, That this Deed, made and entered into this

day of January, 1985, by and between

Gerald L. Rushfelt and Joy M. Rushfelt

of Johnson County, State of Kansas, Part Ies of the First Part,

and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Part Ies of the First Part, in consideration of the sum of

-- None -- Dollars

herein described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All that part of Lot 567, LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the southwest corner of said Lot; thence northerly along the west line thereof a distance of 10 feet; thence southeasterly in a straight line to a point on the south line of said Lot and 10 feet east of the point of beginning; thence west along the south line of said Lot to the point of beginning, subject, however, to any mortgages, easements, restrictions, rights of way and encumbrances of record.

The above contains 50 square feet, more or less.

STATE OF KANSAS, ss
COUNTY OF JOHNSON

FILED FOR RECORD

1985 JUN 24 P 2 49.5

To have and to hold the same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Part Ies of the First Part, their heirs, executors, administrators, successors, or assigns.

And the Part Ies of the First Part for their heirs, executors, administrators, successors and assigns, do hereby convey, promise, and agree to and with said Party of the Second Part that at the delivery of these presents are lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except as to any mortgages, easements, restrictions, rights of way and encumbrances of record.

and that First Part will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Part Ies of the First part, for their heirs, executors, administrators, successors, or assigns, hereby waive and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First Part hereby agree that First Part shall pay any special assessments or installations thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Part further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Part Ies of the First Part have hereunto set hand and seal the day and year first above written.

Gerald L. Rushfelt
Joy M. Rushfelt

11/24/81

Entered in Transfer Record

1985 JUN 24 P 2.

DONALD J. CORRY
Johnson County Clerk
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Kansas
COUNTY OF Johnson

BE IT REMEMBERED, That on the 20th day of February, 1985, before me, the undersigned, a Notary Public in and for said County and State, came Gerald L. Rushfelt and Joy M. Rushfelt who are personally known to me to be the same persons who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Janise L. Naughton
Notary Public
STATE OF KANSAS
My Commission Expires:

2-16-86

CORPORATE ACKNOWLEDGEMENT

STATE OF □
COUNTY OF □

BE IT REMEMBERED that on this day of 19, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came , President of a corporation duly organized, incorporated and existing under and by virtue of the laws of ; and , Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires:
Know all men by these presents, that this Deed, made and entered into this the day of __________, AD ____, by and between B. C. Richardson, of Johnson County, State of Kansas, Part __________ of the First Part, and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part, WITNESSETH:

That Party __________ of the First Part, in consideration of the sum of __________ Dollars to __________, in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents do GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all __________ right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All that certain tract of 1135 LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the northeast corner of said Lot; thence west along the north line thereof a distance of 10 feet; thence southeasterly in a straight line to a point on the east line of said Lot and 10 feet south of the northeast corner thereof; thence north along said east line to the point of beginning.

The above contains 50 square feet, more or less.

Entered in Transfer Record 24 Day of __________ AD __________

DONALD J. CURRY

Johnson County Clerk

STATE OF KANSAS

COUNTY OF JOHNSON

FILED FOR RECORD

1985 JUN 24 P 2:49.7

RUBE M SCOTT

REGISTER OF DEEDS

TO HAVE AND TO HOLD THE same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Party __________ of the First Part, __________ heirs, executors, administrators, successors, or assigns.

And the Party __________ of the First Part for __________ heirs, executors, administrators, successors and assigns, do hereby covenant, promise, and agree to and with said Party of the Second Part that at the delivery of these presents lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except

and that First Part __________ will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Party __________ of the First part, for __________ heirs, executors, administrators, successors, or assigns, hereby waive and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First part hereby agree that First Part __________ shall pay any special assessments or installments thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Part __________ further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Party __________ of the First Part has hereunto set his hand and seal the day and year first above written.

B. C. Richardson

Rita M. Richardson

11/24/81
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF KANSAS

COUNTY OF JOHNSON SS:

BE IT REMEMBERED, That on the 26th day of November, 1984, before me, the undersigned, a Notary Public in and for said County and State, came B. C. Richardson and Rita M. Richardson

who personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Commission Expires:

[Signature]

Notary Public

Christopher P. Vaughn

CORPORATE ACKNOWLEDGEMENT

STATE OF __________________________________:

COUNTY OF __________________________________ SS:

BE IT REMEMBERED that on this _________ day of ________, 19____, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came ________________________________, President of _______________________________, a corporation duly organized, incorporated and existing under and by virtue of the laws of __________________________:

and ________________________________, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation, __________________________________.

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

______________________________
Notary Public

My Commission Expires:

_________________________________________________________
KNOW ALL MEN BY THESE PRESENTS. That this Deed, made and entered into this 

1 day of March, 1985, by and between

Joe E. Candito

of Johnson County, State of Kansas, Party of the First Part, 

and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part, 

WITNESSETH:

That Part _____ of the First Part, in consideration of the sum of 

Dollars 

in hand paid by Party of the Second Part, receipt whereof is hereby acknowled-
ed, by these presents do GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All that part of Lot 12, RESURVEY OF BLOCK B, LEAWOOD ESTATES, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the northwest corner of said Lot; thence east along the north line thereof a distance of 10 feet; thence southwesterly in a straight line to a point on the west line of said Lot and 10 feet south of the northwest corner thereof; thence north along said west line to the point of beginning.

The above contains 50 square feet, more or less.

Entered In Transfer Record
24 Day of March AD 1985
DONALD J. CURRY

Johnson County Clerk

TO HAVE AND TO HOLD THE same together with all and singular the tenements, heredita-
ments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-
way and should said right-of-way; any part thereof be vacated, the same shall revert to Party _____ of the First Part, heirs, executors, administrators, successors, or assigns.

And the Part _____ of the First Part for _____ heirs, executors, administra-
tors, successors and assigns, do hereby convene, promise, and agree to and with said Party of the Second Part that at the delivery of these presents lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except

and that First Part _____ will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Part _____ of the First Part, for _____ heirs, executors, adminis-
trators, successors, or assigns, hereby waive and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First part hereby agree that First Part shall pay any special assessments or installments thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Party further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Party _____ of the First Part has hereunto set his hand

and seal the day and year first above written.

Joe E. Candito

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD
1985 JUN 24 P 2: 50.4
RUBIE M. SCOTT
REGISTER OF DEEDS
11/24/81

2176 217
INDIVIDUAL ACKNOWLEDGMENT

STATE OF
COUNTY OF

BE IT REMEMBERED, That on the ___ day of ______, 19__, before me, the undersigned, a Notary Public in and for said County and State, came ____________.

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My Commission Expires:

________________________

CORPORATE ACKNOWLEDGEMENT

STATE OF: SS.
COUNTY OF:__________________

BE IT REMEMBERED that on this ___ day of ____________, 19__, before me, the undersigned, a Notary Public in and for the County and State afore-said, came ________________________, President of ________________________________ , a corporation duly organized, incorporated and existing under and by virtue of the laws of ________________________________ ; and ________________________, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires:

________________________
KNOW ALL MEN BY THESE PRESENTS, That this Deed, made and entered into this
19th day of February, 1985, by and between

__of Johnson County, State of Kansas, Part Number of the First Part,

and the CITY OF LEAVOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Part __________ of the First Part, In consideration of the sum of ____________ Dollars
__________ hand paid by Party of the Second Part, receipt whereof is hereby acknow-
ledged, by these presents do __________ GRANT, BARGAIN, SELL AND CONVEY unto the Party of
the Second Part forever all __________ right, title and interest in and to the following
described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All that part of the Southeast Quarter of Section 3, Township 13, Range 25, in the
City of Leavood, Johnson County, Kansas, described as follows: Beginning at the
intersection of the north right-of-way line of 103rd Street and the now existing west-
right-of-way line of Lee Boulevard, said point being 30 feet north of the south line
of said Southeast Quarter and 50 feet west of the centerline of Lee Boulevard; thence north 109° 48' 39" east along said now existing west right-of-way line a
distance of 292.74 feet; thence southwesterly along a curve to the right, said curve
being tangent to the last described line, and having a radius of 250 feet, on arc
distance of 87.50 feet; thence south 30° 51' 49" west, tangent to the last described
curve, a distance of 278.9 feet; thence southerly along a curve to the left, said
curve being tangent to the last described line and having a radius of 350 feet, an arc
distance of 192.72 feet to the north right-of-way line of 103rd Street; thence north
87° 51' 49" east along said north right-of-way line, a distance of 39.93 feet to the
point of beginning.

The above contains 8,492 square feet, more or less.

TO HAVE AND TO HOLD THE same together with all and singular the tenements, heredit-
ments, and appurtenances thereto belonging or in any wise appertaining, forever. It
is understood and agreed that the Party of the Second Part shall use said real estate
in the construction, improvement, reconstruction and maintenance of a public right-of-
way and should said right-of-way, any part thereof be vacated, the same shall revert
to Part __________ of the First Part, __________ heirs, executors, administrators, successors,
or assigns.

And the Part __________ of the First Part for __________ heirs, executors, administra-
tors, successors and assigns, do __________ hereby convenent, promise, and agree to and with
said Party of the Second Part that at the delivery of these presents
lawfully seized of the interest hereby conveyed in all and singular the above granted
and described premises with the appurtenances thereto; that the same are free and clear
of and from all and every incumbrance whatsoever, except

and that First Part __________ will forever warrant and defend the same unto the Party of the
Second Part or its assigns forever, against all and any lawful claim of all and any
persons whomsoever. Part __________ of the First part, for __________ heirs, executors, adminis-
trators, successors, or assigns, hereby waive __________ release to Second Party, any and
all claims for damages or compensation, either now or in the future arising by reason
of the use of said real estate for the purposes herein described. First Part __________ hereby agree __________ that First Part __________ shall pay any special assessments or installations
thereof, matured or unmatured, on said premises hereby granted, and that Second Party
shall not be liable in any way for the payment thereof. First Part __________ further agrees
that the proper Governing Body may release the premises hereby granted from any special-
assessment and spread and attach such special assessment to the remainder of the prop-
erty adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Part __________ of the First Part has hereunto set __________ hand
and seal __________ the day and year first above written.

 Entered in Transfer Record

24th Day of June, AD 1985

DONALD J. CURRY

Johnson County Clerk

11/24/81

[Signature]

Busch Voigtz

[Stamp]
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF Arizona:
COUNTY OF Maricopa:

BE IT REMEMBERED, That on the 21st day of February, 1985 before me, the undersigned, a Notary Public in and for said County and State, came Busch Unigts

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

__________________________
Charmion A. Halverson
Notary Public

My Commission Expires:
1985 Jun 24 P 2:50.0

_____________________________________________________
RUBIE M. SCOTT
REGISTER OF DEEDS

CORPORATE ACKNOWLEDGEMENT

STATE OF ____________________: SS:
COUNTY OF ____________________:

BE IT REMEMBERED that on this day of ________ 19____ before me, the undersigned, a Notary Public in and for the County and State aforesaid, came _________________ (President of__________________________), a corporation duly organized, incorporated and existing under and by virtue of the laws of ______________________;

and ______________________________________ (Secretary of said corporation), who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation, _______________________.

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

__________________________
Notary Public

My Commission Expires:

_____________________________________________________
RUBIE M. SCOTT
REGISTER OF DEEDS
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive

----------- (weeks, days) the first publication thereof being made as aforesaid on the day of, August 19--., with subsequent publications being made on the following dates:

-------------------, 19--. -------------------, 19--.

-------------------, 19--. -------------------, 19--.

---------

Judy L. Sutton

Subscribe and sworn to before me this day of August 19--.

NOTARY PUBLIC

My Commission expires: ____________________________

Printer's Fee $ ____________________________

Additional copies $ ____________________________

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
All that part of LEOUWood ESTATES, a sub-
division of land in the City of
Leawood, Johnson County, Kansas, described as
beginning at the northwest corner of said lot thereto ad-
joining the north line thereof a distance of 10 feet; being
southwesterly in a straight line to a point on the west line
said lot and 20 feet south of the northwest corner thereof
thence north alon the line of said lot,

and for a distance of 30 feet thereto

further to the point of beginning.

Prl. & Notary
City Attorney
ORDINANCE NO. 868

AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO 103RD STREET IMPROVEMENTS (STATE LINE ROAD TO MISSION ROAD).

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,145. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to-wit:

All that part of the West Half of the East Half of the Southeast Quarter of the Southwest Quarter of Section 3, Township 13, Range 25 in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at a point on the north right-of-way line of 103rd Street, said point being 30 feet north of the south line and 145 feet west of the east line of said Half Half Quarter Section; thence north, parallel to the east line of said Half Half Quarter Section, a distance of 12 feet; thence west, parallel to the south line of said Half Half Quarter Section, a distance of 10 feet; thence south, parallel to the east line of said Half Half Quarter Section, a distance of 12 feet to the north right-of-way line of 103rd Street; thence east along said north right-of-way line a distance of 10 feet to the point of beginning (120 sq. ft., more or less).

19-6,146. INCORPORATION BY REFERENCE. Section 2. Copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

[Signatures]

Attest: [Signature]

APPROVED FOR FORM AND CONTENT: [Signature]
PERMANENT DRAINAGE EASEMENT

THIS AGREEMENT, made and entered into this day of Jan, 1976 by and between J.B. LeClaire and Lillian T. LeClaire, party of the first part, and the City of Leawood, Johnson County, Kansas, party of the second part.

WITNESSETH:

That for and in consideration of the location of a storm drainage facility said party of the first part, does hereby remise, let and release to the party of the second part, the following described real estate to-wit:

All that part of the West Half of the East Half of the Southeast Quarter of the Southwest Quarter of Section 3, Township 13, Range 25 in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at a point on the north right-of-way line of 103rd Street, said point being 30 feet north of the south line and 145 feet west of the east line of said Half Half Quarter Quarter Section; thence north, parallel to the east line of said Half Half Quarter Quarter Section, a distance of 12 feet; thence west, parallel to the south line of said Half Half Quarter Quarter Section, a distance of 10 feet; thence south, parallel to the east line of said Half Half Quarter Quarter Section, a distance of 12 feet to the north right-of-way line of 103rd Street; thence east along said north right-of-way line a distance of 10 feet to the point of beginning.

The above contains 120 square feet, more or less.

for the sole use of said party of the second part as and for drainage purposes within said City; when same shall cease to be used for said purposes to revert to the grantors, their successors, assigns or grantees.

It is hereby mutually understood and agreed that said first party hereby waives any claim for damages against the City of Leawood for damages of any and every kind occasioned by the location of said storm sewers.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

STATE OF KANSAS
COUNTY OF JOHNSON
1985 JUN 24 P 2: 49.6
FILED FOR RECORD
J. B. LeClaire
Lillian T. LeClaire
REGISTER OF DEEDS

By ____________ DEP.

STATE OF
KANSAS
COUNTY OF JOHNSON
On the __ day of ____________, 1985 before me, M. Anne Springer, a Notary Public, personally appeared J. B. LeClaire and Lillian T. LeClaire, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at my office in the County of Johnson, State of Kansas, the day and year last above written.

My Commission Expires: April 9, 1986
Notary Public in and for said County and State.
STATE OF KANSAS,
JOHNSON COUNTY, ss.

Judy L. Sutton, being first duly
sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive day (weeks, days) the first publication thereof being made as aforesaid on the day of, August 19-85, with subsequent publications being made on the following dates:

19
19
19
19

Subscribed and sworn to before me this day of, August 19-85.

Pearly A. Peterson

NOTARY PUBLIC

My Commission expires: 2.3.25

Printer's Fee $ Additional copies $
ORDINANCE NO. 867

AN ORDINANCE RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES RELATIVE TO ROE AVENUE IMPROVEMENTS BETWEEN 112TH STREET AND TOMAHAWK CREEK PARKWAY.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-559. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a deed for land to be used for street purposes relative to Roe Avenue improvements between 112th Street and Tomahawk Creek Parkway, the legal description of which as follows:

All that part of the SW¼ of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows:

Beginning at the Southeast corner of the SW¼ of said Section 16; thence Westerly, along the South line of the SW¼ of said Section 16, to a point 60 feet West of the East line thereof; thence Northerly, along a line 60 feet West of and parallel to the East line of the SW¼ of said Section 16, to a point 500 feet South of the North line thereof; thence Northwesterly, to a point 69.40 feet West of the East line and 30 feet South of the North line of the SW¼ of said Section 16; thence Westerly, along a line 30 feet South of and parallel to the North line of the SW¼ of said Section 16, to a point 100 feet West of the East line thereof; thence Northerly, along a line 100 feet West of and parallel to the East line of the SW¼ of said Section 16, to a point on the North line thereof; thence Easterly, along the North line of the SW¼ of said Section 16, to the Northeast corner thereof; thence Southerly, along the East line of the SW¼ of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 91,353 Square Feet, more or less.

19-560. INCORPORATION BY REFERENCE. Section 2. Copy of said deed is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

(S.E.A.L.)

Jean Wise
Mayor

Attest:

K. P. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:

R.S. Metzler
City Attorney
KNOW ALL MEN BY THESE PRESENTS, That this Deed, made and entered into this 
10th day of June, 1965, by and between Married Corporation 

of Johnson County, State of Kansas, Part y of the First Part, 
and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part, 

WITNESSETH: 

That Part y of the First Part, in consideration of the sum of 

One Dollar ($1.00) Dollars 

in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents do es GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all its right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit: 

All that part of the SW ¼ of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: 

Beginning at the Southeast corner of the SW ¼ of said Section 16; thence Westerly, along the South line of the SW ¼ of said Section 16, to a point 60 feet West of the East line thereof; thence Northerly, along a line 60 feet West of and parallel to the East line of the SW ¼ of said Section 16, to a point 500 feet South of the North line thereof; thence Westerly, along a line 60 feet South of and parallel to the North line of the SW ¼ of said Section 16, to a point 100 feet West of the East line thereof; thence Northerly, along a line 100 feet South of and parallel to the East line of the SW ¼ of said Section 16, to a point on the North line thereof; thence Easterly, along the North line of the SW ¼ of said Section 16, to the Northeast corner thereof; thence Southerly, along the East line of the SW ¼ of said Section 16, to the point of beginning, all subjects to that part thereof dedicated for street purposes, containing 95,353 Square Feet, more or less. 

TO HAVE AND TO HOLD THE same together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. 

It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Part y of the First Part, its heirs, executors, administrators, successors, or assigns. 

And the Part y of the First Part for its heirs, executors, administrators, successors, and assigns, do es hereby convey, promise, and agree to and with said Party of the Second Part that at the delivery of these presents it is lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except those of record 

and that First Part y will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Party y of the First part, for its heirs, executors, administrators, successors, or assigns, hereby waive s and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First Party y hereby agree s that First Party y shall pay any special assessments or installations thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Party y further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the land in mind of the property adjacent to the premises hereby granted and which are owned by First Party. 

IN WITNESS WHEREOF, said Party y of the First Part has hereunto set its hand and seal the day and year first above written. 

ATTEST: 

Vera Jean Sink 
Assistant Secretary 

Marned Corporation 

By: 
Neil T. Douthat 
President 

11/24/81
INDIVIDUAL ACKNOWLEDGMENT

STATE OF ____________________:
COUNTY OF ____________________:

BE IT REMEMBERED, That on the ______ day __________________, 19_____, before me, the undersigned, a Notary Public in and for said County and State, came __________________________

who personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

__________________________
Notary Public

My Commission Expires:

__________________________

CORPORATE ACKNOWLEDGEMENT

STATE OF Kansas:
COUNTY OF Johnson:

BE IT REMEMBERED that on this 10 day of June, 1985, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came NEIL T. DOUTHAT, President of

MAPLED CORPORATION, a corporation duly organized, incorporated and existing under and by virtue of the laws of KANSAS;

and VERA JEAN SINK, Asst Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

__________________________
Notary Public
Anita Sellers

My Commission Expires

10-26-88

__________________________
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON COUNTY, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper consecutively

(weeks, days) the first publication thereof being made as aforesaid on the day of, 19, with subsequent publications being made on the following dates:

Subcribe and sworn to before me this day of August, 19.

NOTARY PUBLIC

My Commission expires: 9-1-87 Printer's Fee $ Additional copies $
AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO ROE AVENUE IMPROVEMENTS BETWEEN 112TH STREET AND TOMAHAWK CREEK PARKWAY.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,143. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to wit:

All that part of the SW1/4 of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the East line of the SW1/4 of said Section 16 and 576.91 feet North of the South line thereof; thence Westerly, along a line 576.91 feet North of and parallel to the South line of the SW1/4 of said Section 16, to a point 60 feet West of the East line thereof; thence Southwesterly, to a point 64.84 feet West of the East line and 574.34 feet North of the South line of the SW1/4 of said Section 16; thence Northwesterly, to a point 74.21 feet West of the East line and 592.01 feet North of the South line of the SW1/4 of said Section 16; thence North-easterly, to a point 60 feet West of the East line and 599.54 feet North of the South line of the SW1/4 of said Section 16; thence Easterly, along a line 599.54 feet North of and parallel to the South line of the SW1/4 of said Section 16, to a point on the East line thereof; thence Southerly, along the East line of the SW1/4 of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes ... and also ... All that part of the SW1/4 of said Section 16, more particularly described as follows: Beginning at a point on the East line of the SW1/4 of said Section 16 and 624.01 feet South of the North line thereof; thence Westerly, along a line 624.01 feet South of and parallel to the North line of the SW1/4 of said Section 16, to a point 60 feet West of the East line thereof; thence Northwesterly, to a point 102.04 feet West of the East line and 582.56 feet South of the North line of the SW1/4 of said Section 16; thence Southwesterly, to a point 119.72 feet West of the East line and 600.49 feet South of the North line of the SW1/4 of said Section 16; thence Southerly, along the East line of the SW1/4 of said Section 16, to a point 60 feet West of the East line and 659.38 feet South of the North line of the SW1/4 of said Section 16; thence Easterly, along a line 659.38 feet South of and parallel to the North line of the SW1/4 of said Section 16, to a point on the East line thereof; thence Northerly, along the East line of the SW1/4 of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 2,015 Square Feet, more or less.

19-6,144. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this __th day of __, 1985.
This agreement made and entered into this 10th day of June 1985, by and between Marned Corporation, party of the first part, and the City of Leawood, Johnson County, Kansas, party of the second part.

WITNESSETH: That for and in consideration of the location of a storm drainage facility for said party of the first part, does hereby release, let and release to the party of the second part, the following described real estate to-wit:

See Attached Legal Description

for the sole use of said party of the second part as and for drainage purposes within said City; when same shall cease to be used for said purposes to revert to the grantee, their successors, assigns or grantees.

It is hereby mutually understood and agreed that said first party hereby waives any claim for damages against the City of Leawood for damages of any and every kind occasioned by the location of said storm sewers.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

Marned Corporation

By: [Signature]
Neil T. Douthat
President

ATTEST:

[Signature]
Vera Jean Sink
Assistant Secretary

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD

1985 JUN 24 P 2 51:2

REGISTRATION OF DEEDS

BY: [Signature]  DEP
INDIVIDUAL ACKNOWLEDGMENT

STATE OF                              )
COUNTY OF                              ) SS.
BE IT REMEMBERED, That on this day of 19
before me, the undersigned, a Notary Public in and for said County and State, came

who personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Commission Expires

Notary Public

CORPORATE ACKNOWLEDGMENT

STATE OF                              )
COUNTY OF                              ) SS.
BE IT REMEMBERED, That on this 10th day of June, 1985, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came

Noel T. Deutch, President of Manned Corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas; and

Jerry Jean Sink, Assistant Secretary of said Corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation,

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

My Commission Expires: 10 26-88

Anita Sellers
Notary Public

Anita Sellers
All that part of the SW¼ of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows:
Beginning at a point on the East line of the SW¼ of said Section 16 and 576.91 feet North of the South line thereof; thence Westerly, along a line 576.91 feet North of and parallel to the South line of the SW¼ of said Section 16, to a point 60 feet West of the East line thereof; thence Southwesterly, to a point 64.84 feet West of the East line and 574.34 feet North of the South line of the SW¼ of said Section 16; thence Northwesterly, to a point 74.21 feet West of the East line and 592.01 feet North of the South line of the SW¼ of said Section 16; thence North-easterly, to a point 60 feet West of the East line and 599.54 feet North of the South line of the SW¼ of said Section 16; thence Easterly, along a line 599.54 feet North of and parallel to the South line of the SW¼ of said Section 16, to a point on the East line thereof; thence Southerly, along the East line of the SW¼ of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes . . . and also . . . All that part of the SW¼ of said Section 16, more particularly described as follows: Beginning at a point on the East line of the SW¼ of said Section 16 and 624.01 feet South of the North line thereof; thence Westerly, along a line 624.01 feet South of and parallel to the North line of the SW¼ of said Section 16, to a point 60 feet West of the East line thereof; thence Northwesterly, to a point 102.04 feet West of the East line and 582.56 feet South of the North line of the SW¼ of said Section 16; thence Southwesterly, to a point 119.72 feet West of the East line and 600.49 feet South of the North line of the SW¼ of said Section 16; thence Southeasterly, to a point 60 feet West of the East line and 659.38 feet South of the North line of the SW¼ of said Section 16; thence Easterly, along a line 659.38 feet South of and parallel to the North line of the SW¼ of said Section 16, to a point on the East line thereof; thence Northerly, along the East line of the SW¼ of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 2,015 Square Feet, more or less.
ORDINANCE NO. 866
re Acceptance of an Easement for Drainage Purposes
Roe Ave. improvements between 112th and Tomahawk Creek Parkway

Approved by the Mayor this 5th day of August, 1985.

Mayor

APPROVED FOR FORM AND CONTENT: City Attorney

City Clerk
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON COUNTY, Kansas, with a general paid circulation on a yearly basis in JOHNSON COUNTY, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been published continuously and un Interruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive weeks, days the first publication thereof being made as aforesaid on the day of August 19, with subsequent publications being made on the following dates:

- 2nd day of August 19
- 9th day of August 19

Subscribe and swear to before me this day of August 19

[Signature]

NOTARY PUBLIC

My Commission expires: 10-30-70

Printer's Fee $ 5.00

Additional copies $

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
AN ORDINANCE RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES
RELATIVE TO 119TH STREET IMPROVEMENTS: (NORTH SIDE OF 119TH STREET
BETWEEN ROE AND NALL).

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-557. Section 1. The Governing Body of the City of Leawood, Kansas;
does hereby accept a deed for land to be used for street purposes
relative to 119th Street improvements, the legal description of which
is as follows:

All of the South 60 feet of the SW¼ of Section 16, and
all of the West 60 feet of the South 400 feet of the
SW¼ of said Section 16, all in Township 13, Range 25,
now in the City of Leawood, Johnson County, Kansas, all
subject to that part thereof dedicated for street pur-
poses, containing 113,363 Square Feet, more or less.

19-558. INCORPORATION BY REFERENCE. Section 2. A copy of said deed is
attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force
from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

Jean Wise
Mayor

Attest:

D. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:

M.S. Metzler
City Attorney
DEED OF DEDICATION

10th day of June, 1985, by and between Manned Corporation

of Johnson County, State of Kansas, Party of the First Part,

and the CITY OF LEAWOOD, Johnson County, State of Kansas, Party of the Second Part,

WITNESSETH:

That Party y of the First Part, in consideration of the sum of

One Dollar ($1.00) Dollars

To it in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents do GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all right, title and interest in and to the following described real estate lying and situate in the County of Johnson, State of Kansas, to wit:

All of the South 60 feet of the SW
er of Section 16, and all of the West 60 feet of the South 400 feet of the SW
er of said section 16, all in Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, all subject to that part thereof dedicated for street purposes, containing 113,363 Square Feet, more or less.

