

ORD. NO.	DATE PASSED	DATE PUBLISHED	REV. ORD. BK. PGS. DISTR.	SUBJECT OF ORD.
721	2/1/82	2/5/82	X	AN ORD. RELATING TO ACCEPTANCE OF AN EASEMENT FOR STORM DRAINAGE PURPOSES FROM THE TRAVELERS INS. CO. - 111th & Roe
722	2/1/82	2/5/82	X	AN ORD. AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF LAND OR AN INTEREST THEREIN BY CONDEMNATION FOR CONSTRUCTION OF CERTAIN INTERSECTION IMPROVEMENTS TO INTERSECTION OF COLLEGE BLVD. & ROE AVE.
723	2/16/82	2/24/82	X	AN ORDINANCE RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES FROM CENTRAL ESTATES, INC. - across a part of Tract "I", LS, 2nd Plat
724	2/16/82	2/24/82	X	AN ORDINANCE RELATING TO ACCEPTANCE OF 6 DEEDS FOR STREET PURPOSES IN LEAWOOD SOUTH - Condolea Dr., Condolea Terr., Condolea Circle
725	2/16/82	2/24/82	X	AN ORD. RELATING TO ACCEPTANCE OF 4 EASEMENTS FOR STORM DRAINAGE PURPOSES FROM LEAWOOD SOUTH TOWNHOUSE ASSOC. & CAMBRIDGE TOWNHOUSE ASSOC.
726	2/16/82	2/24/82	X	AN ORD. RELATING TO ACCEPTANCE OF 3 DEEDS FOR STREET PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOC. - Cambridge Circle, Cambridge Court, & Cambridge Terr.
727	3/1/82	3/10/82	X	ORD. ADOPTING 1 AND 2 FAMILY DWELLING CODE/1979 Edition BY REFERENCE.
728	3/1/82	3/10/82	X	ORD. ADOPTING BOCA BASIC BLDG. CODE/1981 BY REF.
729	3/1/82	3/10/82	X	ORD. ADOPTING NATL. ELECTRICAL CODE/1981 BY REF.
730	3/1/82	3/10/82	X	ORD. ADOPTING BOCA BASIC PLUMBING CODE/1981 BY REF.
731	3/1/82	3/10/82	X	ORD. ADOPTING BOCA BASIC MECHANICAL CODE/1981 BY REF.
732	3/1/82	3/10/82	X	ORD. RE MOVING BUILDINGS
733	3/1/82	3/10/82	X	ORD. ADOPTING BOCA BASIC FIRE PREVENTION CODE, 1981 EDITION BY REFERENCE

ORD. NO.	DATE PASSED	DATE PUBLISHED	REV. ORD. BK. PGS. DISTR.	SUBJECT OF ORD.
708	7/20/81	7/29/81	X	AN ORD. ACCEPTING PERMANENT SANITARY SEWER EASEMENTS REQUIRED FOR THE RENOVATION OF THE LEAWOOD SEWER SYSTEM
709	7/20/81	7/29/81	X	AN ORD. AMENDING THE BOCA BASIC PROPERTY MAINTENANCE CODE/1981
710	8/3/81	8/7/81	X	AN ORD. AUTHORIZING & PROVIDING FOR CODIFICATION OF GENERAL ORDINANCES OF LEAWOOD, & PUBLICATION OF SUCH CODIFICATION IN PERMANENTLY BOUND OR LOOSE-LEAF BOOK FORM.
711	8/3/81	8/7/81	X	AN ORD. AUTHORIZING THE CONDEMNATION OF CERTAIN TEMPORARY AND PERMANENT SANITARY SEWER EASEMENTS - within OPKs. for LSS renovation (James Br.)
712	8/17/81	8/21/81	X	AN ORD. RELATING TO COMMERCIAL USE OF STREETS-LOUD-SPEAKERS
713	10/19/81	10/23/81	X	AN ORD. ACCEPTING PERMANENT SANITARY SEWER EASEMENTS REQUIRED FOR THE RENOVATION OF THE LEAWOOD SEWER SYSTEM
714	10/19/81	10/23/81	X	AN ORD. CHANGING THE NAME OF A STREET; "Overbrook Rd." on 1st Plat of Hunter's Ridge changed to "Pembroke La."
715	11/2/81	11/6/81	X	AN ORD. RELATING TO WARD BOUNDARY CHANGES
716	11/16/81	11/25/81	X	AN ORD. ADOPTING PERSONNEL RULES AND REGULATIONS
717	12/21/81	12/30/81	X	AN ORD. ACCEPTING A PERMANENT SANITARY SEWER EASEMENT FROM THE PENNAVARIAS REQUIRED FOR SEWER RENOVATION
718	1/18/82	1/27/82	X	AN ORD. VACATING A VEST POCKET PARK - at approx. 91st & Lee Blvd.
719	1/18/82	1/27/82	X	AN ORD. RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES FROM JOHN W. WARREN - required for College & Roe intersection improvements
720	1/18/82	1/27/82	X	AN ORD. RELATING TO ESTABLISHMENT OF LEAWOOD ARTS COUNCIL