STATE OF KANSAS
COUNTY OF JOHNSON

TO HAVE AND TO HOLD THE SAME together with all and singular the tenements, hereditaments, and appurtenances thereto belonging or in any wise appertaining, forever. It is understood and agreed that the Party of the Second Part shall use said real estate in the construction, improvement, reconstruction and maintenance of a public right-of-way and should said right-of-way, any part thereof be vacated, the same shall revert to Party y of the First Part, it's heirs, executors, administrators, successors, or assigns.

And the Party y of the First Part for it's heirs, executors, administrators, successors and assigns, do hereby convey, promise, and agree to and with said Party of the Second Part that at the delivery of these presents it is lawfully seized of the interest hereby conveyed in all and singular the above granted and described premises with the appurtenances thereto; that the same are free and clear of and from all and every incumbrance whatsoever, except those of record.

and that First Part y will forever warrant and defend the same unto the Party of the Second Part or its assigns forever, against all and any lawful claim of all and any persons whomsoever. Party y of the First part, for it's heirs, executors, administrators, successors, or assigns, hereby waive and release to Second Party, any and all claims for damages or compensation, either now or in the future arising by reason of the use of said real estate for the purposes herein described. First part y hereby agrees that First Part y shall pay any special assessments or installments thereof, matured or unmatured, on said premises hereby granted, and that Second Party shall not be liable in any way for the payment thereof. First Part y further agrees that the proper Governing Body may release the premises hereby granted from any special assessment and spread and attach such special assessment to the remainder of the property adjacent to the premises hereby granted and which are owned by First Party.

IN WITNESS WHEREOF, said Party y of the First Part has hereunto set its hand and seal the day and year first above written.

ATTEST:

Vera Jean Sink
Assistant Secretary.

11/24/81

Manned Corporation

By: Neil T. Douthat
President
INDIVIDUAL ACKNOWLEDGMENT

STATE OF __________________________:

COUNTY OF __________________________:

BE IT REMEMBERED, That on the _____ day of __________, 19___ before me, the undersigned, a Notary Public in and for said County and State,

______________________________

who ______ personally known to me to be the same person ______ who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

______________________________

Notary Public

My Commission Expires:

______________________________

CORPORATE ACKNOWLEDGEMENT

STATE OF Kansas:

COUNTY OF Johnson:

BE IT REMEMBERED that on this 10th day of June, 1985, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Neil T. Douthat, President of Manned Corporation, a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas, and Vera Jean Sink, Assistant Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

______________________________

Notary Public

My Commission Expires

______________________________

10-24-88
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for _______ consecutive days (weeks, days) the first publication thereof being made as foresaid on the _______ day of, _______ 19__, with subsequent publications being made on the following dates:

------------------------------------------, 19------------------------------------------, 19------------------------------------------, 19------------------------------------------, 19------------------------------------------, 19------------------------------------------, 19

Judy L. Sutton

Subscribed and sworn to before me this _______ day of _______ 19__. I, _______, Notary Public.

My Commission expires: _______

Printer's Fee $ _______

Additional copies $ _______

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
ORDINANCE NO. 864

AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO 119TH STREET IMPROVEMENTS (NORTH SIDE OF 119TH STREET BETWEEN ROE AND NALL).

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,141. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to-wit:

All that part of the SW¼ of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the South line of the SW¼ of said Section 16 and 538.34 feet West of the East line thereof; thence Northerly, along a line 538.34 feet West of and parallel to the East line of the SW¼ of said Section 16, to a point 60 feet North of the South line thereof; thence Northwesterly, to a point 90 feet North of the South line and 555.66 feet West of the East line of the SW¼ of said Section 16; thence Southwesterly, to a point 80 feet North of the South line and 572.98 feet West of the East line of the SW¼ of said Section 16; thence Southerly, along a line 561.44 feet West of and parallel to the East line of the SW¼ of said Section 16, to a point on the South line thereof; thence Easterly, along the South line of the SW¼ of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 577 Square Feet, more or less.

19-6,142. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

[Signature]

Jean Wise
Mayor
PERMANENT DRAINAGE EASEMENT

This agreement made and entered into this 10th day of June, 1985, by and between Marned Corporation, party of the first part, and the City of Leawood, Johnson County, Kansas, party of the second part.

WITNESSETH: That for and in consideration of the location of a storm drainage facility said party of the first part, does hereby remise, let and release to the party of the second part, the following described real estate to-wit:

All that part of the SW\%4 of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the South line of the SW\%4 of said Section 16 and 538.34 feet West of the East line thereof; thence Northerly, along a line 538.34 feet West of and parallel to the East line of the SW\%4 of said Section 16, to a point 60 feet North of the South line thereof; thence Northwesterly, to a point 90 feet North of the South line and 555.66 feet West of the East line of the SW\%4 of said Section 16; thence Southwesterly, to a point 80 feet North of the South line and 572.98 feet West of the East line of the SW\%4 of said Section 16; thence Southerly, to a point 60 feet North of the South line and 561.44 feet West of the East line of the SW\%4 of said Section 16; thence Easterly, along a line 561.44 feet West of and parallel to the East line of the SW\%4 of said Section 16, to a point on the South line thereof; thence Easterly, along the South line of the SW\%4 of said Section 16, to the point of beginning, all subject to that part thereof dedicated for street purposes, containing 577 Square Feet, more or less.

for the sole use of said party of the second part as and for drainage purposes within said City; when same shall cease to be used for said purposes to revert to the grantors, their successors, assigns or grantees.

It is hereby mutually understood and agreed that said first party hereby waives and claim for damages against the City of Leawood, for damages of any and every kind occasioned by the location of said storm sewer.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

Marned Corporation

By: [Signature]

Neil T. Douthat
President

ATTEST:

[Signature]
Vera Jean Sink
Assistant Secretary
STATE OF ________________ : SS.

COUNTY OF ________________ :

BE IT REMEMBERED, That on the __________ day __________, 19__, before me, the undersigned, a Notary Public in and for said County and State, came

who ______ personally known to me to be the same person ______ who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My Commission Expires:

______________

———

———

CORPORATE ACKNOWLEDGEMENT

STATE OF ________________ : SS.

COUNTY OF ________________ :

BE IT REMEMBERED that on this __________ day __________, 19__, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came NEIL T. DOUGLASS, President of __________, a corporation duly organized, incorporated and existing under and by virtue of the laws of ________________:

and VERA JEAN SINK, __________ Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public

My Commission Expires

______________

———

———

———

———

(Stamp)

(Stamp)

———

———

———

———
ORDINANCE NO. 864
re Acceptance of Easement for Drainage Purposes
119th St. improvements (north side of 119th St.
between Roe and Nall)

Attest:

J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT:
R.B. Wetzler City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON COUNTY, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

 Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive days (weeks, days) the first publication thereof being made as aforesaid on the day of, August, 1988, with subsequent publications being made on the following dates:

________________________________________________________________________

19

________________________________________________________________________

19

Judy L. Sutton

 subscribe and sworn to before me this day of, August, 1988.

[Signature]

NOTARY PUBLIC

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
ORDINANCE NO. 863 C

AN ORDINANCE ESTABLISHING A CAPITAL IMPROVEMENTS FUND.

WHEREAS, the Governing Body of the City of Leawood, Kansas, has formally approved a multi-year capital improvement plan setting forth the public improvement and infrastructure needs of the City on a prioritized basis; and

WHEREAS, by the provisions of Chapter 67, 1985 Session Laws of Kansas, the City is authorized to establish by ordinance a Capital Improvements Fund and to provide for budgeted transfer of moneys from other City funds lawfully available for improvement purposes to the Capital Improvements Fund, including moneys in the City's federal general revenue sharing fund and general funds; and

WHEREAS, the Governing Body of the City of Leawood has determined that it is in the best interest of the City to create a Special Capital Improvements Fund as authorized by law;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

1-808. CAPITAL IMPROVEMENTS FUND. Section 1. There is hereby created a Capital Improvements Fund as authorized by the provisions of Chapter-67, 1985 Session Laws of Kansas.

1-809. TRANSFERS OF FUNDS TO THE CAPITAL IMPROVEMENTS FUND. Section 2. The Governing Body is hereby authorized to provide for the budgeted transfer of moneys from other City funds lawfully available for improvement purposes to the Capital Improvements Fund, including moneys in the City's federal general revenue sharing fund and general fund.

1-810. CHARTER ORDINANCE REQUIRED FOR TAXES LEVIED FOR THE USE OF THE CAPITAL IMPROVEMENTS FUND. Section 3. Any general property tax specifically levied for the use of such fund shall be authorized by ordinance adopted under the provisions of Section 5 of Article 12 of the Kansas Constitution.

1-811. USE OF FUNDS. Section 4. Moneys in such Capital Improvements Fund may be used to finance, in whole or in part, any public improvement need set forth in the adopted capital improvement plan, including the repair, restoration and rehabilitation of existing public facilities. Disbursements from such fund may be made for engineering and other advance public improvement plans and studies. Reimbursements may be made to the fund from bond proceeds, special assessments or state or federal aid available for completed projects.

1-812. LIMITATION ON MONEYS CREDITED TO FUND. Section 5. Except for reimbursed expenses as provided by Section 4 of this Ordinance, no moneys shall be credited to such special fund except as may be budgeted annually or transferred by the annual budget from other funds.

1-813. BUDGET INFORMATION. Section 6. In making the budget of the City, the amounts credited to and the amount on hand in the Capital Improvements Fund and the amount expended from the Capital Improvements Fund shall be shown for the information of taxpayers.
ORDINANCE NO. 863 C
re Capital Improvements Fund

1-814. INVESTMENT OF FUNDS. Section 7. Moneys in the Capital Improvements Fund may be invested in accordance with K.S.A. 10-131, and amendments thereto, with interest thereon credited to such fund.

1-815. TRANSFER OF UNNEEDED FUNDS FROM CAPITAL IMPROVEMENTS FUND. Section 8. If the Governing Body determines that money which has been transferred to such special fund or any part thereof is not needed for the purposes for which so transferred, the Governing Body, by adoption of a resolution, may transfer such amount not needed to the general or other fund from which it was derived and such transfer and expenditure thereof shall be subject to the budget requirement provisions of K.S.A. 79-2925 to 79-2937, inclusive, and amendments thereto.

VALIDITY OF ORDINANCE. Section 9. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 10. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:

City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss:  JUDY L SUTTON being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, , 19, with subsequent publications being made on the following dates:

----------------------------------------, 19-  
----------------------------------------, 19-  

JUDY L SUTTON

Subscribe and sworn to before me this day of , 19-  

PEARLIE A. PETERSON
NOTARY PUBLIC

My Commission expires: 8/27/81  
Printer's Fee $  
Additional copies $
WHEREAS, the Governing Body of the City of Leawood, Kansas, has formally approved a 10-year capital improvement plan setting forth the public improvement, infrastructure, and other needs of the City for a period of time and a manner that provides for federal and state aid available for improvement purposes to the City or other City funds, including money in the City's federal aid and state aid funds; 

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS: 

1. ROSE CAPITAL IMPROVEMENTS FUND. Section 1. There is hereby created a Capital Improvements Fund as provided for in the provisions of Chapter 115, K.S.A. 1985 Session Laws of Kansas, 1985-1986. 

2. USE OF FUNDS. Section 2. The Governing Body of the City of Leawood, Kansas, is hereby authorized to adopt a resolution that such fund shall be used to the extent of the City's federal aid and state aid funds, including money in the City's federal aid and state aid funds, for the purposes of the capital improvements plan, including the rehabilitation of existing public facilities. Distributions of such fund may be made for engineering and other advancement of public improvement plans and studies. Recoupments may be made to the fund from bond proceeds, special assessments or state or federal aid available for completed projects. 

1.02 LIMITATION ON MONEY CREDITED TO FUND. Section 5. Except for money credited to the fund under this ordinance, Section 4 of this ordinance (1) monies shall be transferred to the special fund except as required by the budget and as permitted by the annual budget to be used for other funds. 

1.03 BUDGET INFORMATION. Section 6. In making the budget of the City, the amount credited to and the amount needed in the Capital Improvements Fund shall be given in the information books. 

1.04 INVESTMENT OF FUNDS. Section 7. Monies in the Capital Improvements Fund may be invested in accordance with K.S.A. 10-137.5, in such manner that the investment of the fund is such as to provide a return of interest on such monies as need to be used for the purpose for which the money is transferred. 

1.05 TRANSFER OF AMOUNTS NECESSARY FOR CAPITAL IMPROVEMENTS FUNDS. Section 8. If the Governing Body determines that money which has been transferred to such fund or any part thereof is not needed for the purpose for which it was transferred, the Governing Body may adopt a resolution that such money be returned to the general or other fund from which it was derived. 

1.06 ENFORCEMENT. Section 9. Should any ordinance, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected. 

TAKING EFFECT. Section 10. The ordinance shall take effect and be in force from and after its publication in the official City newspaper.
ORDINANCE NO. 862 C

AN ORDINANCE ESTABLISHING A MUNICIPAL EQUIPMENT RESERVE FUND.

WHEREAS, by the provisions of Chapter 65, 1985 Session Laws of Kansas, the City is authorized to establish by Ordinance a Municipal Equipment Reserve Fund to finance acquisition of City equipment; and

WHEREAS, the Governing Body of the City of Leawood has determined that it is in the best interests of the City to create a Municipal Equipment Reserve Fund as authorized by law;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

1-801. MUNICIPAL EQUIPMENT RESERVE FUND ESTABLISHED. Section 1. There is hereby created a Municipal Equipment Reserve Fund as authorized by the provisions of Chapter 65, 1985 Session Laws of Kansas.

1-802. PURPOSE OF FUND. Section 2. The Municipal Equipment Reserve Fund is created to finance the acquisition of City equipment.

1-803. TRANSFERS OF MONEY TO THE MUNICIPAL EQUIPMENT RESERVE FUND. Section 3. Moneys may be budgeted and transferred to the Municipal Equipment Reserve Fund from any source which may be lawfully utilized for such purposes, including equipment use charges on the various departments and agencies of the City to finance new and replacement equipment.

1-804. EQUIPMENT DEFINED. Section 4. For the purposes of this Ordinance, equipment shall include machinery, vehicles and any other equipment or personal property including, but not limited to, computer hardware and software, which the City is authorized to purchase for municipal purposes.

1-805. BUDGET INFORMATION. Section 5. In making the budgets of such City, the amounts credited to, and the amount on hand in such equipment reserve fund and the amount expended therefrom shall be shown thereon for the information of the taxpayers of the City.

1-806. INVESTMENT OF FUNDS. Section 6. Moneys in such fund may be invested in accordance with the provisions of K.S.A. 10-131 and amendments thereto with interest thereon credited to such fund.

1-807. TRANSFERS OF UNNEEDED FUNDS FROM THE EQUIPMENT RESERVE FUND. Section 7. If the Governing Body determines that money which has been credited to the equipment reserve fund or any part thereof is not needed for the purposes for which so budgeted or transferred, the Governing Body may transfer, by adoption of a resolution, such amount not needed to the fund from which it came and such retransfer and expenditure thereof shall be subject to the budget requirement provisions of K.S.A. 79-2925 to 79-2937, inclusive; and amendments thereto.

VALIDITY OF ORDINANCE. Section 8. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid
ORDINANCE NO. 862 C
re Municipal Equipment Reserve Fund

for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 9. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this _day of August, 1985.

Approved by the Mayor this _day of August, 1985.

Jean Wise Mayor

J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: M.S. Wetzler City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of , 19 with subsequent publications being made on the following dates:

, 19 , 19

, 19 , 19

, 19 , 19

Subscribe and swear to before me this day of , 19

My Commission expires: 

Printer's Fee $

Additional copies $
ORDINANCE NO. 861

AN ORDINANCE RELATING TO ZONING OF CERTAIN PROPERTY IN THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

18-1103. Section 1. The following described real property is hereby designated as being zoned CP-2, Planned General Business District, in accordance with the terms of the "Zoning Ordinance" of April 17, 1978, this property having been previously zoned MP-1, Planned Industrial Park:

Part of the North 1/2 of Fractional Section II, Township 13, Range 25, in Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the intersection of the centerline of State Line Road, as now built, and the North line of Fractional Section II, said point being 63 feet West of the Northeast corner of said Fractional Section II; thence N 88° 12' W, along the North line of said Fractional Section II, a distance of 197.37 feet; thence S 32° 58' W, along the centerline of the existing sanitary sewer main for the Leawood Sewer System, a distance of 145.06 feet; thence S 55° 14' E, normal to the last described course, a distance of 221.20 feet, more or less, to the centerline of State Line Road; thence Northeasterly along the centerline of said State Line Road, a distance of 252.72 feet, to the point of beginning, except that part in State Line Road and in 103rd Street. (25,641 S.F.; 0.589 acres)

(T03rd & State Line Rd.)

TAKE EFFECT. Section 2. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

[Signature]
Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: 
Rs. Metzler
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been published continuously and uninterrupted in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive weeks, days the first publication thereof being made as aforesaid on the day of, August, 1985, with subsequent publications being made on the following dates:

" " , 19  

" " , 19  

" " , 19  

Subscribe and sworn to before me this day of August, 1985.

[Signature of Notary Public]

NOTARY PUBLIC

My Commission expires: 9-25-88

Printer's Fee $ Additional copies $
An ordinance relating to zoning of certain property in the City of Leawood, Kansas.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

18-802. Section 1. The following described real property is hereby designated as being zoned MP-1, Planned Industrial District, in accordance with the terms of the "Zoning Ordinance" of April 17, 1978, this property having been previously zoned A, Agricultural:

A tract of land in fractional Section 35, Township 13, Range 25 and fractional Section 2, Township 14, Range 25 and all that part of Lots 1, 2, 3 and 4, MASTIN GARDENS, a subdivision now vacated, all in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southwest corner of said fractional Section 35; thence N 0° 10' 43" E along the west line of said fractional Section 35, 1994.09 feet; thence S 86° 30' 56" E, 1102.47 feet to a point on the East line of said fractional Section 35 said point also being on the east state line of Kansas and the west state line of Missouri; thence S 0° 08' 09" E along the east line of said fractional Section 35 and said east state line of Kansas and said west state line of Missouri, 1928.30 feet to the Southeast corner of said fractional Section 35 said point also being the Northeast corner of said fractional Section 2; thence continuing along a prolongation of the last described course along the East line of said fractional Section 2 and said East state line of Kansas and said west state line of Missouri, 59.10 feet to the Southwest corner of the North one-half of fractional Section 30, Township 47, Range 33, Jackson County, Missouri; thence S 0° 07' 38" E along the East line of said fractional Section 2 and said East state line of Kansas and said West state line of Missouri, 307.39 feet to a point on the Northwesterly right-of-way line of the Missouri Pacific Railroad Company; thence along a curve to the left, along said right-of-way line, having a radial bearing of S 53° 57' 09" E and a radius of 2914.83 feet; an arc distance of 574.76 feet; thence S 89° 59' 18" W, 820.08 feet to a point on the West line of said fractional Section 2; thence N 0° 06' 21" along said West line, 862.81 feet to the point of beginning, except the following described tract:

A tract of land in the South one-half of fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southeast corner of the South one-half of said fractional Section 35, said point being on the East state line of Kansas and the West state line of Missouri; thence N 0° 08' 09" W along the east line of the South one-half of said fractional Section 35, said line also being the East
ORDINANCE NO. 860

state line of Kansas and the West state line of Missouri, 210.00 feet to the true point of beginning; thence S 89°
51' 51" W, 400.00 feet; thence N 0° 08' 09" W 670.00 feet;
thence N 89° 51' 51" E, 400.00 feet to a point on the East
line of the South one-half of said fractional Section 35,
said point also being on the East state line of Kansas and
the West state line of Missouri; thence S 0° 08' 09" E along
said line, 670.00 feet to the true point of beginning, con-
taining 6.15243 acres and except the following tract for
purposes of ingress and egress to the foregoing excepted
tract:

A tract of land in the South one-half of fractional Section
35, Township 13, Range 25, in the City of Leawood, Johnson
County, Kansas more particularly described as follows:
Beginning at the Southwest corner of said fractional Section
35; thence N 0° 10' 43" E along the West line of said
fractional Section 35, 661.15 feet to the true point of
beginning, thence continuing along a prolongation of the last
described course 60.00 feet; thence N 89° 51' 51" E,
491.26 feet, thence N 68° 20' 00" E, 232.29 feet; thence S
0° 08' 09" E, 64.50 feet; thence S 68° 20' 00" W, 152.90 feet;
thence S 30° 08' 09" E, 186.64 feet; thence N 89° 51' 51" E,
48.90 feet; thence S 0° 08' 09" E, 60.00 feet; thence S
89° 51' 51" W, 95.09 feet; thence N 30° 08' 09" W, 227.48 feet;
thence S 89° 51' 51" W, 498.83 feet to the true point of be-
ginning, containing 1.42701 acres.

(143rd & Kenneth Rd.)

TAKE EFFECT. Section 2. This ordinance shall take effect and be in force
from and after its publication in the official City newspaper.

First Reading: 7/15/85  Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

Mayor

Attest: Jean Wise

City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler, City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks, days) the first publication thereof being made as aforesaid on the day of __________, ________ 19________, with subsequent publications being made on the following dates:

19-___________ 19-___________
19-___________ 19-___________

__________________________
Judy L. Sutton

Subscribe and sworn to before me this day of __________, ________ 19________

__________________________
Pearly A. Peterson
NOTARY PUBLIC

My Commission expires: __________

Printer's Fee $ __________
Additional copies $ __________
AN ORDINANCE RELATING TO ZONING OF A CERTAIN TRACT OF REAL ESTATE IN THE CITY OF LEWIS, KANSAS,

18:020, Section 3. The following described real property is hereby designated as being
zoned M-1, Trunk Industry District, in accordance with the Ordinance No. 18664 of April 17, 1966, and
has been previously
zoned A Agricultural.

A tract of land in the South half of fractional Section 35, Township 13, Range 25 and
1/2, Jackson County, Kansas, more particularly de-
scribed as follows: Beginning at the Southwest corner of the South half of said
fractional Section 35, and point being on the East state line of Kansas and the West
state line of Missouri; thence N 0°09'18" E along the East line of said fractional Section 35, to a
point on the East state line of Kansas; thence S 0°09'18" W along the West state line of Missouri,
to the North line of said fractional Section 35, thence N 89°59'28" W along the North state line of
said fractional Section 35, to a point on the West state line of Kansas; thence S 89°59'28" E along
the South state line of Missouri, to the Southwest corner of the Northwest quarter of the
Northeast quarter of the Northwest quarter of said fractional Section 35, containing 1,470.04
acres, and having the following tract for purposes of ingress and egress to the

CONSENT: If the

First Published in the Johnson
County Sun, Friday, August
9th, 1966.

APPROVED: For the Mayor
by the City Clerk,

[Signature]

[Date]
ORDINANCE NO. 859

AN ORDINANCE RELATING TO ZONING OF CERTAIN PROPERTY IN THE CITY OF LEAWOOD, KANSAS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

18-116. Section 1. The following described real property is hereby designated as being zoned R-1, Single Family Residential District, in accordance with the terms of the "Zoning Ordinance" of April 17, 1978, this property having been previously zoned A, Agricultural:

All that part of the South 1/2 of the Southeast 1/4 of Section 34, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwest corner of the SE 1/4 of said Section 34; thence North 00° 00' 56" West, along the West line of the South 1/2 of said SE 1/4 Section, a distance of 443.25 feet, to the point of beginning; thence continuing North 00° 00' 56" West, along said West line and along the East line of CHARLEMAGNE MANOR, a distance of 464.08 feet; thence Northeasterly and Northwesterly along a curve to the left having a radius of 50.00 feet, a central angle of 103° 07' 57" and whose initial tangent bearing is North 89° 59' 04" East, a distance of 90.00 feet; thence South 66° 24' 31" East, a distance of 203.32 feet; thence North 89° 47' 15" East, a distance of 565.47 feet; thence South 61° 25' 40" East, a distance of 207.67 feet; thence South 00° 00' 56" East, parallel with the West line of the South 1/2 of said SE 1/4 Section, a distance of 343.21 feet; thence South 89° 47' 15" West parallel with the North line of the South 1/2 of said SE 1/4 Section, a distance of 983.83 feet, to the point of beginning, containing 10.00 acres, more or less.

(0sage Downs; west of Kenneth Road at 142nd Street)

TAKE EFFECT. Section 2. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/15/85 Second Reading: 8/5/85

Passed by the Governing Body this 5th day of August, 1985.

Approved by the Mayor this 5th day of August, 1985.

Jean Wise

Mayor

(S. Wetzler)

City Clerk

APPROVED FOR FORM AND CONTENT:

R.S. Wetzler

City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for --consecutive

[ ] (weeks, days) the first publication thereof being made as aforesaid on the ___ day of ___ , 19__, with subsequent publications being made on the following dates:

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NOTARY PUBLIC
ORDINANCE NO. 858

AN ORDINANCE AUTHORIZING THE SUSPENSION OF THE AGGREGATE TAX LEVY LIMITATION PURSUANT TO K.S.A. 79-5012.

WHEREAS, the Kansas Legislature has authorized cities to suspend the aggregate tax levy limitation subject only to approval by the voters of the City; and

WHEREAS, the Governing Body of the City of Leawood has submitted to the voters the question of whether the aggregate tax levy limitation should be suspended to permit the total taxes levied by the City to be increased by not to exceed a total of seven (7) mills over a period of eight (8) years for the purpose of providing revenue to the City; and

WHEREAS, the vote of the general election November 6, 1984, certified to the City was 3,845 for and 3,637 against said question;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

26-203. Section 1. The City shall suspend the aggregate tax levy limitation to permit the total taxes levied by the City to be increased by not to exceed a total of seven (7) mills over a period of eight (8) years commencing with budget year 1986 for the purpose of providing revenue to the City.

26-204. Section 2. The City Clerk shall file a copy of this ordinance with the County Clerk of Johnson County, Kansas, the County Treasurer of Johnson County, Kansas, and the Secretary of Revenue for the State of Kansas on or before September 1, 1985. The City Clerk is further directed to file a copy of this ordinance with the County Clerk of Johnson County, Kansas, the County Treasurer of Johnson County, Kansas, and the Secretary of Revenue for the State of Kansas on or before September 1 of each succeeding year where the levy is permitted to be exceeded.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/1/85
Second Reading: 7/15/85

Passed by the Governing Body this 15th day of July, 1985

Approved by the Mayor this 15th day of July, 1985.

Jean Wise
Mayor
ORDINANCE NO. 858
re suspension of aggregate tax levy limitation

Attest:

D. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Metzler
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY-SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHN SON County, Kansas, with a general paid circulation on a yearly basis in JOHN SON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of July 19, with subsequent publications being made on the following dates:

19

19

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Judy L. Sutton

Subscribe and sworn to before me this day of July 19.

Pearlie A. Peterson
NOTARY PUBLIC

My Commission expires: January 25, 1988
Printer's Fee $ Additional copies $
First published in the Leavenworth County Sun, Wednesday, September 15, 1982.

ORDINANCE NO. 858
AN ORDINANCE AUTHORIZING THE SUSPENSION
OF THE ALLOCATE TAX LEVY LIMITATION
Pursuant to K.S.A. 79-1012,

WHILE, the Kansas Legislature has authorized cities to suspend the aggregate tax levy limitation; should be suspended to permit the

City to be increased by not to exceed a total of seven (7) mills over a period of eight (8) years for the purpose of providing

revenue to the City; and

WHEREAS, the vote of the general election November 8, 1984, certified to the City was 3,845 for and 3,547 against

NOW, THEREFORE, BE IT

ORDAINED BY THE GOV-

ERNING BODY OF THE CITY
OF LEAVENWOOD, KANSAS,

BE IT RESOLVED: Section 1: The City
shall suspend the aggregate tax

levy by increasing the total taxes levied by the City to

the increased by not to exceed a total of seven (7) mills over a period of eight (8) years for the purpose of providing

the City with budgetary

revenue for the

Fiscal Year 1985; Section 2: The City

shall file a copy of this ordinance with the County Clerk of Johnson County, Kansas, the

County Treasurer of Johnson County, Kansas, and the Secretary of Revenue for the State of

Kansas on or before September

1, 1985. The City Clerk is fur

ther directed to keep a copy of

this ordinance with the City

Supt. of Records for

Johnson County, Kansas,

the County Treasurer, the

Johnson County, Kansas, and the

Secretary of Revenue for

the State of Kansas on or before

September 1 of each suc-

secutive year in the same manner as all other ordinances.

This ordinance shall take effect and be in force from and after its

publication and filing in the official City

newspaper.

First Reading 7/12/85

Second Reading 7/19/85

Passed by the Governing Body
this 13th day of July, 1985

Approved by the Mayor this


J.titre, Mayor

J. Oberlander,

City Clerk

PROVED FOR FORM AND

GRAPHIC by E. B. Weston

y

Atty

(4652) 1985.
ORDINANCE NO. 857 C

AN ORDINANCE AMENDING CHAPTER XIV OF THE "CODE OF THE CITY OF LEAWOOD, KANSAS, 1984"; AMENDING THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES, 1985 EDITION" BY AMENDING SECTION 30 THEREOF RELATING TO DRIVING WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS, AND BY AMENDING SECTION 194 RELATING TO DRIVING WHILE A LICENSE IS CANCELED, SUSPENDED, OR REVOKED, AND BY ADDING A NEW SECTION NUMBERED 201A RELATING TO FAILURE TO COMPLY WITH A TRAFFIC CITATION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

15-101.1. AMENDMENTS; DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS; PENALTIES. Section 1. Section 30 of the "Standard Traffic Ordinance" incorporated in Section 14-101 of this Article shall be amended to read as follows:

Section 30. Driving Under the Influence of Intoxicating Liquor or Drugs; Penalties. (a) No person shall operate or attempt to operate any vehicle within this City while:

(1) the alcohol concentration in the person's blood or breath, at the time or within two hours after the person operated or attempted to operate the vehicle, is .10 or more;
(2) under the influence of alcohol;
(3) under the influence of any drug or combination of drugs to a degree that renders the person incapable of safely driving a vehicle; or
(4) under the influence of a combination of alcohol and any drug or drugs to a degree that renders the person incapable of safely driving a vehicle.

(b) No person shall operate or attempt to operate any vehicle within this City if the person is a habitual user of any narcotic, hypnotic, somnifacient or stimulating drug.

(c) If a person is charged with a violation of this Section involving drugs, the fact that the person is or has been entitled to use the drug under the laws of this State shall not constitute a defense against the charge.

(d) Upon a first conviction of a violation of this Section, a person shall be sentenced to not less than 48 consecutive hours' nor more than six months' imprisonment, or in the court's discretion 100 hours of public service, and fined not less than $200 nor more than $500. The person convicted must serve at least 48 consecutive hours' imprisonment or 100 hours of public service either before or as a condition of any grant of probation or suspension, reduction of sentence or parole. In addition, the court shall enter an order which (1) suspends the person's driver's license for a period of one year or, in lieu thereof, suspends the person's driver's
ordinance no. 857 C
amending the "standard traffic ordinance, 1985 ed."

license for 21 days or until the person completes any educational and treatment programs required by the court, whichever is longer, and thereafter places restrictions on the person's driver's license, as provided in K.S.A. Supp. 8-292 for the remainder of the one-year period; and (2) requires that the person enroll in and successfully complete an alcohol and drug safety action program or a treatment program as provided in K.S.A. Supp. 8-1008, or both the education and treatment programs.

(e) On a second conviction of a violation of this Section, a person shall be sentenced to not less than 90 days' nor more than one year's imprisonment and fined not less than $500 nor more than $1,000. The person convicted must serve at least five consecutive days' imprisonment before the person is granted probation, suspension or reduction of sentence or parole or is otherwise released. As a condition of any grant of probation, suspension of sentence or parole or of any other release, the person shall be required to enter into and complete a treatment program for alcohol and drug abuse as provided in K.S.A. 8-1008. In addition, the court shall enter an order which suspends the driver's license of the convicted person for a period of one year or, in lieu thereof, suspends the person's driver's license for 120 days or until the person completes the treatment program approved by the court, whichever is longer, and thereafter places restrictions on the person's driver's license, as provided in K.S.A. 8-292 for the remainder of the one-year period.

(f) On the third or subsequent conviction of a violation of this Section, a person shall be sentenced to not less than 90 days' nor more than one year's imprisonment and fined not less than $1,000 nor more than $2,500. The person convicted shall not be eligible for release on probation, suspension or reduction of sentence or parole until the person has served at least 90 days' imprisonment. The court may also require as a condition of parole that such person enter into and complete a treatment program for alcohol and drug abuse as provided by K.S.A. 8-1008. In addition, the court shall revoke the driver's license of the convicted person for the period of time specified for the revocation of a driver's license under subsection (k) and in accordance with the procedure for revoking a driver's license under subsection (l).

(g) The court may establish the terms and time for payment of any fines, fees, assessments and costs imposed pursuant to this Section. Any assessment and costs shall be required to be paid not later than 90 days after imposed, and any remainder of the fine shall be paid prior to the final release of the defendant by the court.

(h) In lieu of payment of a fine imposed pursuant to this Section, the court may order that the person perform community service specified by the court. The person shall receive a credit on the fine imposed in an
amount equal to $5 for each full hour spent by the person in the specified community service. The community service ordered by the court shall be required to be performed not later than one year after the fine is imposed or by an earlier date specified by the court. If by the required date, the person performs an insufficient amount of community service to reduce to zero the portion of the fine required to be paid by the person, the remaining balance of the fine shall become due on that date.

(i) The court shall report every conviction of a violation of this Section and every diversion agreement entered into in lieu of further criminal proceedings or a complaint alleging a violation of this Section to the Division of Motor Vehicles. Prior to sentencing under the provisions of this Section, the court shall request and shall receive from the Division a record of all prior convictions obtained against such person for any violations of any of the motor vehicle laws of this State.

(j) For the purpose of determining whether a conviction is a first, second, third or subsequent conviction in sentencing under this Section:

(1) "Conviction" includes being convicted of a violation of this Section or entering into a diversion agreement in lieu of further criminal proceedings on a complaint alleging a violation of this Section;

(2) "Conviction" includes being convicted of a violation of law of another state or an ordinance of any municipality which prohibits the acts that this Section prohibits or entering into a diversion agreement in lieu of further criminal proceedings in a case alleging a violation of such a law or ordinance;

(3) Only convictions occurring in the immediately preceding five years, including prior to the effective date of this act, shall be taken into account, but the court may consider other prior convictions in determining the sentence to be imposed within the limits provided for a first, second, third or subsequent offender, whichever is applicable; and

(4) It is irrelevant whether an offense occurred before or after conviction for a previous offense.

(k) In addition to any fine or imprisonment imposed under this Section and in lieu of any restrictions on or suspension of a driver's license under this Section, the court may revoke the person's driver's license or privilege to operate a motor vehicle on the public highways of this State. Whenever a license or privilege to operate a motor vehicle is revoked pursuant to this Section, the person whose license or privilege
ORDINANCE NO. 857 C
Amending the "Standard Traffic Ordinance, 1985 Ed."

has been revoked shall not be entitled to have such license or privilege restored until the expiration of one year from the date of revocation. On conviction of a third or subsequent violation of this Section, revocation pursuant to this subsection shall be mandatory for a period set by the court at not less than one year.

(1) Upon suspending or revoking any license pursuant to this Section, the court shall require that such license be surrendered to the court. The court shall transmit the license to the Division to be retained by the Division until further order of the court. Whenever the court restores the privilege to operate a motor vehicle on the public highways of this State to any person whose license was suspended or revoked pursuant to this Section, the court shall notify the Division.

(m) If a person who is convicted under this Section or K.S.A. Supp. 8-1567, or under a City ordinance declaring acts prohibited or made unlawful by this Section, already has a suspended or revoked driver's license, any period of license suspension or revocation under this Section shall not begin until the prior period of suspension or revocation has elapsed.

(n) No plea bargaining agreement shall be entered into nor shall any judge approve a plea bargaining agreement entered into for the purpose of permitting a person charged with a violation of this Section to avoid the mandatory penalties established by this Section. For the purpose of this subsection, entering into a diversion agreement pursuant to K.S.A. 12-4413 et seq., shall not constitute plea bargaining.

(o) The alternatives set out in subsections (a)(1) and (2) may be pleaded in the alternative, and the City may, but shall not be required to, elect one of the two prior to submission of the case to court.

Repealed by:
ORDINANCE NO. 14-105.
Adopted: Effective: 4/30/76

Section 194. Driving While License Canceled, Suspended or Revoked; Penalty. (a)(1) Any person who drives a motor vehicle on any street or highway of this City at a time when such person's privilege so to do is canceled, suspended or revoked shall upon conviction be punished by imprisonment for not more than six months or fined not to exceed $500, or both.

(2) No person shall be convicted under this Section if such person was entitled at the time of arrest under K.S.A. 8-257, to the return of such person's driver's license or was, at the time of arrest, eligible under K.S.A.
Amending the "Standard Traffic Ordinance, 1985 Ed."

8-256, to apply for a new license to operate a motor vehicle.

(3) Except as otherwise provided by subsection (a)(4), every person convicted under this Section shall be sentenced to at least five days' imprisonment and fined at least $100 and upon a second or subsequent conviction shall not be eligible for parole until completion of five days' imprisonment.

(4) If a person (A) is convicted of violation of this Section, committed while the person's privilege to drive was suspended or revoked for a violation of Section 30 of this ordinance or K.S.A. 8-1567, or any ordinance of any city or a law of another state, which ordinance or law prohibits the acts prohibited by Section 30 of this ordinance or K.S.A. 8-1567, and (B) is or has been also convicted of a violation of Section 30 of this ordinance or K.S.A. 8-1567 or of a municipal ordinance or law of another state, which ordinance or law prohibits the acts prohibited by Section 30 of this ordinance or K.S.A. 8-1567, committed while the person's privilege to drive was so suspended or revoked, the person shall not be eligible for suspension of sentence, probation or parole until the person has served at least 90 days' imprisonment, and any fine imposed on such person shall be in addition to such a term of imprisonment.

(b) For the purposes of determining whether a conviction is a first, second, third or subsequent conviction in sentencing under this Section, "conviction" includes a conviction of a violation of any ordinance of any city or a law of another state which is in substantial conformity with this Section.

SAME; FAILURE TO COMPLY WITH TRAFFIC CITATION. Section 3. The following Section numbered 201a is hereby added to and made a part of the "Standard Traffic Ordinance for Kansas Cities, 1985 Edition":

Section 201a. Failure to Comply with Traffic Citation. (a) It shall be unlawful to fail to comply with a traffic citation. Failure to comply with a traffic citation means failure either to (1) appear before the municipal court in response to a traffic citation and pay in full any fine and court costs imposed or (2) otherwise comply with a traffic citation issued for an ordinance traffic infraction. Failure to comply with a traffic citation shall be unlawful regardless of the disposition of the charge for which such citation was originally issued.
(b) In addition to penalties of law applicable under subsection (a), when a person fails to comply with a traffic citation, except for illegal parking, standing or stopping, the municipal court shall mail notice to the person that if the person does not appear in municipal court or pay all fines, court costs, and any penalties within 30 days from the date of mailing, the Division of Vehicles will be notified to suspend the person's driving privileges. Upon the person's failure to comply within such 30 days, the municipal court shall notify the Division of Vehicles and assess a reinstatement fee of $25 for each charge in which the person failed to make satisfaction regardless of the disposition of the charge for which such citation was originally issued. Such reinstatement fee shall be in addition to any fine or court costs and other penalties.

VALIDITY OF ORDINANCE. Section 4. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 5. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 7/1/85 Second Reading: 7/1/85

Passed by the Governing Body this 1st day of July, 1985, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 1st day of July, 1985.

Jean Wise Mayor

J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first duly sworn, deposes and says: That she is the legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, 19 , with subsequent publications being made on the following dates:

Day of, 19 , Day of, 19

Judy L. Sutton

Subscribe and sworn to before me this day of, 19 .

NOTARY PUBLIC

My Commission expires: 

Printer's Fee $ 

Additional copies $
AN ORDINANCE AUTHORIZING THE ISSUANCE OF TEMPORARY NOTES IN THE PRINCIPAL AMOUNT OF $1,100,000.00 OF THE CITY OF LEAWOOD, KANSAS, FOR THE PURPOSE OF CONSTRUCTING AN ADDITION TO THE EXISTING PUBLIC WORKS FACILITY AND REMODELING SAID FACILITY.

WHEREAS, the Governing Body has previously acquired land for the construction of an addition to the Public Works Facility by Resolution No. 653 for the City of Leawood, Kansas, to be located at 2008 West 104th Street in the City; and

WHEREAS, the Governing Body has determined that the existing Public Works Facility is in need of alteration and improvement; and

WHEREAS, the construction bids have been taken and it is necessary and advisable to proceed with the construction of an addition to the Public Works Facility and with the alteration and improvement of the existing facility;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

24-201. Section 1. That for the purpose of providing funds for the construction of an addition and improvements of the existing Public Works Facility, which improvement shall be made by the City pursuant to K.S.A. 12-1736 et seq., there is hereby authorized the issuance of temporary notes of the City of Leawood, Kansas, in the total principal amount of $1,100,000.00.

24-202. Section 2. Said bonds shall be designated Public Work Notes Series 1985-2, and shall consist of eleven (11) notes of $100,000.00 each numbered from 1 consecutively upward through 11. Each of said notes shall be dated as of their date of issuance and delivery to the purchaser thereof.

24-203. Section 3. The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in the minimum amount of $100,000), at any date prior to the stated maturity date of said notes by the publication and payment of said notes, the last publication of such notice to be at least ten days prior to the redemption date fixed in such notice. The principal of each of said notes shall be payable at maturity or at such earlier time as funds are available from the issuance of general obligation improvement bonds to retire said notes. Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas.

24-204. Section 4. The date fixed on said notes shall be the date of issue. Each of said notes shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

24-205. Section 5. The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary
notes herein authorized to be issued in the form and substance hereto- 
before described and to procure the proper registration in the office 
of the City Clerk and in the office of the Treasurer of the State of 
Kansas, and when so executed and when registered, said notes shall be 
countersigned by the City Clerk and delivered to the purchaser or pur-
chasers thereof upon payment of the purchase price therefor.

24-206. Section 6. The proceeds of said temporary note issue shall be 
deposited with the City Treasurer in the special funds created for the 
purpose of paying said costs and expenses of the respective improvements 
hereinbefore described and retiring the outstanding notes previously 
issued as aforesaid.

24-207. Section 7. The full faith, credit and resources of the City of 
Leawood, Kansas, shall be and the same are hereby irrevocably pledged 
for the prompt payment of said notes and the interest thereon.

TAKE EFFECT. Section 8. This ordinance shall take effect and be in 
force from and after its publication in the official City newspaper.

First Reading: 6/10/85 Second Reading: 7/1/85

Passed by the Governing Body this 1st day of July, 1985.

Approved by the Mayor this 1st day of July, 1985.

J. Wise
Mayor

J. Oberlander
City Clerk

APPROVED AS TO FORM AND CONTENT: R.S. Wetzler, City Attorney
KANSAS, JOHNSON COUNTY, ss:  Judy L. Sutton  being first Duly  sworn and say: That she is legal publications manager of THE JOHNSON  COUNTY NEWS, a semi-weekly newspaper printed in the State of Kansas, and published  under the name of Johnson County News, semi-weekly in the City of Olathe, Johnson County, Kansas, with a general paid circulation  in JOHNSON COUNTY, Kansas, and that said newspaper is not a trade,  external publication.

The paper is a semi-weekly published at least weekly 50 times a year; has been  continuously and uninterruptedly in said county and state for a period of  five years prior to the first publication of said notice; and has been admitted  to the office of SHAWNEE MISSION, KANSAS in said County as a second class  newspaper for consecutive (weeks, days) the first publication thereof being made as  he day of, 19—, with subsequent  being made on the following dates:

Judith L. Sutton

NOTARY PUBLIC

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
ORDINANCE NO. 855

AN ORDINANCE RELATING TO ZONING OF CERTAIN PROPERTY IN THE CITY OF LEAWOOD, KANSAS, AND REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Section 18-115 as adopted by Ordinance No. 832 is hereby repealed and the following enacted in lieu thereof:

18-1404. Section 2. The following described real property is hereby designated as being zoned RP-1, Planned Single Family Residential District, in accordance with the terms of the "Zoning Ordinance" of April 17, 1978, this property having been previously zoned RP-4 and R-1:

All that part of the SW1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows:

Commencing at the Southwest corner of the SW1/4 of said Section 21; thence N 87° 51' 24" E, along the South line of the SW1/4 of said Section 21, a distance of 250 feet to the true point of beginning of subject tract; thence N 2° 08' 36" W, along a line perpendicular to the South line of the SW1/4 of said Section 21, a distance of 238 feet to a point of curvature; thence Northerly and North-easterly, along a curve to the right, having a radius of 125 feet, and a central angle of 60°, a distance of 130.90 feet to a point of tangency; thence N 57° 51′ 24" E, a distance of 223 feet to a point of curvature; thence North-easterly, along a curve to the left, having a radius of 1637 feet and a central angle of 9° 10' 48", a distance of 262.28 feet to a point of compound curvature; thence North-easterly, along a curve to the left, having a radius of 849 feet, a central angle of 13° 31' 43", and whose initial tangent bearing is N 48° 40' 36" E, a distance of 200.46 feet to a point of compound curvature; thence North-easterly, along a curve to the left having a radius of 1910 feet, a central angle of 9° 04' 29", and whose initial tangent bearing is N 35° 08' 53" E, a distance of 302.51 feet to a point of tangency; thence N 26° 04' 24" E, a distance of 155 feet; thence S 64° 41' 10" E, a distance of 216.20 feet; thence N 25° 18' 50" E, a distance of 19 feet; thence S 75° 21' 43" E, a distance of 388.49 feet; thence S 57° 15' 53" E, a distance of 99.86 feet; thence S 64° 27' 45" E, a distance of 99.74 feet; thence S 27° 30' 54" E, a distance of 350.66 feet; thence S 4° 58' 57" W, a distance of 520.77 feet to a point on the South line of the SW1/4 of said Section 21; thence S 87° 51' 24" W, along the South line of the SW1/4 of said Section 21, a distance of 1674.50 feet to the true point of beginning of subject tract. (31.081 gross acres, more or less)

(north of 127th Street between Nall & Roe; Patrician Woods, 5th Plat)
ORDINANCE NO. 855
re rezoning - Patrician Woods, 5th Plat

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 6/26/85 Second Reading: 7/1/85

Passed by the Governing Body this 1st day of July, 1985.

Approved by the Mayor this 1st day of July, 1985.

[Signature]
Jean Wise
Mayor

[Signature]
W. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:
M.S. Wetzel
City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY-SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for --/--------/-- consecutive day(s) (weeks, days) the first publication thereof being made as aforesaid on the --/--/-- day of, July, 19-- , with subsequent publications being made on the following dates:

--/--------/-- 19--

--/--------/-- 19--

--- Signature ---

Subscribe and sworn to before me this --/--/-- day of, July, 19--

--- Signature ---

NOTARY PUBLIC
ORDINANCE NO. 4953
AN ORDINANCE RELATING TO ZONING OF CERTAIN PROPERTY IN THE CITY OF LEAWOOD, KANSAS, AND ADOPTING SECTIONS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

Article I: General Provisions

Section 1: Scope and Purpose

The purpose of this ordinance is to establish zones and regulations for land use within the City of Leawood, Kansas, to promote the public health, safety, morals, and general welfare.

Section 2: Definitions

For the purposes of this ordinance, the terms defined in Article I shall be used in the construction of these sections.

Section 3: Adoption

This ordinance shall be effective upon its adoption by the Governing Body of the City of Leawood, Kansas, and shall supersede all conflicting ordinances.

Section 4: Enforcement

The Code Enforcement Officer shall enforce the provisions of this ordinance.

Article II: Zoning Districts

Section 1: Use Districts

1. Residential Districts

2. Commercial Districts

3. Industrial Districts

Section 2: Density and Height Requirements

1. Residential Districts

2. Commercial Districts

3. Industrial Districts

Section 3: Special Uses Permits

1. Special Uses Permits shall be required for certain non-conforming uses.

Article III: Zoning Map

Section 1: Zoning Map

The Zoning Map shall be published and maintained by the City Planning Commission.

Article IV: Public Hearing

Section 1: Notice

Notice of public hearing shall be published in the official City newspaper at least 10 days prior to the hearing.

Section 2: Hearing

The hearing shall be held in accordance with the provisions of the Kansas Zoning Law.

Article V: Effective Date

This ordinance shall become effective upon its adoption.

Adopted by the Governing Body of the City of Leawood, Kansas, at a regular meeting held on [Date]

Passage of this Ordinance

[Signature]

City Attorney

[Signature]

[Date]
ORDINANCE NO. 854

AN ORDINANCE RELATING TO ZONING OF CERTAIN PROPERTY IN THE CITY OF LEAWOOD, KANSAS, AND REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Section 18-1004 as adopted by Ordinance No. 831 is hereby repealed and the following enacted in lieu thereof:

18-1004. Section 2. The following described real property is hereby designated as being zoned RP-4, Planned Cluster Residential District; in accordance with the terms of the "Zoning Ordinance" of April 17, 1978, this property having been previously zoned RP-4:

The North one-half of the Southwest Quarter of Section 21, lying south of Tomahawk Creek, also that part of the Southeast Quarter of the Northwest Quarter, lying south of Tomahawk Creek, and also the Southeast Quarter of the Southwest Quarter, except that part lying easterly of Roe Boulevard as now established; and also the Southwest Quarter of the Southwest Quarter, all in Township 13, Range 25, now in the City of Leawood, in Johnson County, Kansas, except the following tract:

All that part of the SW1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwest corner of the SW1/4 of said Section 21; thence N 87° 51' 24" E, along the South line of the SW1/4 of said Section 21, a distance of 250 feet to the true point of beginning of subject tract; thence N 2° 08' 36" W, along a line perpendicular to the South line of the SW1/4 of said Section 21, a distance of 238 feet to a point of curvature; thence Northerly and Northeasterly, along a curve to the right, having a radius of 125 feet, and a central angle of 60°, a distance of 130.90 feet to a point of tangency; thence N 57° 51' 24" E, a distance of 223 feet to a point of curvature; thence Northeasterly, along a curve to the left, having a radius of 1637 feet and a central angle of 9° 10' 48", a distance of 262.28 feet to a point of compound curvature; thence Northeasterly, along a curve to the left, having a radius of 849 feet, a central angle of 13° 31' 43", and whose initial tangent bearing is N 48° 40' 36" E, a distance of 200.46 feet to a point of compound curvature; thence Northeasterly, along a curve to the left, having a radius of 1910 feet, a central angle of 9° 04' 29", and whose initial tangent bearing is N 35° 08' 53" E, a distance of 302.51 feet to a point of tangency; thence N 26° 04' 24" E, a distance of 155 feet; thence S 64° 41' 10" E, a distance of 216.20 feet; thence N 25° 18' 50" E, a distance of 19 feet; thence S 75° 21' 43" E, a distance of 388.49 feet; thence S 57° 15' 53" E, a distance of 99.86 feet; thence S 64° 27' 46" E, a distance of 99.74 feet; thence S 27° 30' 54" E, a distance of 350.66 feet; thence S 4° 58' 57" W, a distance of 529.77 feet to a
point on the South line of the SW1/4 of said Section 21;  
therefore S 87° 51' 24" W, along the South line of the SW1/4  
of said Section 21, a distance of 1674.50 feet to the true  
point of beginning of subject tract. (31.081 gross acres,  
more or less)  
(north of 127th Street between Nall & Roe - Patrician Woods)  

TAKE EFFECT. Section 3. This ordinance shall take effect and be in 
force from and after its publication in the official City newspaper.  

First Reading: 6/26/85 Second Reading: 7/1/85  

Passed by the Governing Body this 1st day of July, 1985.  

Approved by the Mayor this 1st day of July, 1985.  

Jean Wise  
Mayor  

J. Oberlander  
City Clerk  

APPROVED FOR FORM AND CONTENT:  R.S. Wetzler, City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duly sworn, Depos and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of July 19, with subsequent publications being made on the following dates:

_________________________________, 19-  

_________________________________, 19-  

_________________________________, 19-  

_________________________________, 19-  

_________________________________, 19-

Subscribed and sworn to before me this day of July 19, 19...

NOTARY PUBLIC

My Commission expires:

Printer’s Fee $ 5.00

Additional copies $ 

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
I. REPEAL OF SECTION 2.

All the provisions of the Ordinance of April 17, 1978, regulating the use of land, being in conflict with the zoning districts as outlined in Section 1 of this Ordinance, are hereby repealed.

II. DESCRIPTION OF SECTION 2.

This section describes the following real property located in the City of Lawrence, Kansas:

All that part of the SW 1/4 of Section 21, Township 13 South, Range 25 West, in the City of Lawrence, Johnson County, Kansas, more particularly described as below:

1. A distance of 230 feet in a straight line to the nearest curvature, thence N 90° E, along a radius of 90 feet, a central angle of 30°, and a distance of 135.90 feet to a point of tangency, thence N 51° 31' 24" E, a distance of 223 feet in a straight line to the nearest curvature.

2. A distance of 300 feet in a straight line to the nearest curvature, thence N 74° 36' 47" E, a distance of 206.46 feet to a point of tangency, thence N 56° 27' 15" E, a distance of 382.13 feet to a point of tangency, thence S 26° 06' 23" E, a distance of 358.01 feet to a point of tangency, thence S 57° 17' 59" E, a distance of 558.45 feet to a point of tangency, thence S 96° 58' 12" E, a distance of 167.40 feet to the true point of beginning of the subject tract.

The preceding description is subject to all easements and other restrictions of record.

Approved by the Mayor of the City of Lawrence, Kansas, on June 10, 1978.
ORDINANCE NO. 853: C

AN ORDINANCE PROVIDING FOR THE APPOINTMENT OF ADDITIONAL MUNICIPAL COURT JUDGES.

WHEREAS, the Governing Body of the City of Leawood has from time to time reviewed the dockets and other statistical data relative to the operation of the Municipal Court; and

WHEREAS, it appears that the case load of the Municipal Court judges is of sufficient magnitude as to warrant designation of an additional judge of the Municipal Court; and

WHEREAS, it is in the best interests of the City and its residents to ensure the efficient operation of the Municipal Court; and

WHEREAS, appointment of an additional judge may be necessary from time to time to ensure said efficient Municipal Court operation;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

9-114. MUNICIPAL JUDGE DEFINED. Section 1. As used in the Ordinance of the City of Leawood, the term "municipal judge" shall mean that person or those persons who have been appointed by the Mayor in the manner provided by Section 9-106 of this Article.

9-115. APPOINTMENT OF MUNICIPAL JUDGES. Section 2. In the event that the Governing Body of the City shall determine that additional judges are necessary to adequately serve the needs of the City, upon resolution of the Council, the Mayor shall, with the consent of the Council, appoint a committee to screen candidates for the position of Municipal Judge, and the Mayor shall appoint such additional judges in the manner provided by Section 9-106 of this Article.

9-116. MUNICIPAL JUDGE AUTHORITY, DUTIES AND QUALIFICATIONS. Section 3. In the event that more than one Municipal Judge is appointed by the Mayor, said judge or judges shall have the same authority, duties and qualifications as established and provided by Chapter IX, Article I of the "Code of the City of Leawood".

9-117. ADMINISTRATIVE FUNCTIONS OF MUNICIPAL JUDGE. Section 4. Whenever there shall be more than one Municipal Judge, the administrative functions of the Municipal Court shall be rotated and divided equally on an annual basis.

VALIDITY OF ORDINANCE. Section 5. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 6. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 5/20/85 Second Reading: 6/3/85
ORDINANCE NO. 853 C
Re Appointment of Additional Municipal Court Judges

Passed by the Governing Body this 3rd day of June, 1985.
Approved by the Mayor this 3rd day of June, 1985.

Jean Wise
Mayor

Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:
R.S. Wetzel, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn. Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, 19 , with subsequent publications being made on the following dates:

_________________________ 19 __________________________
_________________________ 19 __________________________
_________________________ 19 __________________________
_________________________ 19 __________________________

Subscribe and sworn to before me this day of June

_________________________ 19 __________________________

My Commission expires:

Printer's Fee $ 31.60
Additional copies $__

NOTARY PUBLIC

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
ORDINANCE NO. 852 C:

AN ORDINANCE RELATING TO ADDITIONS, DELETIONS, AND CHANGES; "BOCA BASIC PROPERTY MAINTENANCE CODE, 1981 EDITION"; AND REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Section 4-703 of the "Code of the City of Leawood, Kansas, 1984" is hereby repealed, and the following enacted in lieu thereof:

4-703. ADDITIONS, DELETIONS, AND CHANGES. Section 2. The following sections of the Basic Property Maintenance Code are hereby revised, as follows:

(a) Section PM-100.1 Title: Add Leawood, Kansas.
(b) Section PM-100.2 Scope: Change entire section to read as follows: This code shall apply to residential and nonresidential structures, to residential and nonresidential lands and to vacant lots.

(A) Residential structures shall mean any building or structure or part thereof used or occupied for human habitation or intended to be so used, if unoccupied, and includes any appurtenances belonging thereto or usually enjoyed therewith.
(B) Residential land shall mean real property upon which residential structures are situated.
(C) Nonresidential structures shall mean any structure which is used for other than residential purposes, or a part of such structure, or a structure a part of which is used for other than nonresidential purposes.
(D) Nonresidential land shall mean real property upon which nonresidential structures are situated.
(E) A vacant lot shall mean any real property upon which there is situated no residential or nonresidential structures.

(c) Section PM-103.1 Officer: Change section to read as follows: The mayor of this city shall with the approval of the city council appoint a public officer to exercise the powers prescribed by this code. The public officer may appoint and fix the duties of code officials as he or she deems necessary to carry out the purpose of this code, and may delegate any of his or her functions or powers to such officials. The chief building official shall be delegated the duty and responsibility of the code official and shall enforce the provisions of this code as herein provided.

(d) Section PM-104.3.1 Right of Entry: Add: The city shall provide to the owner a notice of the right to entry 10 days prior to entry within a structure.

(e) Section PM-104.7 Annual Report: Change section to read: Upon request the code official shall submit an annual report.
Ordinance No. 852
Adopted: __/__/19
Effective: __/__/19

(f) Section PM-106. Delete entire section. Add new title Enforcement Procedures.

(g) Section PM-106.1 Add: Immediate hazard, action to protect public: When in the opinion of the code official, any structure is in such condition as to constitute an immediate hazard requiring immediate action to protect the public, such official may erect barricades or cause the property to be vacated, taken down, repaired, shored, or otherwise made safe without delay, and such action may, under these circumstances, be taken without prior notice to or hearing of the owners or agents, lienholders or occupants. The cost of such action shall be assessed against the property and paid in a manner provided by K.S.A. 12-1755.

(h) Section PM-106.2 Add: Code Violations: Enforcement procedures may be initiated in the following ways:
   (1) When a petition is filed with the code official by any resident of the city charging that any premises or structure is in violation of the property maintenance code.
   (2) The code official on his or her own motion may initiate a preliminary investigation, and
   (3) The code official may be directed by a majority of the quorum present for a city council meeting at which the charge is brought that the premises and/or structure is in violation of the property maintenance code.

(i) Section PM-106.3 Add: Notice and Hearing for Owner/Occupant or Persons Responsible: If the preliminary investigation discloses a basis for further action, the code official shall notify the owner, mortgagee of record, and all parties in interest by certified mail of the items of correction and shall list these items in writing. A minimum of 60 days shall be given for corrections, or additional time as may be determined by the code official. The code official shall make an inspection at the end of the prescribed time period. If the corrections are satisfactory, the case shall be closed. If the work is not completed, the code official shall serve a written complaint setting a hearing before the appeals board within 30 days. The board shall conduct a hearing to make a determination and establish a time limit for completion of the work. The code official shall inspect the work at the prescribed time. If the owner fails to comply with the board's determination, the code official may cause such structure or premise to be repaired, altered, improved or vacated and closed. If the owner fails to
comply with an order to remove or demolish the structure, the code official may cause such a structure to be removed or demolished.

The amount of the cost of such repairs, alterations, or improvements, or vacating or closing or removing or demolition by the code official shall be a lien against the real property upon which such cost was incurred and such lien, including as a part thereof an allowance of cost and necessary attorney fees, may be foreclosed in judicial proceedings in a manner provided or authorized by law for loans secured by liens on real property, or shall be assessed as a special assessment against the lot or parcel of land on which the structure was located. The city clerk shall, at the time of certifying other city taxes, certify the unpaid portion of the aforesaid cost and the county clerk shall extend the same on the tax rolls of the county against the lot or parcel of land. If the structure is demolished by the code official, the materials of such structure shall be credited to the proceeds of such sale against the cost of the removal or demolition. If there is any balance remaining, it shall be paid to the party or parties entitled thereto as determined by proper judicial proceedings.

(j) Section PM-106.4 Add: Unsafe or Dangerous Buildings:
If the code official finds that a structure is unsafe and dangerous and should be removed and/or demolished, the code official shall submit a report to the governing body with his or her findings of fact. The city council shall by resolution fix a time and place at which the owner, agent, lienholders of record and any occupant of such structures may appear and show cause why such structure should not be condemned and ordered to be repaired or demolished. The resolution shall be published once each week for two consecutive weeks on the same day of each week in the city newspaper. A minimum of 30 days shall elapse between the last publication and the date set for the hearing. A copy of the resolution shall be mailed by certified mail within three days after the first publication to each such owner, agent, lienholder and occupant at his or her last known place of residence and shall be marked "deliver to addressee" only.

At the hearing, the governing body shall hear all evidence submitted by the owner, agent or lienholder of record, and occupants having an interest in the structure, as well as evidence submitted by the code official filing the statement, and shall make findings by resolution.
If the governing body shall find that such a structure is unsafe or dangerous, such resolution shall direct the structure be repaired, or removed, and the premises made safe and secure. The resolution shall be published once in the official city newspaper and a copy mailed to the owners, agents, and/or lienholders of record, and occupants in the same manner provided for in the notice of the hearing. The resolution shall fix a reasonable time within which the repair or removal of such structure shall be commenced and a statement that if the owner of such structure fails to commence the repair or removal of such structure within the time stated or fails to diligently prosecute the same until the work is completed, the governing body shall cause the structure to be razed and removed. If the city proceeds to raze and remove such structure and make the premises safe and secure, the city shall account for materials, cost of the work, and sale of salvage in accordance with K.S.A. 12-1755. All moneys received from special assessments levied under the provisions of this section shall, when and if paid, be placed in the general fund of the city.

(k) Section PM-108 Emergency Orders: Delete entire section.

(l) Section PM-109.2 Penalty: Add: $50 and $100 and 30 days.

(m) Section PM-110.1 Petition: Delete as written. Add: Any person affected by any notice which was issued in connection with the enforcement of any provisions of this code, exclusive of nuisance items listed in Sections PM-301.6, PM-301.10, PM-301.12 and PM-301.131 will be granted a hearing on the matter before the board of appeals. The code official shall file the written complaint scheduling such a hearing as established by enforcement procedures.

(n) Section PM-110.2.1 Membership: Change entire section to read as follows: Said board shall consist of five residents and electors of the jurisdiction appointed by the chief executive including one person skilled in real estate and property management for at least two years; one general contractor for at least three years; one registered architect or other professional person for at least three years; two citizens who are homeowners for at least two years. The chief executive shall also appoint one member to act as chairperson, who will serve one year.

Each member shall have been a resident of the jurisdiction for at least one year prior to appointment.
The homeowner members will be asked to resign if their status as homeowners is changed. The chief executive may appoint for a term of one year an alternate member of such board in addition to the five members above provided for, who shall act with full power only when a member of the board refuses to vote because of interest or when a member is absent. Thereafter, all appointments shall be for a period of two years. Each member shall serve until a successor has been appointed. The code official shall appoint one member of the department who shall act as secretary to the board.

(o) Section PM-111.1 General: Change to read: The code official may order the owner/agent of any premises to have any structure razed or removed per action of the governing body when unsafe or dangerous buildings are involved. When there are dangerous and immediate hazards involved, the code official may act without any notices and without delay.

(p) Section PM-111.3 Order: Change to read: Following a preliminary investigation, if the code official finds that any structure is in a condition as to constitute an immediate hazard requiring immediate action to protect the public, such official may erect barricades, or cause the property to be vacated, taken down, repaired, shored or otherwise made safe without delay, and such action may be taken in accordance with enforcement procedures. If the structure is determined as unsafe requiring removal by the code official, a report shall be submitted to the city council for its action, as prescribed by the enforcement procedures, Section PM-106.4.

(q) Section PM-111.4 Restraining Actions: Add Thirty. Delete - Court of Record. Add: District Court of the County. Add: Cost shall be in the discretion of the Court. Remedies herein provided shall be exclusive remedies, and no person affected by an order of the code official shall be entitled to recover any damages for action taken pursuant to any order of the code official, or because of compliance of such person with any order of the code official.

(r) Section PM-301.1.2 "Add: Trash: (l) Trash-Residential." Each and every owner, tenant, housekeeper, or other person occupying any dwelling or house in the City of Leawood and producing trash shall provide and renew when necessary a sufficient number of trash cans to hold the trash accumulating thereat. All such trash cans shall be of rigid construction with
(1) Trash-Residential. Each and every household shall provide and renew when necessary sufficient trash containers of rigid construction with tight fitting covers and shall be water tight. Such trash cans shall be placed outside the confines of the building in which the trash is produced no earlier than 6:00 P.M. the evening preceding the day on which the trash is anticipated to be collected by the regular trash collection service subscribed to by the occupant.

(2) Trash-Business and Industrial. Each and every business and industry shall provide and renew when necessary sufficient trash containers of rigid construction with tight fitting covers to adequately contain the refuse and waste produced at such location and such containers shall be kept closed except when depositing and removing materials.

VALIDITY OF ORDINANCE. Section 3. Should any section, paragraph, sentence, clause, or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 4. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 5/6/85 Second Reading: 5/20/85

Passed by the Governing Body this 20th day of May, 1985.

Approved by the Mayor this 20th day of May, 1985.

Jean Wise
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:
R.S. Metzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposces and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County; Kansas, with a general paid-circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, 19- , with subsequent publications being made on the following dates:

________________________, 19- 
________________________, 19- 

Betty J. Jones

Subscribe and sworn to before me this day of, 19- 

Marguerite E. Baker
NOTARY PUBLIC

My Commission expires: 3-15-88
Printer’s Fee $ 75.34
Additional copies $
Section 100-1.1 Property owners of buildings or structures, which are...</section>
AN ORDINANCE AMENDING ORDINANCE 851 AS APPROVED APRIL 29, 1985, AND ORDINANCE 851A APPROVED MAY 20, 1985, WHICH ORDINANCES LEVIED ASSESSMENTS ON LOTS, PIECES AND PARCELS OF GROUND IN THE CITY OF LEAWOOD, KANSAS, FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTING IMPROVEMENTS TO ROE AVENUE FROM 135th STREET TO A DISTANCE OF 2,640 FEET, MORE OR LESS, SOUTH (IMPROVEMENT DISTRICT 83-2), AND THE COST OF THE SAME UPON THE RESPECTIVE PIECES OF PROPERTY LIABLE FOR SAID COST, ALL AS PROVIDED BY LAW AND PARTICULARLY SECTIONS 12-6a01 TO 12-6a18 INCLUSIVE, K.S.A., AS AMENDED.

WHEREAS, the Governing Body of the City of Leawood, Kansas, approved Ordinance No. 851 on April 29, 1985.

WHEREAS, said ordinance provided final assessment rolls for the following described improvement:

The construction of Roe Avenue from the Centerline of 135th Street (the North line of Section 33, Township 13, Range 25) Southerly to the Center of Section 33, Township 13, Range 25, a distance of 2,640 feet more or less. The improvement will be a 32 foot asphaltic concrete roadway with 8 foot grass shoulders and ditch sections. All improvements to be inclusive of storm drainage facilities, street lighting and other appurtenances;

WHEREAS, it was determined that said final assessment rolls which were attached to Ordinance No. 851 were not correct for the reason that certain property was erroneously included in computing said assessments.

WHEREAS, a new Exhibit A, which reflected final assessments, was prepared.

WHEREAS, all owners of property to be assessed executed a "Waiver of Notice of Hearing, Appeal and Right to Prepay."

WHEREAS, said ordinance was amended by enactment of Ordinance 851A on May 20, 1985, for the purpose of correcting Exhibit A.

WHEREAS, it has subsequently been determined that certain properties assessed pursuant to Ordinance 851A have been spread on a front foot basis.

WHEREAS, it was the intent of the city and owners of the property to be assessed that certain assessment would be spread on a square foot basis.
WHEREAS, the owner of certain property affected by the assessments has requested that assessments be modified.

WHEREAS, proposed modification of assessments have been approved by the owners of all affected properties.

WHEREAS, the owners of all property which is the subject of modified assessments have executed a "Waiver of Notice of Hearing, Appeal and Right to Prepay."

WHEREAS, a second amended Exhibit A has been prepared which accurately sets forth correctly all final assessments and modifications as established by this ordinance and Ordinance No. 851A.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1,209. Section 1. Ordinance No. 851 and 851A are hereby amended to read as follows:

20-1,118. Section 1. Special assessments to pay the cost of said improvement, with accrued interest, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as set out on Exhibit A attached hereto.

20-1,119. Section 2. Such assessments with accrued interest are levied concurrently with general property taxes and shall be payable in ten (10) annual installments. The first installments shall be payable at the time of the first payment of general property taxes following the adopting and publication of this ordinance.

20-1,120. Section 3. All assessments shall bear interest at a rate not to exceed the maximum rate set by Kansas law.

20-1,121. Section 4. The owner of any property so assessed may at any time prior to May 29, 1985, pay the whole of the assessment against any lot or parcel of ground with interest accrued to the date of payment to the City Treasurer.
Section 5. Assessments not paid prior to May 29, 1985, shall be certified together with the interest accrued or to accrue by the City Clerk to the County Clerk, and collected in the same manner as other taxes.

Section 6. This ordinance shall take effect and be in force from and after its publication as provided by law.

Passed and approved by the Governing Body of the City of Leawood, Kansas, this 15th day of September, 1986, on first and second reading.

Approved by the Mayor this 15th day of September, 1986.

Jean Wise, Mayor

A. Oberlander, City Clerk

APPROVED FOR FORM: ___________________________, City Attorney

R.S. Wetzler
September 10, 1986

EXHIBIT A
SECOND AMENDED FINAL ASSESSMENT ROLLS

IMPROVEMENT DISTRICT 83-2
ROE AVENUE SOUTH OF 135th STREET (1/2 MILE)
CITY OF LEAWOOD, KANSAS

1. The East 68 acres of the Northwest 1/4 of Section 33,
   Township 13, Range 25, in the City of Leawood, Johnson
   County, Kansas.

   South Roe Development Company, a Missouri General Part-
   nership
   c/o Leo Eisenberg & Company
   800 Mercantile Tower
   Kansas City, Missouri 64106 $158,550.45

2. The North 1/2 of the Northeast 1/4 of Section 33, Township
   13, Range 25, in the City of Leawood, Johnson County,
   Kansas.

   Perry M. Sharp, Perry Clifford Sharp, Hazel Wells Sharp,
   and Louise Brewer, as Trustees of Trust A, created by a
   certain Trust Indenture dated the 22nd day of June, 1963.
   c/o Shyrock Realty
   4420 Madison, #190
   Kansas City, Missouri 64111 $77,436.15

3. The Southwest 1/4 of the Northeast 1/4 of Section 33, Town-
   ship 13, Range 25, in the City of Leawood, Johnson
   County, Kansas, except that part platted as Leawood
   Meadows, Second Plat and except that part platted as
   Leawood Meadows, Third Plat.

   Meadowlark Real Estate Inv.
   4007 West 137th Terrace
   Leawood, Kansas 66224 $58,435.52
4. Lots 56, 59, 60, 62, 63, 64, 65, 66, 67 of Leawood Meadows 3rd Plat, in the City of Leawood, Johnson County, Kansas.

Meadowlark Real Estate Investments
4007 West 137th Terrace
Leawood, Kansas 66224
$17,650.96

5. Lot 57 of Leawood Meadows, 3rd Plat, in the City of Leawood, Johnson County, Kansas.

James L. & Cheryl A. Banister
c/o. Hardees, P.W. Box 12920
Overland Park, Kansas 66212
$1.00

6. Lot 58 of Leawood Meadows, 3rd Plat, in the City of Leawood, Johnson County, Kansas.

Charles & Lisa Kaufman
4549 West 138th Terrace
Leawood, Kansas 66224
$1.00

7. Lot 61 of Leawood Meadows, 3rd Plat, in the City of Leawood, Johnson County, Kansas.

Wayne R. & Marguerite D. Johnson
4561 West 138th Terrace
Leawood, Kansas 66224
$1,961.22

TOTAL PROJECT COST $314,036.30

Tom E. Biesanz
Director of Public Works
AMENDED EXHIBIT A
STATE OF KANSAS: JOHNSON COUNTY, ss: Deanna Martens being first duly sworn, deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive day(s) (weeks, days) the first publication thereof being made as aforesaid on the 19th day of September, 1986, with subsequent publications being made on the following dates:

19

19

19

19

19

Subscribed and sworn to before me this day of September 1986.

NOTARY PUBLIC

My Commission expires: 3-1-88

Printer's Fee $ 1.15.

Additional copies $ 0.00

MARGUERITE B. BAKER
JOHNSON COUNTY, KANSAS
My Appointment Expires 3-1-88
AN ORDINANCE AMENDING ORDINANCE 851 AS APPROVED APRIL 29, 1985, WHICH ORDINANCE LEVIED ASSESSMENTS ON LOTS, PIECES AND PARCELS OF GROUND IN THE CITY OF LEAWOOD, KANSAS, FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTING IMPROVEMENTS TO ROE AVENUE FROM 135th STREET TO A DISTANCE OF 2,640 FEET, MORE OR LESS, SOUTH (IMPROVEMENT DISTRICT 83-2), AND THE COST OF THE SAME UPON THE RESPECTIVE PIECES OF PROPERTY LIABLE FOR SAID COST, ALL AS PROVIDED BY LAW AND PARTICULARLY SECTIONS 12-6a01 TO 12-6a18 INCLUSIVE, K.S.A., AS AMENDED.

WHEREAS, the Governing Body of the City of Leawood, Kansas, approved Ordinance No. 851 on April 29, 1985.

WHEREAS, said ordinance provided final assessment rolls for the following described improvement:

The construction of Roe Avenue from the Centerline of 135th Street (the North line of Section 33, Township 13, Range 25) Southerly to the Center of Section 33, Township 13, Range 25, a distance of 2,640 feet more or less. The improvement will be a 32 foot asphaltic concrete roadway with 8 foot grass shoulders and ditch sections. All improvements to be inclusive of storm drainage facilities, street lighting and other appurtenances;

WHEREAS, it has been determined that that said final assessment rolls which were attached to Ordinance No. 851 were not correct for the reason that certain property was erroneously included in computing said assessments.

WHEREAS, a new Exhibit A, which correctly reflects final assessments, has been prepared.

WHEREAS, all owners of property to be assessed have executed a "Waiver of Notice of Hearing, Appeal and Right to Prepay."

WHEREAS, said ordinance should be amended for the purpose of correcting Exhibit A.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE
CITY OF LEAWOOD, KANSAS:

Section 1. Ordinance No. 851 is hereby amended to read as follows:

Special assessments to pay the cost of said improvement, with accrued interest, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as set out on Exhibit A attached hereto.
Section 2. Such assessments with accrued interest are levied concurrently with general property taxes and shall be payable in ten (10) annual installments. The first installments shall be payable at the time of the first payment of general property taxes following the adopting and publication of this ordinance.

Section 3. All assessments shall bear interest at a rate not to exceed the maximum rate set by Kansas law.

Section 4. The owner of any property so assessed may at any time prior to May 29, 1985, pay the whole of the assessment against any lot or parcel of ground with interest accrued to the date of payment to the City Treasurer.

Section 5. Assessments not paid prior to May 29, 1985, shall be certified together with the interest accrued or to accrue by the City Clerk to the County Clerk, and collected in the same manner as other taxes.

Section 6. This ordinance shall take effect and be in force from and after its publication as provided by law.

Passed and approved by the Governing Body of the City of Leawood, Kansas, this 20th day of May, 1985, the Council having deemed this to be an emergency matter.

The City of Leawood, Kansas

Approved and Signed,

By: Jean Wise, Mayor

Oberlander, City Clerk

STATE OF KANSAS
COUNTY OF JOHNSON

Filed for Record

1985 MAY 28 11: 14:8
RUBIE M. SCOTT
REGISTER OF DEEDS
May 14, 1985

EXHIBIT A
CORRECTED FINAL ASSESSMENT ROLLS

-IMPROVEMENT DISTRICT 83-2
ROE AVENUE SOUTH OF 135th STREET (1/2 MILE)
CITY OF LEAWOOD, KANSAS

1. The East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas.

   South Roe Development Company, a Missouri General Partnership
   c/o Leo Eisenberg & Company
   800 Mercantile Tower
   Kansas City, Missouri 64106          $158,550.45

2. The North ½ of the Northeast ¼ of Section 33, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas.

   Perry M. Sharp, Perry Clifford Sharp, Hazel Wells Sharp, and Helen Louise Brewer, as Trustees of Trust A, created by a certain Trust Indenture dated the 22 day of June, 1963.
   c/o Shyrrock Realty
   4420 Madison #190
   Kansas City, Missouri 64111          $77,436.15

3. The Southwest ¼ of the Northeast ¼ of Section 33, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, except that part platted as Leawood Meadows, Second Plat and except that part platted as Leawood Meadows, Third Plat.

   Bopp Development Corp., a Kansas Corporation
   4007 West 137th Terrace
   Leawood, Kansas 66224               $58,435.52
4. Lot 61 and Lot 62 of Leawood Meadows, 3rd Plat in the City of Leawood, Johnson County, Kansas.

Meadowlark Real Estate Investments  
4007 West 137th Terrace  
Leawood, Kansas 66224  
$19,614.18

TOTAL PROJECT COST  
$314,036.30

NOTE: Properties have been assessed based on $61.292359 per front foot of abutting property.

Tom E. Bieszczat  
Director of Public Works
STATE OF KANSAS, JOHNSON COUNTY, as: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive

(weeks, days) the first publication thereof being made as aforesaid on the day of, 19__, with subsequent publications being made on the following dates:

______, 19____

______, 19____

Subscribed and sworn to before me this day of , 19__

NOTARY PUBLIC

My Commission expires: 3/11/98
Printer's Fee $ 0.32
Additional copies $
201.120 Section 3. All easements shall be located at a rate to be fixed by the Board of Equalization. A. The determination of any property tax lien prior to the date of this ordinance shall be based on the assessment against any parcel of ground or not assessed to the date of the ordinance.

201.122 Section 5. Amendments and corrections to this ordinance shall be certified to the City Clerk and shall be in the same manner and form as provided by law. Section 5.200. Section 6 of this amendment shall take effect and be in force and effect as provided by law. Section 5.200. The amendment shall be in force and effect as provided by law.

Passed and approved May 26, 1966, by the Mayor and City Council of the City of Leawood, Kansas, this 20th day of May, 1966, the Council hereby declaring this to be an emergency measure.

By an ordinance, Kansas

Approved and adopted by the Mayor, (By Mayor, Mayor) (City)

ATTEN:

(St. Louis Chamber of Commerce)

CITY OF LEAWOOD, KANSAS

Acme Wood Products, Inc.

May 26, 1966

Passed and approved by the Mayor and City Council of the City of Leawood, Kansas, this 20th day of May, 1966, the Council hereby declaring this to be an emergency measure.

By an ordinance, Kansas

Approved and adopted by the Mayor, (By Mayor, Mayor) (City)

ATTEN:

(St. Louis Chamber of Commerce)

CITY OF LEAWOOD, KANSAS

Acme Wood Products, Inc.

May 26, 1966

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By an ordinance, Kansas

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ATTEN:

(St. Louis Chamber of Commerce)

CITY OF LEAWOOD, KANSAS

Acme Wood Products, Inc.
May 3, 1985

This instrument has not been indexed against the legal description. LEAWOOD MEADOWS, THIRD PLAT is in the SW¼ of the NE¼ of Sec. 33, Twp. 13, Range 25. You will need to make the necessary corrections in the legal description and refile the instrument. When you refile, you will need to state the reason for refiling on the instrument and pay the filing fee again.

Thank you,
LW

Instrument#1529678
Vol. 2153 - pg. 451
AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF GROUND IN THE CITY OF LEAWOOD, KANSAS, FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTING IMPROVEMENTS TO ROE AVENUE FROM 135TH STREET TO A DISTANCE OF 2,640 FEET, MORE OR LESS, SOUTH (IMPROVEMENT DISTRICT: 83-2), AND THE COST OF THE SAME UPON THE RESPECTIVE PIECES OF PROPERTY LIABLE FOR SAID COST, "AS PROVIDED BY LAW AND PARTICULARLY SECTIONS 12-6501 TO 12-6518 INCLUSIVE, K.S.A., AS AMENDED." -

WHEREAS, pursuant to proceedings regularly had according to law, contracts have been let for the following improvement in the City of Leawood, Kansas:

The construction of Roe Avenue from the Centerline of 135th Street (the North line of Section 33, Township 13, Range 25) Southerly to the Center of Section 33, Township 13, Range 25, a distance of 2,640 feet more or less. The improvement will be a 32 foot asphaltic concrete roadway with 8 foot grass shoulders and ditch sections. All improvements to be inclusive of storm drainage facilities, street lighting and other appurtenances;

and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total cost of such improvement is $314,036.30 and that 100% of the total cost thereof be assessed against the improvement district and none to be paid by the City at large in conformance with Resolution 632 pertaining to City policy with respect to the improvement district; and

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1,113: Section 1. Special assessments to pay the cost of said improvement, with accrued interest, be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as set out on Exhibit A attached hereto.

20-1,119: Section 2. Such assessments with accrued interest are levied concurrently with general property taxes and shall be payable in ten (10) annual installments. The first installments shall be
payable at the time of the first payment of general property taxes following the adopting and publication of this ordinance.

20-1,120 Section 3. All assessments shall bear interest at a rate not to exceed the maximum rate set by Kansas law.

20-1,121 Section 4. The owner of any property so assessed may at any time prior to May 29, 1985, pay the whole of the assessment against any lot or parcel of ground with interest accrued to the date of payment to the City Treasurer.

20-1,122 Section 5. Assessments not paid prior to May 29, 1985, shall be certified together with the interest accrued or to accrue by the City Clerk to the County Clerk, and collected in the same manner as other taxes.

Section 6. This ordinance shall take effect and be in force from and after its publication as provided by law.

PASSED AND APPROVED by the Governing Body of the City of Leawood, Kansas this 29th day of April, 1985, the Council having deemed this to be an emergency matter.

THE CITY OF LEAWOOD, KANSAS
APPROVED AND SIGNED

By Randy Jacob, Mayor

J. Oberlander, City Clerk
April 15, 1985

EXHIBIT A

FINAL ASSESSMENT ROLLS

IMPROVEMENT DISTRICT 83-2
ROE AVENUE SOUTH OF 135TH STREET (½ MILE)
CITY OF LEAWOOD, KANSAS

1. The East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas.

   South Roe Development Company, a Missouri General Partnership
c/o Leo Eisenberg & Company
800 Mercantile Tower
Kansas City, Missouri 64106

   $157,018.15

2. The North ¼ of the Northeast ¼ of Section 33, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas.

   Perry M. Sharp, Perry Clifford Sharp, Hazel Wells Sharp, and Helen Louise Brewer, as Trustees of Trust A, created by a certain Trust Indenture dated the 22 day of June, 1963.
c/o Shyrock Realty
4420 Madison #190
Kansas City, Missouri 64111

   $76,687.77

3. The Southwest ¼ of the Northeast ¼ of Section 33, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, except that part platted as Leawood Meadows, Second Plat.

   Bopp Development Corp., a Kansas Corporation
4007 West 137th Terrace
Shawnee Mission, Kansas 66224

   $80,330.38

TOTAL PROJECT COST

   $314,036.30

NOTE: Properties have been assessed based on $60.70 per front foot of abutting property.

Tom E. Bieschotz
Director of Public Works
April 15, 1985
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn,
Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY
SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of
general circulation in JOHNSON County, Kansas, with a general paid circulation on a
yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade,
religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been
so published continuously and uninterruptedly in said county and state for a period of
more than five years prior to the first publication of said notice; and has been admitted
at the post office of SHAWNEE MISSION, KANSAS in said County as a second class
matter.

That the attached notice is a true copy thereof and was published in the regular and
entire issue of said newspaper for ___ consecutive
(weeks, days) the first publication thereof being made as
aforesaid on the ___ day of, May 19___, with subsequent
publications being made on the following dates:

____________________________________, 19___

____________________________________, 19___

____________________________________, 19___

____________________________________, 19___

Betty J. Jones

____________________________________
Marguerite E. Baker
NOTARY PUBLIC

My Commission expires: 3-11-88

Printer’s Fee $ 33.71

Additional copies $
AFFIDAVIT

First Exhibited to the Johnson County Court, Wednesday, May 10, 19---


WHEREAS, pursuant to proceedings regularly had according the law, contracts have been let for the following improvements in the City of Leawood, Kansas:

The construction of the aforesaid road from the "Comal" Fire at 130th Street to the intersection of 39th Street and 13th Street

The aforesaid road having been completed and accepted for public use, it is hereby declared that the total cost of such improvement is $234,606.30 and that 100% thereof have been paid and the balance in the amount of $234,606.30 is being levied on the several lots, parcels and parcels of land within the said improvements for said improvement as set forth in Exhibit A attached hereto.

NOW, THEREFORE, BE IT ORDAINED by the GOVERNING BODY OF THE CITY OF LEWISNOWD

203.1.08 Section 1. Special assessments to pay the cost of said improvements, with interest thereon, at the rate of interest are levied concurrently with the property taxes and shall include the following assessments:

203.1.08 Section 3. Assessments shall bear interest at the rate of 6% per annum on the assessments made

203.1.08 Section 5. Assessments not paid prior to May 20, 19--- shall be recorded together with the deed record or to be served by the City Clerk to the County Clerk, and collected in the same manner as other taxes.

Section 6. This ordinance shall take effect and be in force from the date of publication as provided by law.

PASSED AND APPROVED by the Governing Body of the City of Leawood, Kansas, this 3rd day of April, 19---, and the Council having deemed this to be an emergency matter,

THE CITY OF LEWESNOWD

APPROVED AND ADOPTED by:

MAYOR

ATTORNEY

[Signature]
City Clerk

APPROVED AS TO FORM

CAROL W. (IVENS
City Attorney

EXHIBIT A

FINAL ASSESSMENT

IMPROVEMENT DISTRICT 89-29
ROE AVENUE SOUTH
100TH STREET

LEWESNOWD, KANSAS

1. The East 68 acres of the Northwest 1/4 of Section 33, Township 33, Range 25, in the City of Leawood, Johnson County, Kansas.

2. The West 68 acres of the Northwest 1/4 of Section 33, Township 33, Range 25, in the City of Leawood, Johnson County, Kansas.

3. The Southeast 1/4 of the Northwest 1/4 of Section 33, Township 33, Range 25, in the City of Leawood, Johnson County, Kansas, except that part platted as Leawood Manor, Subdivision.

4. The Northwest 1/4 of the Northeast 1/4 of Section 33, Township 33, Range 25, in the City of Leawood, Johnson County, Kansas.

5. The Southeast 1/4 of the Northeast 1/4 of Section 33, Township 33, Range 25, in the City of Leawood, Johnson County, Kansas, except that part platted as Leawood Manor, Subdivision.

Note: The above tract have been assessed based on $50.00 per front foot value by the County.
AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF
GROUND IN THE CITY OF LEAWOOD, KANSAS, FOR THE PURPOSE OF PAYING
THE COST OF CONSTRUCTING IMPROVEMENTS TO 127TH STREET BETWEEN
ROE AVENUE AND MISSION ROAD, A DISTANCE OF APPROXIMATELY 2,640
FEET (IMPROVEMENT DISTRICT 83-1), AND THE COST OF THE SAME UPON
THE RESPECTIVE PIECES OF PROPERTY LIABLE FOR SAID COST, ALL AS
PROVIDED BY LAW AND PARTICULARLY SECTIONS 12-6a01 TO 12-6a18
INCLUSIVE, K.S.A., AS AMENDED.

WHEREAS, pursuant to proceedings regularly had according to
law, contracts have been let for the following improvement in the
City of Leawood, Kansas:

The construction and improvements of 127th Street,
from the center line of Roe Avenue (the west line
of the northeast quarter of Section 28, Township 13,
Range 25) to the center line of Mission Road (east
line of the northeast quarter, Section 28, Township
13, Range 25), a distance of 2,640 feet more or less.
The improvements will be a 36 foot roadway in width,
back to back with curb, all improvements to be
inclusive of the storm drainage facilities, street
lighting and other appurtenances.

and such contracts have been duly performed, and

WHEREAS, the Governing Body has determined that the total
cost of such improvement is $606,741.71 and that 100% of the
total cost thereof be assessed against the improvement district
and none to be paid by the City at large in conformance with
Resolution No. 617 pertaining to City policy with respect to the
improvement district; and

WHEREAS, said Governing Body has, after due notice, met and
determined the amount of such special assessments.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE
CITY OF LEAWOOD, KANSAS:

20-1,113 Section 1. Special assessments to pay the cost of said
improvement, with accrued interest, be and the same are hereby
levied against the several lots, pieces and parcels of land liable
for special assessment for said improvement as set out on Exhibit
A attached hereto.

20-1,114 Section 2. Such assessments with accrued interest are levied
concurrently with general property taxes and shall be payable in
ten annual installments. The first installment shall be payable

THIS INSTRUMENT IS BEING RE-FILED SO THAT
IT CAN BE INDEXED TO THE WOODLANDS 2nd PLAT.
at the time of the first payment of general property taxes following
the adopting and publication of this ordinance.

Section 3. All assessments shall bear interest at a rate not
to exceed the maximum rate set by Kansas law.

Section 4. The owner of any property so assessed may at any
time prior to May 29, 1985, pay the whole of the assessment against
any lot or parcel of ground with interest accrued to the date of
payment to the City Treasurer.

Section 5. Assessments not paid prior to May 29, 1985, shall
be certified together with the interest accrued or to accrue by
the City Clerk to the County Clerk, and collected in the same manner
as other taxes.

Section 6. This ordinance shall take effect and be in force
from and after its publication as provided by law.

PASSED AND APPROVED by the Governing Body of the City of
Leawood, Kansas this 29th day of April, 1985, the Council having
deemed this to be an emergency matter.

THE CITY OF LEAWOOD, KANSAS

APPROVED AND SIGNED

By

Randy Jacob, Mayor

ATTEST

J. Oberlander, City Clerk
April 12, 1985

EXHIBIT A

FINAL ASSESSMENT ROLLS

IMPROVEMENT DISTRICT 83-1
127TH STREET - ROE AVENUE TO MISSION ROAD
CITY OF LEAWOOD, KANSAS

1. Lots 1, 2, 3, 4, 6, 9, Block 1; Lots 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15 Block 2; Lots 1, 3, 4, 5 Block 3 and Tract A
AIMTREE MANOR, a subdivision in the City of Leawood, Johnson County, Kansas.

Signature Properties, Inc.
10955 Granada
Shawnee Mission, Kansas 66211
$ 53,061.81

2. Lot 5, Block 1, AIMTREE MANOR, a subdivision in the City of
Leawood, Johnson County, Kansas.

Donald F. Wheelock and Virginia O. Wheelock
4100 West 126th Street
Shawnee Mission, Kansas 66209
$ 2,428.95

3. Lot 7, Block 1; Lot 8, Block 1; Lot 1 Block 2, AIMTREE MANOR,
a subdivision in the City of Leawood, Johnson County, Kansas.

Cowan Homes Inc.
10955 Granada
Shawnee Mission, Kansas 66211
$ 6,816.12

4. Lot 2, Block 2, AIMTREE MANOR, a subdivision in the City of
Leawood, Johnson County, Kansas.

Don Donahoo Custom Homes, Inc.
11429 West 105th Street
Shawnee Mission, Kansas 66214
$ 1,944.91

5. Lot 7, Block 2, AIMTREE MANOR, a subdivision in the City of
Leawood, Johnson County, Kansas.

John T. Brady & Sons
3109 West 121st
Shawnee Mission, Kansas 66209
$ 2,025.60

6. Lot 2, Block 3, AIMTREE MANOR, a subdivision in the City of
Leawood, Johnson County, Kansas.

Glenn M. Schwab, Trustee
4200 West 127th
Shawnee Mission, Kansas 66209
7. The North 1/2 of the Southeast 1/4 of the Southeast 1/4 of Section 21, Township 13, Range 25, Johnson County, Kansas.

A.W. Doepke and Martha Jo Doepke
12500 Mission Road
Shawnee Mission, Kansas 66209 $ 1.00/Year

8. Lots 7 and 10, Block 1; Lots 1 and 4, Block 3; Lots 21, 22 and 24, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Patrician Woods Development
10204 Ensley Lane
Shawnee Mission, Kansas 66206 $ 10,437.99

9. Lot 2, Block 1 and Lot 20, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Walls & Holthaus, Inc.
Route #2 Box 57M
Spring Hill, Kansas 66083 $ 3,194.98

10. Lot 3, Block 1, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Cowan Homes, Inc.
500 Duke Gibson Dr.
Kansas City, Missouri 64145 $ 1,983.04

11. Lot 4, Block 1, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

C.M. Melliar-Smith and Pat I. Melliar-Smith
4502 West 125th Terrace
Shawnee Mission, Kansas 66209 $ 2,157.24

12. Lot 5, Block 1, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Willis D. Skinner and Constance I. Skinner
4500 West 125th Terrace
Shawnee Mission, Kansas 66209 $ 1,581.28

13. Lot 6, Block 1 and Lot 7, Block 3; PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Mercer Builders, Inc.
11179 Grandview
Shawnee Mission, Kansas 66210 $ 3,224.87

14. Lot 8, Block 1, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Mark K. Daly and Patricia D. Daly
4400 West 125th Terrace
Shawnee Mission, Kansas 66209 $ 1,350.68
15. Lot 9, Block 1, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Earth Enterprises, Inc.
P.O. Box 237
Stanley, Kansas 66223 $ 1,400.52

16. Lot 11, Block 1, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Frank T. Noto and Eileen Noto
4300 West 125th Terrace
Shawnee Mission, Kansas 66209 $ 1,672.75

17. Lot 2, Block 3, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Norman C. Tombs
4507 West 126th
Shawnee Mission, Kansas 66209 $ 1,294.83

18. Lot 3 Block 3; and Lot 7 Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Jerry E. Hinton Construction, Inc.
12740 Reeder
Shawnee Mission, Kansas 66213 $ 3,408.57

19. Lot 5, Block 3, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Ronald F. Vaughn and Darlene J. Vaughn
12600 West 76th
Shawnee Mission, Kansas 66216 $ 1,595.74

20. Lot 6, Block 3, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Kenneth A. West and Karen G. West
9108 West 73rd
Shawnee Mission, Kansas 66204 $ 1,931.09

21. Lot 8, Block 3, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Reginald M. Jamieson and Betty M. Jamieson
4403 West 126th Terrace
Shawnee Mission, Kansas 66209 $ 1,666.00

22. Lot 9, Block 3, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

James B. Dehner and Norma J. Dehner
4401 West 126th
Shawnee Mission, Kansas 66209 $ 1,575.89
OWNERSHIP - Continuation Page 4

23. Lot 1, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Stan A. Reigel and Sandra K. Reigel
4504 West 126th
Shawnee Mission, Kansas 66209 $ 1,564.80

24. Lot 2, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

French Enterprises, Inc.
4200 West 110th Terrace
Shawnee Mission, Kansas 66211 $ 1,315.39

25. Lot 3, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

William R. Gibbs and Mercedes Gibbs
4405 West 125th Terrace
Shawnee Mission, Kansas 66209 $ 1,294.48

26. Lot 4, Block 4 and Lot 23, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Clifton E. Burnett, Jr. and Lorena M. Burnett
P.O. Box 7804
Shawnee Mission, Kansas 66207 $ 3,078.90

27. Lot 5, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

John F. Wille and Marlene E. Wille
4401 West 125th Terrace
Leawood, Kansas 66209 $ 1,249.87

28. Lot 6, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Steven L. Weiss and Linda B. Weiss
4307 West 125th Terrace
Shawnee Mission, Kansas 66209 $ 1,288.41

29. Lot 8, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

Warren D. Gardner and Delores J. Gardner
4303 West 125th Terrace
Shawnee Mission, Kansas 66209 $ 1,265.56

30. Lot 25, Block 4, PATRICIAN WOODS, a subdivision in the City of Leawood, Johnson County, Kansas.

R. Stewart Darnall, Jr. and Helen Darnall, 1/2 interest and Tony W. Ross, 1/2 interest
9877 West 83rd
Shawnee Mission, Kansas 66204 $ 1,520.86
OWNERSHIP - Continuation Page 5

31. Lots 1, 3, 4, 5, 6, Block 2; and Lot 10, Block 3; Lots 12, 14, 15, 17, 18, Block 4; PATRICIAN WOODS SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Patrician Woods Development
10204 Ensley Lane
Shawnee Mission, Kansas 66206

$ 16,967.13

32. Lot 2, Block 2, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Emil R. Kornfeind and Janet L. Kornfeind
12503 Delmar
Shawnee Mission, Kansas 66210

$ 2,096.87

33. Lot 7, Block 2, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Bob Dulin Builder, Inc.
8333 Northern
Raytown, Missouri 64138

$ 1,482.15

34. Lot 8, Block 2, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

David G. Mook and Vicki L. Mook
12515 Delmar
Shawnee Mission, Kansas 66209

$ 1,748.26

35. Lot 11 and the West 3 feet of Lot 12, Block 3, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Joseph W. Amick and Linda W. Amick
4305 West 126th
Shawnee Mission, Kansas 66209

$ 2,080.97

36. Lot 12, except the West 3 feet thereof, Block 3, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Bob Dullin Corporation
4303 West 126th
Shawnee Mission, Kansas 66209

$ 2,043.23

37. Lot 9 and the Northerly 1 foot of Lot 10, Block 4, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

James R. Wining and Lisa D. Wining
12052 Delmar
Shawnee Mission, Kansas 66210

$ 1,683.09
38. Lot 10, except the Northerly 1 foot thereof, Block 4, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

James C. Boon II and Elizabeth N. Boon
12054 Delmar
Shawnee Mission, Kansas 66210 $ 1,694.60

39. Lot 11, Block 4, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Buddy Soloff Homes, Inc.
4001 West 110th
Shawnee Mission, Kansas 66211 $ 1,426.37

40. Lot 13, Block 4, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Chesapeake Homes, Inc.
12707 West 75th Terrace
Shawnee Mission, Kansas 66216 $ 1,743.25

41. Lot 16, Block 4, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Gary G. Harden and Margaret O. Harden
12501 Granada
Shawnee Mission, Kansas 66209 $ 1,836.38

42. Lot 19, Block 4, PATRICIAN WOODS, SECOND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Joe A. Crutcher and Barbara A. Crutcher
12054 Granada Lane
Shawnee Mission, Kansas 66210 $ 2,075.18

43. Lots 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18, Block 2; Lots 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 25, and 26, Block 3; PATRICIAN WOODS, THIRD PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Patrician Woods Development
10204 Ensley Lane
Shawnee Mission, Kansas 66204 $ 46,151.24

44. Lot 13, Block 3, PATRICIAN WOODS, THIRD PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Thomas King and Deborah King
8740 Norwood
Shawnee Mission, Kansas 66206 $ 2,001.96

45. Lot 18, Block 3, PATRICIAN WOODS, THIRD PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Daniel J. Cates and Juhree R. Cates
4308 West 126th Terrace
Shawnee Mission, Kansas 66210 $ 2,932.17
46. Lot 27, Block 3, PATRICIAN WOODS, THIRD PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Carl W. Kurz, Jr. and Excie J. Kurz
12610 Granada Lane
Shawnee Mission, Kansas 66208 $ 2,187.96

47. The East 1/2 of the Northeast 1/4 of Section 28, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, except that part in roads

L&A Development Co.
7600 West 110th
Shawnee Mission, Kansas 66210 $168,138.98

48. The West 1/2 of the Northeast 1/4 of Section 28, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, except that part platted and except that part in roads.

Lynn A. Goodman, Sally N. Goodman and Dennis R. Duncan
P.O. Box 12654
Shawnee Mission, Kansas 66212 $25,678.19

49. Lot 1, Block 1, THE WOODLANDS, 1ST PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Warren R. Schack and Jean K. Schack
12700 Granada
Shawnee Mission, Kansas 66209 $2,078.74

50. Lot 2, Block 1, THE WOODLANDS, 1ST PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

Jerry D. Copeland and Janice Copeland
4644 West 127th Terrace
Shawnee Mission, Kansas 66209 $2,325.31

51. Lot 3, Block 1, THE WOODLANDS 1ST PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

George E. Kauffman and Stephanie W. Kauffman
4648 West 127th Terrace
Shawnee Mission, Kansas 66209 $3,295.21

52. Lot 4, Block 1, THE WOODLANDS 1ST PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.

John Slatinsky & Son, Inc.
10205 Mission Road
Shawnee Mission, Kansas 66206 $3,098.37

53. Lots 5, 7, 8, 13, and 15, Block 1; Lots 1, 2, 3, 4, 5 Block 2; Lots 1, 25, 27 Block 3; Lots 2, 3, 5, 18, 21, 22, and 23, Block 4
THE WOODLANDS, 1ST PLAT, a subdivision in the City of Leawood, Johnson County, Kansas.
53. continued:
Lynn A. Goodman, Sally N. Goodman, Dennis R. Duncan
P.O. Box 12654
Shawnee Mission, Kansas  66212
$ 34,157.99

54. Lot 6, Block 1; Lot 10, Block 1; Lot 12, Block 1; Lot 26, Block 3;
Lot 17, Block 4 and Lot 20, Block 4, THE WOODLANDS, 1ST PLAT,
a subdivision in the City of Leawood, Johnson County, Kansas.

Lynn Goodman Homes, Inc.
P.O. Box 12654
Shawnee Mission, Kansas  66212
$10,777.07

55. Lot 9, Block 1, THE WOODLANDS, 1ST PLAT, a subdivision in the
City of Leawood, Johnson County, Kansas

Orlando B. Boling and Mary Linda Boling
12748 Granada
Shawnee Mission, Kansas  66209
$ 1,790.64

56. Lot 7, Block 4 and Lot 11, Block 1, THE WOODLANDS, 1ST PLAT,
a subdivision in the City of Leawood, Johnson County, Kansas.

Freshwater Homes, Inc.
P.O. Box 12314
Overland Park, Kansas  66212
$ 3,071.04

57. Lot 19, Block 4 and Lot 14, Block 1, THE WOODLANDS, 1ST PLAT,
a subdivision in the City of Leawood, Johnson County, Kansas.

Dennis Duncan, Inc.
P.O. Box 12483
Shawnee Mission, Kansas  66212
$ 3,575.98

58. Lot 1, Block 4, THE WOODLANDS, 1ST PLAT, a subdivision in the
City of Leawood, Johnson County, Kansas.

Charles P. Mentesana and Carol Mentesana
1115 East 109th Terrace
Kansas City, Missouri  64131
$ 1,823.35

59. Lot 4, Block 4, THE WOODLANDS, 1ST PLAT, a subdivision in the
City of Leawood, Johnson County, Kansas.

David R. McLachlan and Carolyn R. McLachlan
12808 Granada Road
Shawnee Mission, Kansas  66212
$ 2,258.98

60. Lot 6, Block 4, THE WOODLANDS, 1ST PLAT, a subdivision in the
City of Leawood, Johnson County, Kansas.

F.W. Farley Builders, Inc.
Route #1 Box 252A
Cleveland, Missouri  64734
$ 1,600.68
61. Lots 6 thru 27, Block 2; Lots 2 thru 5, Block 3, THE WOODLANDS, 2ND PLAT, a subdivision in the City of Leawood, Johnson County, Kansas

Lynn A. Goodman, Sally N. Goodman, Dennis R. Duncan
P. O. Box 12654
Shawnee Mission, Kansas 66212

Cost to City at Large

$44,415.50

Total Project Cost

$87,983.39

$606,741.70

NOTES:

1. Properties have been assessed based on $0.100997029 per square foot of net area.

2. The cost to the City at large shall be reassessed to the Doepke property if and when this property is subdivided or developed. Until such subdividing or development occurs, this property shall be assessed at $1.00 per year.
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, , 19 , with subsequent publications being made on the following dates:

, 19

, 19

, 19

, 19

Subscribe and sworn to before me this day of , 19 .

NOTARY PUBLIC

My Commission expires: 3-15-88
Printer's Fee $ 5.00
Additional copies $
AN ORDINANCE AUTHORIZING THE ISSUANCE OF TEMPORARY NOTES OF THE CITY OF LEAWOOD, KANSAS, IN THE PRINCIPAL SUM OF ONE MILLION SIX HUNDRED FIFTY THOUSAND DOLLARS ($1,650,000), TO PROVIDE TEMPORARY FINANCING FOR RECONSTRUCTING AND REFIGURING 103RD STREET FROM MISSION ROAD TO STATE LINE ROAD BY RESURFACING, WIDENING CERTAIN SECTIONS OF SAID ROADWAY, REALIGNING PORTIONS OF THE 103RD STREET AND LEE BOULEVARD INTERSECTION, BY STORM DRAINAGE AND CURB IMPROVEMENTS AND BY SUCH OTHER RECONSTRUCTION AS IS NECESSARY TO COMPLETE THE IMPROVEMENTS, THE COST OF WHICH IMPROVEMENTS WILL BE PAID BY THE CITY BY THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the Governing Body of the City of Leawood has heretofore adopted Resolution No. 642 making findings of advisability and authorizing reconstruction and refiguring of 103rd Street from Mission Road to State Line Road in the City of Leawood, Kansas as described in said Resolution No. 642, pursuant to proceedings under K.S.A. 12-685, et. seq.; and

WHEREAS, it has been determined that the estimated cost of such roadway and intersection improvements will be in the sum of One Million Six Hundred Fifty Thousand Dollars ($1,650,000); and

WHEREAS, all legal requirements pertaining to the authorization of said improvements have been complied with and that the issuance of temporary notes is and will be required to finance such reconstruction and improvement costs including necessary engineering, legal and incidental costs, all as authorized by K.S.A. 12-685, et. seq., and K.S.A. 10-123 and all acts amendatory thereto;

NOW, THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1,111 AUTHORIZATION, INTEREST AND MATURITY. Section 1. That for the purpose of paying the cost of making the improvements described and referred to in the title and preamble of this ordinance, including the payment of necessary engineering, legal and other incidental costs, there shall be issued temporary notes of the City of Leawood, Kansas, in the total principal amount of One Million Six Hundred Fifty Thousand Dollars ($1,650,000), which amount does not exceed the total estimated costs of said improvements. Said issue shall consist of one or more notes designated L.I.D. 85-1, Section 1, said notes being in denominations of $100,000 or integral multiples thereof and bearing interest at a rate not to exceed 5.97 percent (5.97%) per annum, payable at maturity. Said notes shall mature on May 14, 1986, and shall be callable in advance of maturity at any time upon not less than seven (7) days notice to the holder thereof given by publication in the official City newspaper or in writing mailed to such
holder, and shall be redeemed and cancelled before or at the time general obligation bonds are issued in lieu thereof. Said notes are issued under the authority of K.S.A. 12-685 et. seq. and K.S.A. 10-123 and all acts amendatory and supplementary thereto.

20-1.12 EXECUTION AND PAYMENT. Section 2. Said notes shall be in the form and shall be executed as provided by law, both principal thereof and interest thereon shall be paid at the office of the City Clerk of Leawood, Kansas.

The full faith and credit of the City is hereby pledged to the payment of said notes.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in full force from and after its passage and publication in the official City newspaper.

First Reading: 4/15/85 Second Reading: 4/29/85

Passed by the Governing Body this 29th day of April, 1985.

Approved by the Mayor this 29th day of April, 1985.

Randy Jacob, Mayor

J. Oberlander, City Clerk

APPROVED FOR FORM AND CONTENT: R. S. Wettler

City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterrupted in said state and county for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of , 19 , with subsequent publications being made on the following dates:

Subscribe and sworn to before me this day of , 19 .

My Commission expires: 

Printer’s Fee $ Additional copies $
AN ORDINANCE AUTHORIZING THE ISSUANCE OF TEMPORARY NOTES OF THE CITY OF LEAWOOD, KANSAS, IN THE PRINCIPAL SUM OF ONE MILLION DOLLARS ($1,000,000), TO PROVIDE TEMPORARY FINANCING FOR CONSTRUCTION OF MISSION ROAD BETWEEN 127TH STREET AND 135TH STREET IN THE CITY OF LEAWOOD, KANSAS, THE COST OF WHICH IMPROVEMENTS WILL BE PAID BY THE CITY BY THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the Governing Body of the City of Leawood has heretofore adopted Resolution No. 663 making findings of advisability and authorizing construction of Mission Road between 127th Street and 135th Street in the City of Leawood, Kansas, as described in said Resolution No. 663, pursuant to proceedings under K.S.A. 12-6(a)01, et. seq.; and

WHEREAS, it has been determined that the estimated cost of construction of said roadway improvements will be in the sum of One Million Dollars ($1,000,000); and

WHEREAS, all legal requirements pertaining to the authorization of said improvements have been complied with and that the issuance of temporary notes is and will be required to finance such construction costs including necessary engineering, legal and incidental costs, all as authorized by K.S.A. 12-6(a)01, et. seq., and K.S.A. 10-123 and all acts amendatory thereto;

NOW, THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:

20-1109. AUTHORIZATION, INTEREST AND MATURITY. Section 1. That for the purpose of paying the cost of making the improvements described and referred to in the title and preamble of this ordinance, including the payment of necessary engineering, legal and other incidental costs, there shall be issued temporary notes of the City of Leawood, Kansas, in the total principal amount of One Million Dollars ($1,000,000), which amount does not exceed the total estimated costs of said improvements. Said issue shall consist of one or more notes designated L.I.D. 85-1, Section 1, said notes being in denominations of $100,000 or integral multiples thereof and bearing interest at a rate not to exceed 5.97 percent (5.97 per annum, payable at maturity. Said notes shall mature on May 14, 1986, and shall be callable in advance of maturity at any time upon not less than seven (7) days notice to the holder thereof given by publication in the official City newspaper or in writing mailed to such holder, and shall be redeemed and cancelled before or at the time general obligation bonds are issued in lieu thereof. Said notes are issued under the authority of K.S.A. 12-6(a)01, et. seq. and K.S.A. 10-123 and all acts amendatory and supplementary thereto.
20-1,110 EXECUTION AND PAYMENT. Section 2. Said notes shall be in the form and shall be executed as provided by law, both principal thereof and interest thereon shall be paid at the office of the City Clerk of Leawood, Kansas.

The full faith and credit of the City is hereby pledged to the payment of said notes.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in full force from and after its passage and publication in the official City newspaper.

First Reading: 4/15/85 Second Reading: 4/29/85

Passed by the Governing Body this 29th day of April, 1985.

Approved by the Mayor this 29th day of April, 1985.

Randy Jacob, Mayor

S. Oberlander, City Clerk

APPROVED FOR FORM AND CONTENT: S. Wetzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON COUNTY, Kansas, with a general paid circulation on a yearly basis in JOHNSON COUNTY, Kansas; and that said newspaper is not a trade, religious or fraternal publication.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper consecutively (weeks, days) the first publication thereof being made as aforesaid on the 10th day of ,1983, with subsequent publications being made on the following dates:

Subscribed and sworn to before me this 29th day of ,1983.

Notary Public

My Commission expires: 2/3/89

Printer's Fee $ Additional copies $
ORDINANCE NO. 847 C

AN ORDINANCE RELATING TO SNOW AND ICE REMOVAL FROM SIDEWALKS, AND REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Section 13-1A16 of the "Code of the City of Leawood, Kansas, 1984" is hereby repealed, and the following enacted in lieu thereof:

13-1A16. SNOW AND ICE TO BE REMOVED. Section 2. It is hereby made the duty of the owner and/or the occupant of any lots abutting upon any sidewalks to cause all snow and ice to be removed from such sidewalks when deemed necessary in the interest of public safety.

VALIDITY OF ORDINANCE. Section 3. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 4. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 4/1/85 Second Reading: 4/15/85

Passed by the Governing Body this 15th day of April, 1985.

Approved by the Mayor this 15th day of April, 1985.

Randy Jacob
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Metzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for _______ consecutive

(weeks, days) the first publication thereof being made as aforesaid on the ________ day of, April 19 ____, with subsequent publications being made on the following dates:

_________________________________________ 19 __________

_________________________________________ 19 __________

_________________________________________ 19 __________

_________________________________________ 19 __________

_________________________________________ 19 __________

_________________________________________ 19 __________

_________________________________________ 19 __________

_________________________________________ 19 __________

Subscribe and sworn to before me this ________ day of, April 19 ____. 85

_________________________________________ 19 85

NOTARY PUBLIC

My Commission expires: 19 85
Printer's Fee $ 19 51
Additional copies $
ORDINANCE NO. 846

AN ORDINANCE AMENDING THE "ZONING ORDINANCE OF APRIL 17, 1978," AND REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 15-2003 of the "Zoning Ordinance of Leawood, Kansas, April 17, 1978," as adopted by the "Code of the City of Leawood, Kansas, 1984" (Section 16-201), is hereby repealed and the following enacted in lieu thereof.

Section 15-2004 is hereby added to the "Zoning Ordinance", to read as follows.

15-2003. PERMITTED ACCESSORY USES. Section 2. The following uses shall be permitted as accessory to the main uses permitted in this regulation:

A. In Districts A, AR-1, AR-2, R-1, RP-1 and RP-2

1. Home occupations: Non-residential activities shall be permitted in an agricultural or residential district only under the following conditions and restrictions:
   a. No business building or structure shall be constructed or installed.
   b. No business shall be converted to or totally used for any business purpose.
   c. The character and appearance of the premises shall not be changed by a business activity.
   d. No signs, material or equipment visible from outside the building shall be permitted in connection with any business activity.
   e. Noise, odors or other effects and vehicular or pedestrian activity or parking in excess of normal residential levels shall not be permitted.
   f. No persons, other than members of the immediate residing family shall be employed or involved in any business activity on the premises.
   g. No stock in trade, commodities for sale, or solicitation shall be involved on the premises.
   h. The primary use of the building in which the occupation is situated is clearly the dwelling used by the person as his or her private residence.

2. Animals: Horses, ponies, cows, chickens or other animals may be kept on a lot or tract of three acres or more in size in District A only.

3. Hobby Activity and Additional Uses: A hobby activity may be operated as an accessory use by the occupant of the premises purely for personal enjoyment, amusement or recreation, provided that the articles produced or constructed are not sold either on or off the premises.
ORDINANCE NO. 846 C
re Amending the Zoning Ordinance

B. In Districts RP-3 through RP-6

1. Uses: In the RP-3 through RP-6 districts, accessory uses are as follows: parking areas, signs as permitted by this regulation, recreation areas including tenant-used swimming pools and minor recreation buildings, trash collection centers, power generators, vending machines located inside the building for tenant use and other similar uses. Home occupations will be allowed provided that the following conditions and restrictions shall apply to each operation:

   a. The primary use of the building or apartment in which the occupation is situated is clearly the dwelling used by the person as his or her private dwelling.
   b. No assistant other than a member of the immediate family household is employed.
   c. No equipment or machinery is used in such activities that is perceptible off the premises by reason of noise, smoke, odor, dust, radiation, electrical interference or vibration.
   d. Parking shall be handled in such a manner as to not impede or hinder traffic on any public right-of-way or street.
   e. No inventory other than immediate samples are stored on the premises.
   f. Sale of merchandise or sales meetings are not conducted on the premises.
   g. No service is rendered within the dwelling that will require customer presence.

C. In Districts CP-O and CP-I

1. Uses: In the CP-O and CP-I districts, accessory uses are as follows: parking areas, signs as permitted by this ordinance, food service and vending machines inside the building, private garage for motor vehicles, apartment for maintenance personnel, low-level exterior lighting, radio, television or microwave antennae not exceeding 60 feet in height, flagpoles, cooling towers and other similar uses.

D. In District CP-2

1. Uses: In the CP-2 district, accessory uses are as follows: parking areas, signs as permitted by this ordinance, flood lighting and other similar uses. Washing and other passenger car cleaning shall be permitted as an accessory use in service stations, provided such washing and cleaning shall not utilize more than 1 car stall, shall be a part of the main building, and shall not be open for use during hours when the service station is closed. Washing and cleaning
operations shall utilize the same entrance drives as the service station and may use coin-operated or attendant-operated equipment, but not continuous line or conveyor type washing equipment.

E. In District MP-I

1. Uses: In the MP-I district, accessory uses are as follows: parking and loading areas, signs as permitted by this ordinance, security and screen fencing, radio and microwave towers not to exceed 60 feet in height, gate house, loading equipment, employee recreation and other similar uses.

F. Special Uses

1. Motor Hotels: The following are accessory uses within a motor hotel: restaurant, banquet rooms, liquor, notions and magazine counters, vending machines inside the building, beauty and barber shops, flower and gift shops, provided all are within the main building and designed to serve primarily the occupants and patrons of the motor hotel.

G. Hospitals. The following are accessory uses within a hospital: residential quarters for staff and employees, nursing or convalescent quarters, storage and utility buildings, food service and vending machines inside the building, laundry and other similar services for hospital personnel, visitors and patients.

H. Utility Buildings. Outside storage of materials and equipment is an accessory in public utility buildings provided all outside storage is screened from view from off the premises.

I. Trailers

1. Standing or parked advertising trailers are prohibited.
2. One or more trailers may be used as a temporary office or other non-residential structure on the site of a construction project, provided such trailer is removed upon completion of the project.

J. Radio Receiving/Transmitting Antennae. These antennae are permitted in the various districts of the City provided that all antennae comply with all applicable zoning regulations. Height shall not exceed 40 feet. Antennae shall be located in the rear yard. Permits will be required for all dish antennae in all districts.

K. Dish Antennae. Antennae may be placed on the ground in rear yards in A, R-1, and RP-1 and AR-1 and AR-2 zoning districts. Adequate landscape screening shall be provided which prevents the antennae from being observed from any
street or from surrounding properties at the time of installation. The Board of Zoning Appeals shall have the power to waive the screening requirement if the Board finds that an antenna cannot be seen from surrounding properties and that a waiver will not adversely affect the general welfare of the neighborhood which shall specifically include property values and safety of the neighborhood. The Board shall take into consideration the effect on adjoining property, location, height, size and color and mounting of antennae. Maximum size of the dish to be 10 feet in diameter and 14 feet in height.

L. Dish Antennae. Antennae may be placed on the roof of a building in CP-O, CP-1, CP-2, MP-1 zoning districts providing the following criteria can be met:

1. The antennae shall only be located on a flat roof and shall be screened from view. The screen shall be architecturally compatible with the structure as to shape, size, color and bulk.

M. Windmills, Wind Driven Power Generators. These structures are permitted in A, AR-1 zoning districts of the City as accessory uses provided that any such structure complies with all applicable zoning regulations.

15-2004. SOLAR EQUIPMENT FOR ALL ZONING DISTRICTS. Section 3.

A. Any system incorporated into a commercial building shall be integrated into the basic form and main body of the building. If roof mounted, all collector panels shall fit into the form of the roof; if the building's roof is sloped or if "rack" mounting is used on a flat roof, the mounting must be concealed from view at street level. Exposed rack supports and freestanding collectors apart from the main building are not permitted.

B. Roof mounted solar energy systems mounted on "accessory or detached buildings" are allowed on detached garages or swimming pool equipment buildings. Detached "greenhouses" are also acceptable. All such energy systems mounted on accessory or detached buildings shall conform to the requirements outlined in paragraphs (a) and (b) above. No freestanding panels or panel racks shall be allowed.

C. In an active or photovoltaic system, all components servicing the collector panels shall be concealed including mechanical piping, electrical conduits, etc.

D. All exposed metal - including the framework of active collector panels or exposed mullions and framework of passive systems shall be
of finished warm earth tones, or black, in color. Clear unpainted aluminum shall not be allowed.

SEPARABILITY. Section 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

TAKE EFFECT. Section 5. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 4/1/85 Second Reading: 4/1/85

Passed by the Governing Body this 1st day of April, 1985, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 1st day of April, 1985.

Randy Jacob, Mayor

Attest: J. Oberlander, City Clerk

Approved for Form and Content: R. S. Wetzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year, has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive daily (weeks, days) the first publication thereof being made at aforesaid on the ______________ day of ______________, 19__, with subsequent publications being made on the following dates:

________________________________________________________________________, 19__  ________________________________________________________________________, 19__

________________________________________________________________________, 19__

Signed: Betty J. Jones

Subscribe and sworn to before me this __________ day of ______________, 19__.  

________________________

NOTARY PUBLIC

My Commission expires: 13-2-91
Printer’s Fee $ ___________
Additional copies $ ___________

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
First published in the Johnson County Sun, Friday, APRIL 13, 1979, and AMENDMENTS TO THE "ZONING ORDINANCE OF APRIL 17, 1979." AND REPEAL OF SECTION 15-2003 PERMITTED USES FOR AG NURSERY, IRRIGATION ZONING (ORD)

a. No business building or structure shall be constructed within the designated area. b. No business shall be conducted or legally used for any business purpose. c. The signs and appearance of buildings shall not be changed. d. No buildings shall be constructed within the area. e. Non-residential activities shall not be permitted in any agricultural or residential district and/or use complies with and conforms to the City's ordinance. f. No persons, other than members of the immediate residing family shall be employed or involved in any agricultural activity on the premises. g. Any trade or commodity, or any trade or commodity within the District, shall be exempt from the Zoning Ordinance. h. All buildings or structures used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance. i. Any building or structure used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance. j. Any building or structure used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance. k. Any building or structure used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance.

The Zoning Ordinance of the City of Leawood, Kansas, is hereby revised and amended, as set forth in this Ordinance, and 15-2003 PERMITTED USES FOR AG NURSERY, IRRIGATION ZONING (ORD) and 15-2003 PERMITTED USES FOR AG NURSERY, IRRIGATION ZONING (ORD)

a. No business building or structure shall be constructed within the designated area. b. No business shall be conducted or legally used for any business purpose. c. The signs and appearance of buildings shall not be changed. d. No buildings shall be constructed within the area. e. Non-residential activities shall not be permitted in any agricultural or residential district and/or use complies with and conforms to the City's ordinance. f. No persons, other than members of the immediate residing family shall be employed or involved in any agricultural activity on the premises. g. Any trade or commodity, or any trade or commodity within the District, shall be exempt from the Zoning Ordinance. h. All buildings or structures used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance. i. Any building or structure used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance. j. Any building or structure used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance. k. Any building or structure used in the Zoning Ordinance, including any building or structure used in the Zoning Ordinance, shall be constructed in accordance with the Zoning Ordinance.

The Zoning Ordinance of the City of Leawood, Kansas, is hereby revised and amended, as set forth in this Ordinance, and 15-2003 PERMITTED USES FOR AG NURSERY, IRRIGATION ZONING (ORD) and 15-2003 PERMITTED USES FOR AG NURSERY, IRRIGATION ZONING (ORD)
AN ORDINANCE ADOPTING SPECIFICATIONS AND STANDARDS RELATIVE TO STORM SEWERS, AND REPEAL OF SECTIONS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTIONS. Section 1. Sections 15-301 and 15-302 of the "Code of the City of Leawood, Kansas, 1984" are hereby repealed.

Sections 15-301 and 15-302 are hereby amended, the following enacted in lieu thereof:

15-301. INCORPORATING STORM SEWER CONSTRUCTION AND MATERIAL SPECIFICATIONS. Section 2. There is hereby incorporated by reference for the purpose of regulating the construction and materials for storm sewers, those specifications and standards known as "Storm Sewer Construction and Material Specifications (Division II - Section 2600) Prepared and Published by the Kansas City Metropolitan Chapter of the American Public Works Association, December 15, 1982", except as supplemented by the "Public Improvement Construction Standards" adopted by the Governing Body on May 2, 1983. No fewer than three copies of such specifications and standards shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Leawood, Kansas" and filed with the City Clerk, to be open to inspection and available to the public at all reasonable hours.

15-302. INCORPORATING DESIGN CRITERIA FOR STORM DRAINAGE SYSTEMS FACILITIES. Section 3. There is hereby incorporated by reference, for the purpose of regulating the design of storm drainage systems those specifications and standards known as "Design Criteria for Storm Drainage Systems and Facilities (Division V - Section 5600) Prepared and Published by the Kansas City Metropolitan Chapter of the American Public Works Association, October 26, 1984", except as supplemented by the "Public Improvement Construction Standards" adopted by the Governing Body on May 2, 1983. No fewer than three copies of such specifications and standards shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Leawood, Kansas" and filed with the City Clerk, to be open to inspection and available to the public at all reasonable hours.

VALIDITY OF ORDINANCE. Section 4. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 5. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/4/85 Second Reading: 2/18/85

Passed by the Governing Body this 18th day of February, 1985.
ORDINANCE NO. 845 C
re Adoption of Specifications and Standards
Relative to Storm Sewers

Approved by the Mayor this 18th day of February, 1985.

Randy Jacob
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:
R.M. Metzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duty sworn.
Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in a general circulation in JOHNSON County, Kansas, with a general paid circulation on yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

That the attached notice is a true copy thereof and was published in the regular entire issue of said newspaper for consecutive weeks, days) the first publication thereof being made asforesaid on the day of, with subsequent publications being made on the following dates:

Substrate and swear to me this day of February 22, 1965.

Marguerite E. Baker
NOTARY PUBLIC

My Commission expires: 3-15-68

Additional copies $
ORDINANCE NO. 844 C

AN ORDINANCE AMENDING THE "UNIFORM OFFENSE CODE", 1984 EDITION, AND
REPEAL OF SECTION.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Section 11-104 of the "Uniform Code of the City
        of Leawood, Kansas, 1984" is hereby repealed.

Section 11-104 is hereby amended, the following enacted in lieu thereof:

11-104. Section 2. SAME. Section 10.1 of the uniform code incorporated
        in section 11-101 above is hereby amended to read as follows:

10.1 Unlawful Use of Weapons.
    (a) Unlawful use of weapons is knowingly:
        (1) Selling, manufacturing, purchasing, possession
            or carrying any bludgeon, sandclub, shotgun with
            a barrel less than 18 inches in length, metal
            knuckles or any knife, commonly referred to as
            a switchblade, which has a blade that opens
            automatically by hand pressure applied to a
            button, spring or other device in the handle of
            the knife, or any knife having a blade that opens
            or falls or is ejected into position by the force
            of gravity or by an outward, downward, or cen-
            trifugal thrust or movement;
        (2) Carrying concealed on one's person, or possessing
            with intent to use the same unlawfully against
            another, a dagger, dirk, billy, blackjack, sling-
            shot, dangerous knife, straight-edged razor,
            stiletto or any other dangerous or deadly weapon
            or instrument of like character: provided, that
            an ordinary pocket knife with no blade more than
            four inches in length shall not be construed to
            be a dangerous knife, or a dangerous or deadly
            weapon or instrument;
        (3) Carrying on one's person or in any land, water
            or air vehicle with intent to use same unlaw-
            fully, a tear gas or smoke bomb or projector or
            any object containing a noxious liquid, gas or
            substance;
        (4) Carrying any pistol, revolver, or other firearm:
            (i) concealed on the person except when on his
                or her land or in his or her abode or fixed
                place of business;
            (ii) openly or visibly on the person at any place
                open to public view;
            (iii) within any vehicle in transport unless the
                weapon is unloaded and in a case.
        (5) Setting a spring gun;
        (6) Possession of any device or attachment of any kind
            designed, used or intended for use in silencing
            the report of any firearm;
(7) Selling, manufacturing, purchasing, possessing or carrying any firearm designed to discharge or capable of discharging automatically more than once by a single function of the trigger.

(b) Subsections (a)(1), (2), (3) and (4) shall not apply to or affect any of the following:
(1) Law enforcement officers, or any persons summoned by any such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;
(2) Wardens, superintendents, directors, security personnel and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime, while acting within the scope of their authority;
(3) Members of the armed services or reserve forces of the United States or the Kansas national guard while in the performance of their official duty; or
(4) Manufacture of, transportation to, or sale of weapons to a person authorized under (b)(1) through (b)(3) of this section to possess such weapons.

(c) Subsection (a)(4) does not apply to or affect the following:
(1) Watchmen, while actually engaged in the performance of the duties of their employment;
(2) Licensed hunters and fishermen for the purposes of hunting or fishing;
(3) Private detectives licensed by the state to carry the firearm involved, while actually engaged in the duties of their employment;
(4) Detectives or special agents regularly employed by railroad companies or other corporations to perform full time security or investigative service, while actually engaged in the duties of their employment; or
(5) The state fire marshal, the state fire marshal's deputies or any member of a fire department authorized to carry a firearm pursuant to K.S.A. 31-157, while engaged in an investigation in which such fire marshal, deputy or member is authorized to carry a firearm pursuant to K.S.A. 31-157.

(d) Unlawful use of weapons is a class B violation.

VALIDITY OF ORDINANCE. Section 3. Should any section,
ordinance shall not be thereby affected.

TAKE EFFECT. Section 4. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/4/85 Second Reading: 2/18/85

Passed by the Governing Body this 18th day of February, 1985.

Approved by the Mayor this 18th day of February, 1985.
STATE OF KANSAS, JOHNSON COUNTY, as: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in an area of general circulation in JOHNSON County, Kansas, with a general paid circulation on an annual basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly, 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular entire issue of said newspaper for ______________ consecutive weeks, dates) the first publication thereof being made as aforesaid on the ______ day of 19_____, with subsequent publications being made on the following dates:

__________________________, 19________
__________________________, 19________
__________________________, 19________

Subscribe and sworn to before me this ______ day of ______, 19____

____________________________
MARGUERITE E. BAKER
NOTARY PUBLIC

My Commission expires: 3-15-58
Printer's Fee $________
Additional copies $________
FIRST PUBLISHED IN THE
Johnson County Sun, Wed-
nesday, February 27th, 1985.
ORDINANCE NO. 8466
REVISE CITY OF JOHNSON
REI.DEAL OF ORDINANCE, Section
1. Section 11-104 of the
Public the City of Lawrence,
Karns, 1984 is hereby
repealed.
Section 11-104 is hereby
amended as follows:
11-104. Section 101 of the uniform
code incorporated in section
1. The uniform code,
103 of the uniform
5. The uniform code,
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ORDINANCE NO. 843

AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO THE DEVELOPMENT OF PATRICIAN WOODS, SECOND PLAT.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,139. Section I. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement from Albert W. Doepke, Jr., and Martha J. Doepke, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, a permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to-wit:

A tract of land 10 feet in width, across a part of the N1/2 of the SE1/4 of the SE1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the North line of the SE1/4 of the SE1/4 of said Section 21 and 25 feet East of the West line thereof; thence S 1° 58' 18" E, along a line 25 feet East of and parallel to the West line of the SE1/4 of the SE1/4 of said Section 21, a distance of 214.50 feet; thence S 37° 29' 14" W, a distance of 39.34 feet, to a point on the West line of the SE1/4 of the SE1/4 of said Section 21, said point also being on the East line of Lot 3, Block 2, PATRICIAN WOODS, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, and 15.19 feet North of the Southeast corner thereof, as measured along said East line.

19-6,140. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 1/21/85 Second Reading: 2/4/85

Passed by the Governing Body this 4th day of February, 1985.

Approved by the Mayor this 4th day of February, 1985.

Randy Jacob
Mayor

City Attorney

APPROVED FOR FORM AND CONTENT:

R.S. Wetzler
City Attorney
This agreement made and entered into this 2nd day of January, 1985
by and between Albert W. Doepke, Jr., and Martha J. Doepke
party of the first part, and the City of Leawood, Johnson County, Kansas, party of
the second part.

WITNESSETH: That for and in consideration of the location of a storm drainage
facility said party of the first part, does hereby remise, let and release to the
party of the second part, the following described real estate to-wit:

A tract of land 10 feet in width, across a part of the N\ of the SE\ of the SE\ of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the North line of the SE\ of the SE\ of said Section 21 and 25 feet East of the West line thereof; thence S 1° 58' 18" E, along a line 25 feet East of
and parallel to the West line of the SE\ of the SE\ of said Section 21, a distance
of 214.50 feet; thence S 37° 29' 14" W, a distance of 39.34 feet, to a point on
the West line of the SE\ of the SE\ of said Section 21, said point also being on
the East line of Lot 3, Block 2, PATRICIAN WOODS, SECOND PLAT, a subdivision of
land now in the City of Leawood, Johnson County, Kansas, and 15.19 feet North of
the Southeast corner thereof, as measured along said East line.

for the sole use of said party of the second part as and for drainage purposes
within said City; when same shall cease to be used for said purposes to revert
to the grantors, their successors, assigns or grantees.

It is hereby mutually understood and agreed that said first party hereby waives
and claim for damages against the City of Leawood for damages of any and every kind
occasioned by the location of said storm sewers.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal
the day and year first above written.

Albert W. Doepke, Jr.

Martha J. Doepke

STATE OF KANSAS
COURT OF JOHNSON
FILED 60-10-85
1501108/1

1501108/1

1501108/1

RALPH M. ROE
REGISTER OF DEEDS

VOL 2108 PAGE 755
INDIVIDUAL ACKNOWLEDGMENT

STATE OF Kansas: SS.
COUNTY OF Wyandotte:

BE IT REMEMBERED, That on the 2nd day of January 1985, before me, the undersigned, a Notary Public in and for said County and State, came Albert W. Doepke, Jr., and Martha J. Doepke

who are personally known to me to be the same persons who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

My Commission Expires: 12/30/86

[Signature]
Notary Public

JEANNE MAGOSCH
Wyandotte County, KS

CORPORATE ACKNOWLEDGEMENT

STATE OF: SS.
COUNTY OF:

BE IT REMEMBERED that on this day of , 19 , before me, the undersigned, a Notary Public in and for the County and State afore-said, came , President of a corporation duly organized, incorporated and existing under and by virtue of the laws of ;

and , Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation,

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

My Commission Expires

[Signature]
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, with subsequent publications being made on the following dates:

19

19

19

Subscribed and sworn to before me this day of February 19

[Signature]

NOTARY PUBLIC

My Commission expires: 03/87

Printer’s Fee $ Additional copies $
ORDINANCE NO. 842

AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR DRAINAGE PURPOSES RELATIVE TO THE DEVELOPMENT OF BERKSHIRE, THIRD PLAT.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,137. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement from Community Federal Savings and Loan Association, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, a permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to-wit:

All of the South 15 feet of Lot 66, BERKSHIRE, THIRD PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas.

19-6,138. INCORPORATION BY REFERENCE. Section 2. A copy of said easement is attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 1/21/85 Second Reading: 2/4/85

Passed by the Governing Body this 4th day of February, 1985.

Approved by the Mayor this 4th day of February, 1985.

Randy Jacob 
Mayor

J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: 
R.S. Metzler, City Attorney
This agreement made and entered into this 2nd day of January, 1985, by and between Community Federal Savings and Loan Association, party of the first part, and the City of Leawood, Johnson County, Kansas, party of the second part.

WITNESSETH: That for and in consideration of the location of a storm drainage facility said party of the first part, does hereby remise, release to the party of the second part, the following described real estate to-wit:

All of the South 15 feet of Lot 66, BERKSHIRE, THIRD PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas.

for the sole use of said party of the second part as and for drainage purposes within said City; when same shall cease to be used for said purposes to revert to the grantors, their successors, assigns or grantees.

It is hereby mutually understood and agreed that said first party hereby waives any claim for damages against the City of Leawood for damages of any and every kind occasioned by the location of said storm sewers.

IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

COMMUNITY FEDERAL SAVINGS AND LOAN ASSOCIATION

By: George W. Nagel, Senior Vice President

Robert D. Lehmann, Assistant Secretary
INDIVIDUAL ACKNOWLEDGMENT

STATE OF ________________________________: SS.
COUNTY OF ______________________________:

BE IT REMEMBERED, That on the ________ day of ________, 19__, before me, the undersigned, a Notary Public in and for said County and State,
came ________________________________

who personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My Commission Expires: ________________________________

______________

CORPORATE ACKNOWLEDGEMENT

STATE OF MISSOURI: SS.
COUNTY OF JACKSON:

BE IT REMEMBERED that on this 2nd day of January, 19__, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came George W. Nagel, Senior Vice President of Community Federal Savings & Loan Association, a corporation duly organized, incorporated and existing under and by virtue of the laws of the United States of America; and Robert D. Lehmann, Assistant Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation,

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

Notary Public Betty J. Downing

My Commission Expires: ________________________________

______________
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first duly sworn.
Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year, has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, 1955, with subsequent publications being made on the following dates:

Subscribed and sworn to before me this day of February, 1955.

Notary Public

My Commission expires:
Printer's Fee
Additional copies

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
My App. Expires Jan. 29, 1988
ORDINANCE NO. 841

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF LAND FOR IMPROVEMENTS OF THE EXISTING PUBLIC WORKS FACILITY.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-124. Section 1. The City Attorney is hereby authorized and directed to institute eminent domain proceedings to acquire the property and interests described by survey filed with the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of construction of improvements and re-improvements to the Leawood Public Works Facility, 2008 W. 104th Street in the City of Leawood. Specifically, the City Attorney is authorized and directed to institute eminent domain proceedings to acquire fee simple title to the following described property:

All that part of the North Half of Fractional Section 11, Township 13, Range 25, in Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said fractional section; thence South 0° 11' 20" East, along the East line of said fractional section, 908.04 feet; thence North 90° 00' West, 258.29 feet; thence South 76° 50' 50" West, 260.13 feet to the point of beginning of the tract of land to be herein described; thence continuing South 76° 50' 50" West, 120 feet; thence South 12° 47' 34" East, 250 feet; thence North 69° 42' 26" East, 121.035 feet; thence North 12° 47' 34" West, 234.95 feet to the point of beginning.

TAKE EFFECT. Section 2. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/4/85
Second Reading: 2/4/85

Passed by the Governing Body this 4th day of February, 1985, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 4th day of February, 1985.

Randy Jacob
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler, City Attorney
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, , with subsequent publications being made on the following dates:

, 19

, 19

, 19

Subscribe and sworn to before me this day of ,

NOTARY PUBLIC

My Commission expires:
Printer's Fee $ Additional copies $
AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF LAND FOR IMPROVEMENTS OF THE EXISTING PUBLIC WORKS FACILITY

Be it ordained by the Governing Body of the City of Lawrence, Kansas:

That proceedi

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tle to the following described property:

- That part of the North Half of Fractional Section 11, Township 13, Range 25, Lawrence, Kansas, described as follows:
  - Commencing at the North
  - Said fractional section
  - Said fractional
  - South 6° 11'
  - East, along the East line
  - Fractional
  - Said
  - South
  - West
  - South
  - North

FAKE EFFECT Section 2
The ordinance shall take effect:
- This 4th day of February, 1965.
- The Council having deemed this to be an emergency matter.

City Recorder
City Clerk
APPROVED FOR FORM AND CONTENT
2-19-65
City Attorney
ORDINANCE NO. 840

AN ORDINANCE RELATING TO ACCEPTANCE OF 2 EASEMENTS FOR DRAINAGE PURPOSES RELATIVE TO THE 127TH STREET IMPROVEMENT DISTRICT 84-1, SECTION 1, ROE TO JUNIPER.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,135. Section 1. The Governing Body of the City of Leawood, Kansas does hereby accept 2 Permanent Drainage Easements, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easements to construct, maintain, alter, repair and replace drainage facilities and all appurtenances convenient or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, Johnson County, Kansas, to-wit:

All of the West 35 feet of the East 395 feet of the North 82 feet of the NW1/4 of Section 28, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, all subject to that part thereof dedicated for street purposes

and

All of the West 35 feet of the East 395 feet of the South 38 feet of the SW1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, all subject to that part thereof dedicated for street purposes.

19-6,136. INCORPORATION BY REFERENCE. Section 2. Copies of said easements are attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 12/3/84 Second Reading: 12/17/84

Passed by the Governing Body this 17th day of December, 1984.

Approved by the Mayor this 17th day of December, 1984.

[Signatures]

APPROVED FOR FORM AND CONTENT: [Signature], City Attorney
RIGHT-OF-WAY GRANT
PERMANENT DRAINAGE EASEMENT

KNOW ALL MEN BY THESE PRESENTS: That Wallace P. McKee and Marie McKee and Cynthia of the post office of Larson, in consideration of ____________ Dollars ($__________) in hand paid and other valuable considerations, receipt of which is hereby acknowledged, hereby grant and convey unto the City of Leawood, Johnson County, Kansas, its successors and assigns, a permanent easement to construct, maintain, alter, repair and replace drainage facilities and all appurtenances conveniences or required, together with the right of ingress and egress over and through the following premises in the City of Leawood, County of Johnson, State of Kansas, to wit:

All of the West 35 feet of the East 395 feet of the North 82 feet of the NW¼ of Section 28, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, all subject to that part thereof dedicated for street purposes.

IN WITNESS WHEREOF, the grantor has hereunto set hand and seal on this, the ______ day of October, A.D., 1984.

__________________________
WALLACE P. McKEE

__________________________
CYNTHIA LEESE

ATTEST:

__________________________
Assistant Secretary

Reason for refiling: City of Leawood has been added as 2nd Party.
INDIVIDUAL ACKNOWLEDGMENT

STATE OF MISSOURI )
COUNTY OF JACKSON ) SS.

BE IT REMEMBERED, That on this 12 day of October , 1984, before me, the undersigned, a Notary Public in and for said County and State, came

Wallace P. McKee and Marie McKee and Cynthia Larson

who are personally known to me to be the same persons who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public

My Commission Expires

---

CORPORATE ACKNOWLEDGMENT

STATE OF )
COUNTY OF ) SS.

BE IT REMEMBERED, That on this ______ day of _______, 19____, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came

President of

a corporation duly organized, incorporated and existing under and by virtue of the laws of; and

Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation,

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

Notary Public

My Commission Expires:

---
The permanent drainage easement is a grant for the purposes aforesaid and full consideration therefor is acknowledged.

This agreement is binding upon heirs, executors, administrators, successors, and assigns of the parties hereto, and it is understood that this agreement cannot be changed in any way except in writing, signed by the Grantor and a duly authorized agent of the grantee.

IN WITNESS WHEREOF, the grantor has hereunto set hand and seal on this, the 12 day of October, A.D., 1984.

Wallace P. McKee
United Missouri Bank of Kansas City, N.A.

by
Co-trustees

Reason for refiling: City of Leawood has been added as 2nd Party.
INDIVIDUAL ACKNOWLEDGMENT

STATE OF MISSOURI )
COUNTY OF JACKSON ) SS.

BE IT REMEMBERED, That on this 12 day of October, 1984, before me, the undersigned, a Notary Public in and for said County and State, came

Wallace P. McKeen

who is personally known to me to be the same person who executed the within instrument of writing, and duly acknowledged the execution of same.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal the day and year last above written.

Notary Public Betty L. Stewart
My Commission Expires November 7, 1984

CORPORATE ACKNOWLEDGMENT

STATE OF MISSOURI )
COUNTY OF JACKSON ) SS.

BE IT REMEMBERED, That on this 12 day of October, 1984, before me, the undersigned, a Notary Public in and for the County and State aforementioned, came

Michael L. McAuley  Vice President of
United Missouri Bank of Kansas City, N.A.

and

Ruth Bowers  Assistant Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation.

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

Notary Public Betty L. Stewart
My Commission Expires: November 7, 1984
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, , 19, with subsequent publications being made on the following dates:

, 19

, 19

, 19

Subscribe and sworn to before me this day of , 19.

NOTARY PUBLIC

My Commission expires: 
Printer's Fee $ 
Additional copies $
CERTIFICATE OF THE CITY CLERK

Office of the City Clerk
City of Leawood, Kansas

State of Kansas  )
Johnson County   )

I, Jinny Oberlander, City Clerk of the City of Leawood, Johnson County, Kansas do hereby certify that said city is a city of the second class of the mayor-council-administrator form of government under the statutes of Kansas; that this codification of the general ordinances of said city and the publication thereof in book form were ordered and authorized by the governing body by Ordinance No. 710 and in accordance therewith is entitled the "Code of the City of Leawood, Kansas, 1984", that said codification was adopted as the "Code of the City of Leawood, Kansas, 1984", by the governing body by Ordinance No. 839 passed on the 17th day of December, 1984, as authorized by Section 12-3015 of the Kansas Statutes Annotated; that said Ordinance No. 839 and said codification of general ordinances as contained in this volume will take effect upon publication of 10 or more copies; that the publication of 10 copies of this code and adoptive Ordinance No. 839 constitute due passage of this code and all general ordinances contained therein; that the codification and adoptive Ordinance No. 839 as contained herein are true and correct copies; and that said publication imports absolute verity and is to be received in evidence in all courts and places without further proof as provided by 12-3015 of the Kansas Statutes Annotated.

I further certify that the "Code of the City of Leawood, Kansas, 1984", and the matter therein contained will take effect upon publication and be in force from and after December 21, 1984.

Witness my hand and the seal of the City of Leawood, Kansas, at my office in Leawood, Kansas, this 17th day of December, 1984.

[Signature]

Jinny Oberlander, City Clerk
City of Leawood, Kansas
ORDINANCE NO. 839

AN ORDINANCE ADOPTING THE CODIFICATION OF ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, AUTHORIZED BY ORDINANCE NO. 710 PROVIDING FOR THE REPEAL OF CERTAIN OTHER ORDINANCES NOT INCLUDED THEREIN, EXCEPTING CERTAIN ORDINANCES FROM REPEAL AND SAVING CERTAIN ACCRUED RIGHTS AND LIABILITIES.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

Section 1. ADOPTION. The codification of ordinances of the City of Leawood, Kansas, authorized by Ordinance No. 710 and K.S.A. 12-3014 and 12-3015, as set out in the following chapters, Chapters I to XVI and Appendices A and B, all inclusive, and entitled the "Code of the City of Leawood, Kansas, 1984", is hereby adopted and ordained as the "Code of the City of Leawood, Kansas, 1984", and said codification shall become effective upon publication of not less than seventy-five (75) copies of said code in book form.

Section 2. REPEAL. All ordinances and parts of ordinances of a general nature passed prior to December 16, 1984, in force and effect at the date of the publication of not less than seventy-five (75) copies of the "Code of the City of Leawood, Kansas, 1984", and this ordinance, are hereby repealed as of the date of publication of said code except as hereinafter provided.

Section 3. EXCEPTIONS. In construing this ordinance, the following ordinances shall not be considered or held to be ordinances of a general nature:

(a) Ordinances pertaining to the acquisition of property or interests in property by gift, purchase, devise, bequest, appropriation or condemnation;
(b) Ordinances opening, dedicating, widening, vacating or narrowing streets, avenues, alleys and boulevards;
(c) Ordinances establishing and changing grades of streets, avenues, alleys and boulevards;
(d) Ordinances naming or changing the names of streets, avenues and boulevards;
(e) Ordinances authorizing or directing public improvements to be made;
(f) Ordinances creating districts for public improvements of whatsoever kind or nature;
(g) Ordinances levying general taxes;
(h) Ordinances levying special assessments or taxes;
(i) Ordinances granting any rights, privileges, easements or franchises therein mentioned to any person, firm or corporation;
(j) Ordinances authorizing the issuance of bonds and other instruments of indebtedness by the City;
(k) Ordinances authorizing contracts;
(l) Ordinances establishing the limits of the City or pertaining to annexation or exclusion of territory;
ORDINANCE NO. 839
re Codification of Ordinances, 1984

(m) Ordinances relating to compensation of officials, officers and employees of the City;
(n) Ordinances of a temporary nature;

Provided, That the above enumeration of exceptions shall not be held or deemed to be exclusive, it being the purpose and intention to exempt from repeal any and all ordinances not of a general nature and general ordinances specifically excepted by this section.

Section 4. INTENT. The arrangement and classification of the several chapters, articles, and sections of the code adopted by Section 1 of this ordinance and the headnotes and footnotes at the ends of the sections, are made for the purpose of convenience and orderly arrangement; and do not constitute a part of the ordinances, and therefore, no implication or presumption of legislative intent or construction is to be drawn therefrom.

Section 5. RIGHTS NOT AFFECTED. The repeal of ordinances as provided in Section 2 hereof, shall not affect any rights acquired, fines, penalties, forfeitures or liabilities incurred thereunder, or actions involving any of the provisions of said ordinances or parts thereof. Said ordinances above repealed are hereby continued in force and effect after the passage, approval and publication of this ordinance for the purpose of such rights, fines, penalties, forfeitures, liabilities and actions therefor.

Section 6. SAVING CLAUSE. If for any reason any chapter, article, section, subsection, sentence, portion or part of the "Code of the City of Leawood, Kansas, 1984", or the application thereof to any person or circumstances is declared to be unconstitutional or invalid, such decision will not affect the validity of the remaining portions of this code.

Section 7. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after the publication of the "Code of the City of Leawood, Kansas, 1984", as provided in K.S.A. 12-3015.

First Reading: 12/3/84
Second Reading: 12/17/84

Passed by the Governing Body this 17th day of December, 1984.

Approved by the Mayor this 17th day of December, 1984.

[Signature]
Mayor

[Seal]
ORDINANCE NO. 839
re Codification of Ordinances, 1984

Attest:

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT:

R. G. Wetzler, City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn
Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY
SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of
general circulation in JOHNSON County, Kansas, with a general paid circulation on a
yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade,
religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been
so published continuously and uninterruptedly in said county and state for a period of
more than five years prior to the first publication of said notice; and has been admitted
at the post office of SHAWNEE MISSION, KANSAS in said County as a second class
matter.

That the attached notice is a true copy thereof and was published in the regular and
entire issue of said newspaper for consecutive

(weeks, days) the first publication thereof being made as
aforesaid on the day of, , 19 , with subsequent
publications being made on the following dates:

, 19

, 19

, 19

, 19

Subscribe and sworn to before me this day of , 19

NOTARY PUBLIC

My Commission expires: 10.5.98

Printer's Fee $ Additional copies $
CRUDE RIGHTS AND LIABILITIES

Be it enacted by the Governing Body of the City of

Section 1. ADOPTION. The codification of the ordinances of the City of Leawood, Kansas, as heretofore published in Ordinances No. 12, 13, 20, 21, 22, and 23 and Appendices A, B, and C is hereby repealed and ordered to be called the "Code of the City of Leawood, Kansas, 1964." Said codification shall become effective, without notice, immediately after this ordinance is published and becomes effective.

Section 2. REPEAL. All or any part of any ordinance (other than this ordinance) is hereby repealed and ordered to be called the "Code of the City of Leawood, Kansas, 1964." Said codification shall become effective, without notice, immediately after this ordinance is published and becomes effective.

Section 3. EFFECTIVE. This ordinance is hereby declared to be a general repealer of existing ordinances, and shall take effect on the date hereof.

Approved for form and content by the City Attorney.

City Attorney, December 29, 1964.
ORDINANCE NO. 838

AN ORDINANCE RELATING TO ACCEPTANCE OF TWO ROADWAY EASEMENTS FOR STREET PURPOSES RELATIVE TO THE 127TH STREET IMPROVEMENT DISTRICT 84-1, SECTION 1, ROE TO JUNIPER.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,133. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept two Roadway Easements, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors and assigns, permanent easements to construct, maintain, alter, repair, replace, a public road and sidewalk, utilities and all appurtenances convenient for said public road, together with the right of ingress and egress, over and through the following premises in the County of Johnson, in the State of Kansas, to-wit:

All that part of the NW1/4 of Section 28, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the North-east corner of the NW1/4 of said Section 28; thence S 2° 04' 35" E, along the East line of the NW1/4 of Said Section 28, a distance of 170 feet; thence S 87° 55' 25" W, along a line perpendicular to the East line of the NW1/4 of said Section 28, a distance of 60 feet; thence N 2° 04' 35" W, a distance of 139.93 feet; thence S 87° 51' 24'' W, a distance of 4.32 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 270 feet and a central angle of 15° 33' 49'', a distance of 73.34 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 330 feet, a central angle of 15° 33' 49'', and whose initial tangent bearing is S 72° 17' 35'' W, a distance of 89.64 feet, to a point of tangency, said point also being 52 feet South of the North line of the NW1/4 of said Section 28; thence S 87° 51' 24'' W, along a line 52 feet South of and parallel to the North line of the NW1/4 of said Section 28, a distance of 479.93 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 330 feet and a central angle of 10° 28' 31'', a distance of 60.33 feet, to a point of reverse curvature; thence Northwesterly and Westerly, along a curve to the left, having a radius of 270 feet, a central angle of 10° 28' 31'', and whose initial tangent bearing is N 81° 40' 05'' W, a distance of 49.36 feet, to a point of tangency, said point also being 42 feet South of the North line of the NW1/4 of said Section 28; thence S 87° 51' 24'' W, along a line 42 feet South of and parallel to the North line of the NW1/4 of said Section 28, a distance of 430.60 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 330 feet and a central angle of 11° 28' 42'', a distance of 66.11 feet, to a point of reverse curvature; thence Northwesterly and Westerly, along a curve to the left, having a radius of 270 feet, a central angle of 11° 28' 42'', and whose initial tangent bearing is N 80° 39' 54'' W, a distance of 54.09 feet, to a point of tangency, said point also being 30 feet South of the North line of the
ORDINANCE NO. 838

re Acceptance of 2 Roadway Easements for Street Purposes—
127th Street Improvement District 84-1, Section 1

NW1/4 of said Section 28; thence S 87° 51' 24" W, along a line 20 feet South of and parallel to the North line of the NW1/4 of said Section 28, a distance of 439.82 feet; thence N 2° 08' 36" W, a distance of 30 feet, to a point on the North line of the NW1/4 of said Section 28; thence N 87° 51' 24" E, along the North line of the NW1/4 of said Section 28, a distance of 1804.18 feet, to the point of beginning, all subject to that part thereof dedicated for street purposes.

All that part of the SW1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southeast corner of the SW1/4 of said Section 21; thence S 87° 51' 24" W, along the South line of the SW1/4 of said Section 21, a distance of 144.98 feet; thence N 2° 08' 36" W, along a line perpendicular to the South line of the SW1/4 of said Section 21, a distance of 20 feet; thence Northeasterly and Easterly, along a curve to the right, having a radius of 330 feet, a central angle of 14° 08' 28", and whose initial tangent bearing is N 73° 42' 56" E, a distance of 81.45 feet, to a point of tangency; thence N 87° 51' 24" E, a distance of 4.38 feet, to a point 60 feet West of the East line of the SW1/4 of said Section 21; thence N 2° 06' 32" W, along a line 60 feet West of and parallel to the East line of the SW1/4 of said Section 21, a distance of 140.04 feet; thence N 87° 51' 24" W, along the South line of the SW1/4 of said Section 21, a distance of 60 feet, to a point on the East line thereof; thence S 2° 06' 32" E, along the East line of the SW1/4 of said Section 21, a distance of 170 feet, to the point of beginning...and also... Commencing at the Southeast corner of the SW1/4 of said Section 21; thence S 87° 51' 24" W, along the South line of the SW1/4 of said Section 21; a distance of 1277.76 feet, to the true point of beginning of subject tract; thence continuing S 87° 51' 24" W, along the South line of the SW1/4 of said Section 21, a distance of 526.41 feet; thence N 2° 08' 36" W, along a line perpendicular to the South line of the SW1/4 of said Section 21, a distance of 30 feet; thence N 87° 51' 24" E, along a line 30 feet North of and parallel to the South line of the SW1/4 of said Section 21, a distance of 439.82 feet, to a point of curvature; thence Easterly and Southeasterly, along a curve to the right, having a radius of 330 feet and a central angle of 11° 28' 42", a distance of 66.11 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the left, having a radius of 270 feet, a central angle of 4° 30' 01", and whose initial tangent bearing is S 80° 35' 54" E, a distance of 21.21 feet, to a point...
ORDINANCE NO. 838

re Acceptance of 2 Roadway Easements for Street Purposes-
127th Street Improvement District 84-1, Section 1

20 feet North of the South line of the SW1/4 of said Section 21; thence S 2° 08' 36" E, along a line perpendicular to the South line of the SW1/4 of said Section 21, a distance of 20 feet, to the true point of beginning of subject tract, all subject to that part thereof dedicated for street purposes.

19-6,134. INCORPORATION BY REFERENCE. Section 2. Copies of said Easements are attached hereto and thereby incorporated by reference.

TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/19/84 Second Reading: 12/3/84

Passed by the Governing Body this 3rd day of December, 1984.

Approved by the Mayor this 3rd day of December, 1984.

Kent E. Crippin
Mayor

J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzer, City Attorney
of the Post Office of
In the State of
Dollars ($____) in hand paid and other valuable consideration, receipt of which is hereby acknowledged, hereby grant and convey unto the CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS, its successors and assigns, a Permanent Easement to construct, maintain, alter, repair, replace, a public road and sidewalk, utilities and all appurtenances convenient for said public road, together with the right of ingress and egress, over and through the following premises in the County of Johnson in the State of Kansas, to wit:

All that part of the NW¼ of Section 28, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Northeast corner of the NW¼ of said Section 28; thence S 2° 04' 35" E, along the East line of the NW¼ of said Section 28, a distance of 170 feet; thence S 87° 55' 29" W, along a line parallel to the East line of the NW¼ of said Section 28, a distance of 60 feet; thence N 2° 06' 35" W, a distance of 139.93 feet; thence S 87° 51' 24" W, a distance of 4.32 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 270 feet and a central angle of 15° 33' 49", a distance of 73.34 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 330 feet, a central angle of 15° 33' 49", and whose initial tangent bearing is S 72° 17' 35" W, a distance of 89.64 feet, to a point of tangency, said point also being 52 feet South of the North line of the NW¼ of said Section 28; thence S 87° 51' 24" W, along a line 52 feet South of and parallel to the North line of the NW¼ of said Section 28, a distance of 479.93 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 330 feet and a central angle of 10° 28' 31", a distance of 60.33 feet, to a point of reverse curvature; thence Northwesterly and Westerly, along a curve to the left, having a radius of 270 feet, a central angle of 10° 28' 31", and whose initial tangent bearing is N 81° 40' 05" W, a distance of 49.36 feet, to a point of tangency, said point also being 42 feet South of the North line of the NW¼ of said Section 28; thence S 87° 51' 24" W, along a line 42 feet South of and parallel to the North line of the NW¼ of said Section 28, a distance of 430.60 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 330 feet and a central angle of 11° 28' 42", a distance of 66.11 feet, to a point of reverse curvature; thence Northwesterly and Westerly, along a curve to the left, having a radius of 270 feet, a central angle of 11° 28' 42", and whose initial tangent bearing is N 80° 39' 54" W, a distance of 64.09 feet, to a point of tangency, said point also being 30 feet South of the North line of the NW¼ of said Section 28; thence S 87° 51' 24" W, along a line 30 feet South of and parallel to the North line of the NW¼ of said Section 28, a distance of 439.82 feet; thence N 2° 08' 36" W, a distance of 30 feet, to a point on the North line of the NW¼ of said Section 28; thence N 87° 51' 24" E, along the North line of the NW¼ of said Section 28, a distance of 1804.18 feet, to the point of beginning, all subject to that part thereof dedicated for street purposes.

This grant is a permanent easement for the purpose aforesaid and full consideration therefor is acknowledged; provided however, if a temporary construction easement is granted herein, then the period of said temporary easement shall be no longer than one year from the date of acceptance of construction of said road within said City of Leawood, Johnson County, Kansas.

This agreement is binding upon the heirs, executors, administrators, successors, and assigns of the parties hereto, and it is understood that this agreement cannot be changed in any way except in writing, signed by the grantor and a duly authorized agent of the grantee.

IN WITNESS WHEREOF the grantor ha hereunto set hand and seal on this, the 12 day of October, 1989.

Wallace P. McKee and Marie McKee and Cynthia Larson

State of Kansas
County of Johnson

Notary Public

R. M. Scott

Duly commissioned for record

1989 Oct 26 11 am: 82.1

Vol 2079 Page 734
BE IT REMEMBERED, THAT on this 12 day of October 1984 before me, the undersigned Notary Public, personally came Wallace P. McKee known to me to be the same person who executed the foregoing instrument of writing and as such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Kansas City, Missouri on the day and year last above written.

My Appointment Expires: Nov. 7, 1984

Notary Public Betty L. Stewart

STATE OF MISSOURI COUNTY OF JACKSON ss:

BE IT REMEMBERED, THAT on this 12 day of October 1984 before me, the undersigned Notary Public, personally came Marie McKee known to me to be the same person who executed the foregoing instrument of writing and as such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Kansas City, Missouri on the day and year last above written.

My Appointment Expires: Nov. 7, 1984

Notary Public Betty L. Stewart

STATE OF MISSOURI COUNTY OF JACKSON ss:

before me, the undersigned Notary Public, personally came Cynthia Larson known to me to be the same person who executed the foregoing instrument of writing and as such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Kansas City, Missouri on the day and year last above written.

My Appointment Expires: Nov. 7, 1984

Notary Public Betty L. Stewart

STATE OF MISSOURI COUNTY OF ss:

BE IT REMEMBERED, THAT on this 19 day of 1984 before me, the undersigned Notary Public in and for the County and State aforesaid, personally known to me to be the and the same person who executed the within instrument of writing, and duly acknowledged the execution of the same to be the voluntary act and deed of said

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

Notary Public

My Appointment Expires
Know all men by these presents, That

United Bank of Kansas City and Wallace P. McKee, Trustees

of the Post Office of , in the State of , in consideration of

Dollars ($ ) in hand paid and other valuable consideration, receipt of which is hereby acknowledged, hereby grant and convey unto the CITY OF LEAMOOD, JOHNSON COUNTY, KANSAS, its successors and assigns, a Permanent Easement to construct, maintain, alter, repair, replace, a public road and sidewalk, utilities and all appurtenances convenient for said public road, together with the right of ingress and egress, over and through the following premises in the County of Johnson in the State of Kansas, to wit:

All that part of the SW¼ of Section 21, Township 13, Range 25, now in the City of Leamood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southeast corner of the SW¼ of said Section 21; thence S 87° 51' 24" W, along the South line of the SW¼ of said Section 21, a distance of 144.98 feet; thence N 2° 08' 36" W, along a line perpendicular to the South line of the SW¼ of said Section 21, a distance of 20 feet; thence Northwesterly and Easterly, along a curve to the right, having a radius of 330 feet, a central angle of 14° 08' 28", and whose initial tangent bearing is N 73° 42' 56" E, a distance of 81.45 feet, to a point of tangency; thence N 87° 51' 24" W, a distance of 4.38 feet, to a point 60 feet West of the East line of the SW¼ of said Section 21; thence N 2° 06' 32" W, along a line 60 feet West of and parallel to the East line of the SW¼ of said Section 21, a distance of 140.04 feet; thence N 87° 53' 28" E, along a line perpendicular to the East line of the SW¼ of said Section 21, a distance of 60 feet, to a point on the East line thereof; thence S 2° 06' 32" E, along the East line of the SW¼ of said Section 21, a distance of 170 feet, to the point of beginning... and also... Commencing at the Southeast corner of the SW¼ of said Section 21; thence S 87° 51' 24" W, along the South line of the SW¼ of said Section 21, a distance of 1277.76 feet, to the true point of beginning of subject tract; thence continuing S 87° 51' 24" W, along the South line of the SW¼ of said Section 21, a distance of 526.41 feet; thence N 2° 08' 36" W, along a line perpendicular to the South line of the SW¼ of said Section 21, a distance of 30 feet; thence N 87° 51' 24" E, along a line 30 feet North of and parallel to the South line of the SW¼ of said Section 21, a distance of 439.82 feet, to a point of curvature; thence Easterly and Southeasterly along a curve to the right, having a radius of 330 feet and a central angle of 11° 28' 42", a distance of 66.11 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the left, having a radius of 270 feet, a central angle of 4° 30' 01", and whose initial tangent bearing is S 80° 39' 54" E, a distance of 21.21 feet, to a point 20 North of the South line of the SW¼ of said Section 21; thence S 2° 08' 36" E, along a line perpendicular to the South line of the SW¼ of said Section 21, a distance of 20 feet, to the true point of beginning of subject tract, all subject to that part thereof dedicated for street purposes.

This grant is a permanent easement for the purpose aforesaid and full consideration therefore is acknowledged; provided however, if a temporary construction easement is granted herein, then the period of said temporary easement shall be no longer than one year from the date of acceptance of construction of said road within said City of Leamood, Johnson County, Kansas.

This agreement is binding upon the heirs, executors, administrators, successors, and assigns of the parties hereto, and it is understood that this agreement cannot be changed in any way except in writing, signed by the grantor and a duly authorized agent of the grantee.

IN WITNESS WHEREOF the grantor hereunto set hand and seal on this, the 12 day of October, 1928.

[Signature]

ATTEST:

[Signature]  
Assistant Secretary

[Signature]  
United Missouri Bank of Kansas City N.A.

[Signature]  
Co-trustees
INDIVIDUAL ACKNOWLEDGMENT

STATE OF MISSOURI, COUNTY OF JACKSON, ss:

BE IT REMEMBERED, THAT on this 12th day of October, 1984, before me, the undersigned Notary Public, personally came Wallace P. McKee, who is personally known to me to be the same person who executed the foregoing instrument of writing and as such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Kansas City, Missouri on the day and year last above written.

My Appointment Expires: Nov. 7, 1984

Notary Public Betty L. Stewart

INDIVIDUAL ACKNOWLEDGMENT

STATE OF MISSOURI, COUNTY OF / , ss:

BE IT REMEMBERED, THAT on this 12th day of October, 1984, before me, the undersigned Notary Public, personally came Michael L. McAuley, who is personally known to me to be the same person who executed the foregoing instrument of writing and as such person duly acknowledged the execution of the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Kansas City, Missouri on the day and year last above written.

My Appointment Expires: Nov. 7, 1984

Notary Public Betty L. Stewart

CORPORATE ACKNOWLEDGMENT

STATE OF MISSOURI, COUNTY OF JACKSON, ss:

BE IT REMEMBERED, THAT on this 12th day of October, 1984, before me, the undersigned Notary Public having for the County and State aforesaid, came Michael L. McAuley of United Missouri Bank of Kansas City, N.A., who is personally known to me to be the Vice President of said United Missouri Bank of Kansas City, N.A., and the same person who executed the foregoing instrument of writing, and duly acknowledged the execution of the same to be the voluntary act and deed of said Michael L. McAuley.

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

My Appointment Expires: Nov. 7, 1984

Notary Public Betty L. Stewart
STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the day of, with subsequent publications being made on the following dates:

__________________________, 19__________

__________________________, 19__________

Betty J. Jones

Subscribed and sworn to before me this 7th day of, 19__________

NOTARY PUBLIC

My Commission expires: 1/24/2023
Printer's Fee $ 20.00
Additional copies $
ORDINANCE NO. 838
AN ORDINANCE RELATING TO ACCEPTANCE OF TWO ROADWAY PLACEMENTS FOR THE CITY TO THE 127TH STREET
LINE OF SE 230 ST NW, SECTION 1, ROE TO
BE IT ORDAINED BY THE Govern-
ors of the County of Johnson, City of
Leawood, Kansas:
1.9-1.14 Section 1. The Governing Body of the City of
Leawood, Kansas, does hereby accept two roadway
placements, along with the restrictions and
reservations in Section 2 below, from the
City of Leawood, Kansas, described as
permanent easements to
be hereinafter, after
repair, widened, utilized and all
appropriate allowances
for said public road, together
with the right of ingress and
agress, over and through the
following premises in the
County of Johnson, in the
State of Kansas:
2. The parcel of land, at that point the SW 1/4 of
Section 26, Township 14, Range 28, now in the City of
Leawood, Johnson County, Kansas, more particularly
described as the
beginning
at the northeast corner of the
two lots described in Section 26, Township 14, Range 28,
Leawood, Kansas, more particularly
described in the
East Line of the Section, a distance of
170 feet, thence a line perpen-
dicular to the East Line of the
North Line of said Section 26, a distance of
60 feet; thence N 27° E 30° W, a distance of
199.03 feet; thence S 87° 29' W, a distance of
4.32 feet, to a point of curvature
thence Westerly and
Southwesterly, along a curve of
19.89 feet, to a point of reverse curvature;
thence Southwesterly and Westwardly, along a curve to the
right, having a radius of
330 feet, a central angle of
11° 28' 42", and whose inside tangent bearing is
S 67° 49' 00" E, a distance of
89.64 feet, to a point of tangent;
and also being
52 feet South of the
North Line of the SW 1/4 of said
Section 26; thence S 87° 24' W, along a
line of
230 feet South of and parallel to the
North Line of the SW 1/4 of said
Section 26, a distance of
330.93 feet, to a point of curvature;
thence Westerly and Northwesterly, along a curve to the
left, having a radius of
220 feet, a central angle of
10° 31' 31", and whose outside
tangent bearing is
S 67° 40' 00" E, a distance of 49.36
feet, to a point of tangent; and
also being 50 feet South of the
North Line of the SW 1/4 of said
Section 26; thence S 87° 24' W, along a
cross of 20 feet, a central angle of
10° 31' 31", and whose outside
tangent bearing is
S 67° 40' 00" E, a distance of 49.36
feet, to a point of tangent; and
also being 50 feet South of the
North Line of the SW 1/4 of said
Section 26; thence S 87° 24' W, along a
cross of 20 feet, a central angle of
10° 31' 31", and whose outside
tangent bearing is
S 67° 40' 00" E, a distance of 49.36
feet, to a point of tangent; and
also being 50 feet South of the
North Line of the SW 1/4 of said
Section 26; thence S 87° 24' W, along a
cross of 20 feet, a central angle of
10° 31' 31", and whose outside
tangent bearing is
S 67° 40' 00" E, a distance of 49.36
feet, to a point of tangent; and
also being 50 feet South of the
North Line of the SW 1/4 of said
Section 26.
3. That part of the SW 1/4 of
Section 26, Township 14,
Range 28, now in the City of
Leawood, Johnson County, Kansas, more particularly
described as the
beginning
at the northwest corner of the
South Line of the SW 1/4 of said
Section 26, a distance of
537.79 feet, to the true
corner of said Section 26, containing
537.79 feet.
4. That part of the SW 1/4 of
Section 26, Township 14,
Range 28, now in the City of
Leawood, Johnson County, Kansas, more particularly
described as the
beginning
at the southwesterly
line of the SW 1/4 of Section 26, a distance of
383.63 feet, to the true
corner of said Section 26, containing
383.63 feet.
5. That part of the
SW 1/4 of
Section 26, Township 14,
Range 28, now in the City of
Leawood, Johnson County, Kansas, more particularly
described as the
beginning
at the southwesterly
line of the SW 1/4 of Section 26, a distance of
383.63 feet, to the true
corner of said Section 26, containing
383.63 feet.
6. That part of the
SW 1/4 of
Section 26, Township 14,
Range 28, now in the City of
Leawood, Johnson County, Kansas, more particularly
described as the
beginning
at the southeast line of the
SW 1/4 of Section 26, a distance of
383.63 feet, to the true
corner of said Section 26, containing
383.63 feet.
7. That part of the
SW 1/4 of
Section 26, Township 14,
Range 28, now in the City of
Leawood, Johnson County, Kansas, more particularly
described as the
beginning
at the east line of the
SW 1/4 of Section 26, a distance of
383.63 feet, to the true
corner of said Section 26, containing
383.63 feet.
Repealed by Ord. #839

ORDINANCE NO. 837 CODE OF 1984
Effective 12/21/84

AN ORDINANCE RELATING TO WARD BOUNDARY CHANGES, AND REPEAL OF SECTIONS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTIONS. Section 1. Sections 6-103 and 6-104 of Revised Ordinances, as adopted by Ordinance No. 800, and Sections 6-105, 6-106, and 6-107 of Revised Ordinances, as adopted by Ordinance No. 715, are hereby repealed and the following enacted in lieu thereof:

6-103. BOUNDARIES OF WARD 1. Section 2. That territory of the City of Leawood beginning at the northeast corner of the present limits of the City; thence south along the eastern limits of the City to the centerline of 95th Street; thence westerly along the centerline of 95th Street to the centerline of Belinder; thence northerly along the centerline of Belinder to the centerline of 92nd Street; thence westerly along the centerline of 92nd Street to the junction with the centerline of 91st Street; thence westerly along the centerline of 91st Street to the southwest corner of Lot 585 of Leawood subdivision; thence northerly along the western boundaries of Lots 585, 584, 583, 582, 519, 520, 521, and 529, all in the subdivision of Leawood, to the centerline of 89th Street; thence westerly along the centerline of 89th Street to the western limits of the City; thence northerly and easterly along the western City limits to the centerline of Somerset Drive; thence easterly along the northern limits to the point of beginning.

6-104. BOUNDARIES OF WARD 2. Section 3. That territory of the City of Leawood beginning at the centerline of 95th Street at the eastern limits of the City; thence southerly along the eastern limits of the City to the centerline of 103rd Street; thence westerly along the centerline of 103rd Street to the western limits of the City; thence northerly along the western limits of the City to the northwest corner of Lot 969, Leawood Estates; thence easterly to the northeast corner of Lot 662, Leawood Estates; thence northerly along the western limits of the City, to the centerline of 95th Street; thence westerly along the centerline of 95th Street to the western limits of the City; thence northerly along the western limits of the City to the centerline of 89th Street; thence easterly along the centerline of 89th Street to the northeast corner of Lot 1096, Leawood; thence southerly along the eastern boundaries of Lots 1096, 1092, 1091, 1090, 1083, 1082, 1081, 1074, 1073, 1072, 1065, Leawood, to the centerline of 91st Street; thence easterly along the centerline of 91st Street to the junction with the centerline of 92nd Street; thence easterly along the centerline of 92nd Street to the centerline of Belinder; thence southerly along the centerline of Belinder to the centerline of 95th Street; thence easterly along the centerline of 95th Street to the eastern limits of the City and the point of beginning.

6-105. BOUNDARIES OF WARD 3. Section 4. That territory of the City of Leawood beginning at the centerline of 103rd Street at the eastern limits of the City; thence southerly along the eastern limits of the City to the southeast corner of Lot 18, Verona Gardens; thence westerly along the rear lot line of Lot 18, Verona Gardens to the southwest corner of Lot 75, Oxford Hills; thence northerly along the western boundaries of Lots 75,


ORDINANCE NO. 837
re Ward Boundary Changes

77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, Oxford Hills, to the centerline of 119th Street; thence westerly along the centerline of 119th Street to the western limits of the City; thence northerly and easterly along the western limits of the City to the centerline of 103rd Street; thence east along the centerline of 103rd Street to the eastern limits of the City and the point of beginning.

6-106. BOUNDARIES OF WARD 4. Section 5. That territory of the City of Leawood beginning at the southeast corner of Lot 18, Verona Gardens; thence southerly along the eastern boundary of the City to the junction with the southern boundary; thence westerly and southerly along the southern boundary of the City to the junction with the western boundary of the City; thence northerly along the western boundary of the City to the centerline of 119th Street; thence easterly along the centerline of 119th Street to the northeast corner of Lot 88, Oxford Hills; thence southerly along the eastern boundaries of Lots 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, and 76, to the southeast corner of Lot 76, all in Oxford Hills; thence easterly in a straight line to the eastern limits of the City and the point of beginning.

TAKE EFFECT. Section 6. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/19/84 Second Reading: 12/3/84

Passed by the Governing Body this 3rd day of December, 1984.

Approved by the Mayor this 3rd day of December, 1984.

(S.E.A.)

Mayor

Attest: 

City Clerk

APPROVED FOR FORM AND CONTENT: 

City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the ___ day of, December, 19__, with subsequent publications being made on the following dates:

__________________________ , 19___
__________________________ , 19___

__________________________ , 19___

Betty J. Jones

Subscribe and sworn to before me this ___ day of December, 19__

__________________________

NOTARY PUBLIC

My Commission expires: 03/29
Printer's Fee $ 0
Additional copies $ 0

PEARLIE A. PETERSON
NOTARY PUBLIC
STATE OF KANSAS
First Published in the Johnson County Sun, Friday, October 7, 1904.

ORDINANCE NO. 85
AN ORDINANCE RELATING TO WARD BOUNDARY CHANGES, AND REPEAL OF PREVIOUSLY ENACTED ORDINANCES IN CONFLICT HEREBY REPEALED

Sections 1, 2, 3, and 4 of said Ordinance No. 715, as heretofore enacted and as heretofore amended, are hereby repealed and the following substituted therefore:

1. Boundary of the City of Leawood
   Thence southerly along the western boundary of Lots 66, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, and 87, Oxford Hills; thence easterly along the eastern limits of the City to the centerline of 103rd Street; thence southerly along the centerline of 103rd Street to the western limits of the City; thence easterly along the centerline of 103rd Street to the centerline of 102nd Street; thence northerly along the centerline of 102nd Street to the centerline of 101st Street; thence westerly along the centerline of 101st Street to the western limits of the City.

2. Boundary of the City of Leawood
   Thence easterly along the centerline of 101st Street to the southeastern corner of Lot 79; thence southerly along the eastern boundary of Lot 79 to the centerline of 103rd Street; thence westerly along the centerline of 103rd Street to the western limits of the City; thence northerly along the centerline of 103rd Street to the point of beginning.

3. Boundary of the City of Leawood
   Thence westerly along the centerline of 103rd Street to the western limits of the City; thence northerly along the centerline of 103rd Street to the southeastern corner of Lot 79; thence southerly along the eastern boundary of Lot 79 to the centerline of 103rd Street; thence westerly along the centerline of 103rd Street to the western limits of the City; thence northerly along the centerline of 103rd Street to the eastern limits of the City.

4. Boundary of the City of Leawood
   Thence westerly along the centerline of 103rd Street to the centerline of 102nd Street; thence northerly along the centerline of 102nd Street to the centerline of 101st Street; thence westerly along the centerline of 101st Street to the western limits of the City; thence northerly along the centerline of 101st Street to the southeastern corner of Lot 79; thence southerly along the eastern boundary of Lot 79 to the centerline of 103rd Street; thence westerly along the centerline of 103rd Street to the western limits of the City; thence northerly along the centerline of 103rd Street to the point of beginning.
Be it ordained by the Governing Body of the City of Leawood, Kansas:

13-606. Section 1. The following streets within the City of Leawood, Kansas, are hereby designated and established as main trafficways pursuant to K.S.A. 12-685 and all acts amendatory thereto:

- State Line Road, as it is within the City of Leawood
- 135th Street (Highway K-150), as it is within the City of Leawood
- 119th Street, between State Line Road and Mission Road, and between Roe Avenue and Nall Avenue

TAKE EFFECT. Section 2. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 11/5/84 Second Reading: 11/19/84

Passed by the Governing Body this 19th day of November, 1984.

Approved by the Mayor this 19th day of November, 1984.

Mayor

City Clerk

City Attorney
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Judy L. Sutton being first Duty sworn, Deposes and says: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for consecutive (weeks, days) the first publication thereof being made as aforesaid on the __________ day of, November 19-___, with subsequent publications being made on the following dates:

________________________________________, 19---

________________________________________, 19---

________________________________________, 19---

________________________________________, 19---

________________________________________, 19---

________________________________________, 19---

________________________________________, 19---

________________________________________, 19---

___________________________

Judy L. Sutton

Subscribe and sworn to before me this 28th day of November 19-___

___________________________

Margaret E. B nose

NOTARY PUBLIC

My Commission expires: 3-31-88

Printer's Fee $ 16.60

Additional copies $
ORDINANCE NO. 315
AN ORDINANCE DESIGNATING MAIN TRAFFICeways WITHIN THE CITY OF LEAWOOD, KANSAS.

Be it enacted by the Governing Body of the City of Leawood, Kansas 13-606, Section 1, the following streets within the City of Leawood, Kansas, are hereby designated and established as a highway, pursuant to K.S.A. 12-665, and all Acts amendatory thereto:

State Line Road, as it is within the City of Leawood

126th Street (Highway K-156), as it is within the City of Leawood

113th Street, between State Line Road and Thunder Road, and between 61st Avenue and 67th Avenue.

This ordinance take effect, Section 3.

Passed by the Governing Body this 19th day of November, 1984.

Approved by the Mayor this 19th day of November, 1984.

(SIGNATURES)

d/rater Captain

Attorney City Clerk

City Clerk

Necessary for FORM AND CONTENT. (s) R. S. Wettlin,

City Attorney

1984.0.28
ORDINANCE NO. 835

AN ORDINANCE RELATING TO SIGNS IN THE CITY OF LEAWOOD, KANSAS, AND
REPEAL OF SECTIONS.

Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTIONS. Section 1. Sections 10-701 and 10-702 of Revised
Ordinances, as originally adopted by Ordinance No. 541, and Sections
10-703, 10-704, and 10-705 of Revised Ordinances, as originally adopted
by Ordinance No. 681, are hereby repealed and the following enacted in
lieu thereof:

10-701. SHORT TITLE. Section 2. This ordinance shall hereafter be
known and cited as the Leawood Residential Sign Ordinance.

10-702. FINDINGS AND PURPOSE:. Section 3. The Governing Body of the
City of Leawood finds that unregulated proliferation of commercial and
noncommercial signs results in visual clutter which is harmful to neigh-
borhood aesthetics and property values. Accordingly, it is the purpose
of this ordinance to regulate the display of all signs in residential:
areas within the City of Leawood to the maximum extent permissible by
law. It is the further specific purpose of this ordinance to provide
and establish criteria and standards for the regulation and control of
signs which are known to exist within residential areas of the City on
frequent basis such as street markers and other governmental signs, real
estate signs, garage sale signs and political campaign signs. In
enacting this ordinance, it is also the purpose of the ordinance to
establish criteria and standards for the regulation and control of signs
which are not specifically considered and defined within this ordinance.
It is the intent and purpose of this ordinance to prohibit the placement
of any sign of any type within residential districts of the City of
Leawood which are not in conformity with the criteria and standards
established herein regardless of whether said signs are specifically
addressed within this ordinance.

10-703. DEFINITIONS. Section 4. As used in this ordinance, unless the
content otherwise indicates:

1. The term "sign" shall be defined as any announcement,
attention attracting device, declaration, demonstration,
display, illustration or insignia used to advertise or
promote any business, product, activity, service or
interest of any person when the same is placed out of
doors in view of the general public.
2. "Facing" or "surface" shall mean the surface of the
sign upon, against, or through which the message is
displayed or illustrated on the sign.
3. "Person" shall mean and include any person, firm,
partnership, association, corporation, company or
organization of any kind.
4. "Erect" shall mean to build, construct, attach, hang,
place, suspend, or affix, and shall also include
painting of wall signs.
5. Real estate "for sale" signs shall mean a sign placed
in or upon a residential lot within the City of Leawood, the content of which attempts to convey truthful, commercial information that would lead a reasonable person to believe that an individual residence or lot is for sale.

6. "Garage sale sign" shall mean a sign placed upon a residential lot within the City of Leawood which attempts to convey information regarding the occurrence of a sale upon residential property of household items, which sale is conducted by a resident of the dwelling where the sale is held.

7. "Developer signs" shall mean any temporary sign which does not exceed eight (8) feet by eight (8) feet in exterior dimensions, and which is placed upon property located within a project or subdivision which is under construction and which attempts to convey truthful commercial information regarding the project or subdivision which is under construction.

8. "Builder sign" shall mean any temporary sign located upon a lot where a residence is under construction and which contains information identifying the builder of said residence. An individual residence shall be deemed to be under construction for the purposes of this definition from the date that ground is broken for purposes of commencing actual construction until the date that a certificate of occupancy has been issued by the City.

9. "Public right-of-way" shall mean a strip of land used for or intended to be used for street, utility, pedestrians or other public purposes, the fee of which is vested in a governmental body.

10. "Code Official" as used herein shall be that person or persons as provided for in Section PM-103.1 of the Property Maintenance Code of the City of Leawood.

10-704. PERMIT REQUIRED. Section 5. Except as provided herein, or as may be provided by other ordinance or resolution of the City of Leawood, it shall be unlawful for any person to erect, repair, alter, relocate or maintain any sign within the City of Leawood without first obtaining a permit and making payment of the fee required by Section 10-711 hereof.

10-705. EXCEPTIONS. Section 6. The permit as provided for in Section 10-704, shall not be required to erect, repair, alter, relocate or maintain the following signs upon property which is zoned for residential dwellings:

1. Street markers, traffic signs and other appropriate
ORDINANCE NO. 835
re Signs

signs displayed by the City of Leawood or other governmental subdivision;
2. A sign not to exceed 100 square inches in area, upon which there shall be exhibited the street number or name, or both, of a resident;
3. Signs specifically permitted under the Model Zoning Code and Subdivision Regulations of the City of Leawood as amended;
4. Real estate "for sale" signs;
5. Political campaign signs.

10-706. ADDITIONAL REQUIREMENTS. Section 7. All signs, including signs which are excepted under the provisions of Section 10-705 from the permit requirements of this ordinance and signs for which a permit is required shall comply with the following requirements and no person shall construct, erect or maintain any signs contrary to said requirements:

1. Not more than one sign, excluding signs described in Section 10-705 1 and 10-705 2, shall be displayed upon any residence or lot at any one time;
2. No sign other than a "developer sign" shall be greater in area than five (5) square feet;
3. No sign or any part thereof or attachment thereto other than a "developer sign" shall exceed three (3) feet in overall height;
4. No sign shall be placed closer than fifteen (15) feet from the edge of the pavement or the curb of the street;
5. No sign will be placed on a public right-of-way;
6. No real estate "for sale" sign shall be displayed longer than twenty-four (24) hours subsequent to the sale of the residence; for purposes of this ordinance sale shall be deemed to have occurred upon execution of a contract for sale by buyer and seller;
7. No garage sale sign shall be displayed unless a valid permit for said sign has been issued and no permit shall be issued which permits display of any garage sale sign for more than four (4) consecutive days;
8. Not more than two (2) permits authorizing the display of a garage sale sign upon any one residence shall be issued during any calendar year;
9. No political campaign sign shall be placed upon any residential lot more than fifteen (15) days prior to the election which is the subject of the campaign sign and all campaign signs shall be removed not later than forty-eight (48) hours following the election which is the subject of the campaign sign;
10. No permit shall be issued which authorizes the erection upon any residence or lot any sign advertising the business
ORDINANCE NO. 835

re Signs

of any person who has contracted or agreed with the owner of the residence or lot to perform maintenance, home improvements or repairs to or on the property;

11. No twirlers, flags, balloons or other paraphernalia shall be attached to any sign or displayed in conjunction with any sign unless the Code Official determines that said display or attachment will not be contrary to the intent and purposes of this act and a permit specifically authorizing said display or attachment has been issued by Code Official;

12. No sign shall be displayed which shall clearly adversely affect neighborhood aesthetics or result in visual clutter of a residential neighborhood;

13. No sign permit shall be issued which allows a sign to be displayed for a period of time which is longer than reasonably necessary to accomplish the purpose or communicate the information which is the subject matter of said sign;

14. No sign permit shall be issued for a period of time in excess of six (6) months; however, a sign permit can be renewed for additional periods of time upon submission of a new application for issuance of a permit and compliance with all other provisions of this ordinance;

15. A builder's sign may be displayed in lieu of or as a part of a real estate for sale sign.

10-707. PERMIT ISSUED. Section 8. Any person desiring to erect a sign for which a permit is required shall submit to the Code Official, an application upon a form to be provided by the Code Official, which shall contain the following information:

1. Name, address and telephone number of the applicant;
2. Location of building, structure or lot to which or upon which the sign or other advertising structure is to be attached or erected;
3. Position of the sign or other advertising structure in relation to nearby buildings or structures;
4. Length of time that sign will be displayed;
5. Written consent of the owner of the building, structure or land to which or on which the sign is to be erected;
6. If the applicant is requesting that a permit be issued to allow display of a "developer sign" the applicant shall provide a color scale drawing of the proposed sign;
7. Such other information as the Code Official shall require to show full compliance with this and all other laws and ordinances of the City.
10-708. PERMIT ISSUED IF APPLICATION IN ORDER. Section 9. It shall be the duty of the Code Official, upon filing of an application for a sign permit, to review the application and to conduct such other investigation as is necessary to determine the accuracy of the application. If it shall appear that the applicant has provided the information requested in the application and that the information is accurate and that the proposed sign when placed will comply with the ordinances of the City of Leawood, and specifically that the proposed sign will comply with the provisions of Section 10-706, he/she shall issue a sign permit.

10-709. DENIAL OF APPLICATION FOR SIGN PERMIT. Section 10. If the Code Official determines that the proposed sign is not in compliance with all the requirements of this ordinance and all other laws and ordinances of the City of Leawood, he/she shall not issue the requested permit and shall advise the applicant of the right to appeal as provided by 10-722.

10-710. PERMIT TO BE ATTACHED TO SIGN. Section 11. No sign, for which a permit is required, shall be displayed unless the permit is attached at all times of display.

10-711. PERMIT FEES. Section 12. Every applicant, before being granted a permit hereunder, shall pay to the City Treasurer a permit fee in the sum of Five Dollars ($5.00).

10-712. PROSECUTION FOR VIOLATION OF ORDINANCE. Section 13. If the Code Official or his or her representative shall have reason to believe that any sign regulated herein is constructed, erected, or being maintained in violation of the provisions of this ordinance, he/she may cause a complaint to be filed with the Clerk of the Municipal Court and request the issuance of a notice to appear and commencement of prosecution in the manner provided by K.S.A. 12-4201, against any person who is reasonably believed to have violated any provision of this ordinance. The Code Official may, in his or her discretion, give oral or written notice to the owner or occupant of the residence where a sign has been constructed, erected or is being maintained in violation of this ordinance, advising and notifying said owner or occupant that unless said sign is removed within forty-eight (48) hours of said notice a complaint will be filed alleging violation of this ordinance. For purposes of this ordinance, any owner of property shall be responsible for compliance with the provisions of this ordinance and may be prosecuted for violation of this ordinance if he or she permits or maintains a sign upon his or her property in violation of this ordinance.

10-713. RESTRICTION OF PLACEMENT. Section 14. No person shall paint, mark or write on, or post or otherwise affix any sign to or upon any sidewalk, crosswalk, curb, curbside, street lamp post, hydrant, tree, shrub, tree stake or guard, railroad trestle, electric light or power or telephone or telegraph pole, or wire appurtenance thereof or upon any fixture of the fire alarm or police alarm system or upon any lighting system, public
bridge, street signs or traffic signs.

10-714. REMOVAL. Section 15. Any sign which has been located in the public right-of-way contrary to the provisions of this ordinance, shall be removed immediately by any officer of the City of Leawood or any person discovering said sign. The Code Official may cause any sign which is an immediate peril to persons or property to be removed summarily and without notice.

10-715. SIGNS NOT TO CONSTITUTE TRAFFIC HAZARD. Section 16. No sign regulated by this ordinance shall be directed at the intersection of any street in such a manner as to obstruct free and clear vision; or any location where, by reason of the position, shape or color, said sign may interfere with, obstruct the view of or be confused with any authorized traffic sign, signal or device; or which makes use of the words "stop", "look", "drive-in", "danger", or any other word, phrase, symbol or character in such manner as to interfere with, mislead or confuse traffic.

10-716. FACE OF SIGN SHALL BE SMOOTH. Section 17. All signs or other advertising structures shall have a smooth surface and no nails, tacks or wires shall be permitted to protrude therefrom.

10-717. OBSCENE MATTER PROHIBITED. Section 18. It shall be unlawful for any person to display upon any sign any obscene, indecent or immoral matter.

10-718. DEED RESTRICTION. Section 19. No provision of this ordinance shall be deemed to prevent any person, homes association or other entity from maintaining an action to enforce private deed restrictions which are more restrictive than the criteria and standards established by this ordinance.

10-719. REVOCATION OF PERMIT. Section 20. The Code Official is hereby authorized and empowered to revoke any permit issued by him upon failure of the holder thereof to comply with any provision of this ordinance.

10-720. PENALTIES. Section 21. Any person who violates any of the provisions of this article shall, upon conviction, be fined an amount not to exceed Fifty Dollars ($50.00). Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

10-721. APPEAL. Section 22. Any person aggrieved by the action of the Code Official in the enforcement of this act may appeal to the City Council by giving written notice to the City Clerk not later than twenty (20) days after notice of refusal by the Code Official to issue the requested sign permit. In any such appeal, the City Council shall review the action of the Code Official and if it determines that the action of Code Official was incorrect, shall order issuance of the permit under such terms and conditions as are appropriate.
10-722. SEPARABILITY. Section 23. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

TAKE EFFECT. Section 24. This ordinance shall take effect and be in force from and after its publication in the "Code of 1984".

First Reading: 11/5/84 Second Reading: 11/19/84

Passed by the Governing Body this 19th day of November, 1984.

Approved by the Mayor this 19th day of November, 1984.

[Signatures]

J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: R.S. Wetzler, City Attorney