AN ORDINANCE RELATING TO THE ADOPTION OF THE BOCA BASIC FIRE PREVENTION CODE, 1981 EDITION, AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC., MAKING CHANGES, ADDITIONS, AND DELETIONS THERETO AND THEREFROM AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012, AND AMENDMENTS THERETO, AND REPEAL OF SECTIONS.

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

REPEAL OF SECTION. Section 1. Sections 7-201 through 7-204, 7-301 through 7-320, and 7-401 through 7-408 of the Revised Ordinances, as adopted by the Codification of 1970, are hereby repealed and the following enacted in lieu thereof:

7-201. ESTABLISHMENT, DUTIES OF THE BUREAU OF FIRE PREVENTION. Section 2.

- a. There is hereby established a Bureau of Fire Prevention which shall be staffed by members of the Fire Department appointed by the Fire Chief.
- b. It shall be the duty of the Bureau of Fire Prevention to make inspections, issue permits, and to perform all other duties required by this article or any other ordinance of the City.

7-202. ADOPTION OF THE FIRE PREVENTION CODE. Section 3. The City of Leawood, Kansas, does hereby incorporate by reference under K.S.A. 12-3009 through 12-3012 the BOCA Basic Fire Prevention Code of 1981. Three (3) copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas, being marked and designated as the "BOCA Basic Fire Prevention Code, 1981 Edition", as published by the Building Officials and Code Administrators International, Inc. Each and all of the regulations, provisions, penalties, conditions and terms of said Code are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Sections 7-203 through 7-216 of this ordinance.

7-203. Section 4. Subsection F-100.1 Title is changed to read as follows: The regulations as set forth herein shall be known as the Fire Prevention Code of the City of Leawood, Kansas and are herein referred to as such or "this code".

7-204. Section 5. Subsection F-102.1 Enforcement Officer is changed to read as follows: It shall be the duty and responsibility of the Chief of the Fire Department to enforce the provisions of fire prevention code as herein set forth, and is herein referred to as the fire official. The Chief shall be empowered to authorize a representative or representatives, as needed, to achieve the enforcement of this code.

7-205. Section 6. Subsection F-103.2 Permits Required is changed to read as follows: Permits are required for the various uses and activities as provided

in this code. Permits shall at all times be kept on the premises designated therein and shall at all times be subject to inspection by the fire official. The permits required in the sections listed below shall be granted through the issuance of the occupancy certificate required by the Building Code of the City of Leawood, Kansas after fire department review of the submitted plans and, if necessary, an inspection of the property. These said sections are as follows:

- F-600.2 - Airport, Heliport and Helistop operation.
- F-700.2 - Application of flammable finishes.
- F-900.2 - Dry cleaning operations.
- F-1000.2- Dust Explosion hazard operations.
- F-1100.2- Fruit ripening processes.
- F-1300.2- Lumber yards and woodworking plants.
- F-1500.2- Industrial processing ovens and furnaces.
- F-1600.2- Places of assembly.
- F-1700.2- Service stations and garages.
- F-1800.1- Tents and air-supported structures.
- F-1900.2- Vehicle tire rebuilding plants.
- F-2000.2- Vehicle wrecking yards, junkyards and waste material handling plants.

7-206. Section 7. Subsection F-103.7 Payment of Fees is changed to read as follows: Fees for permits provided for under Sections 7-208 (F-301.2) and 7-215 (F-2800.2) must be paid before the permits are issued. Fee amount for each permit will be fifty dollars (\$50.00)

7-207. Section 8. Subsection F-105.4 Notice of Violation is changed to read as follows: Whenever the fire official or his 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 inspector 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 of personal notice.

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 by the inspector, the inspector shall notify the fire official of the condition. The fire official shall send a certified letter to the owner, or

operator of said building, structure, or premises requiring compliance or actions demonstrating intent to comply within ten (10) days of receipt of letter. Failure to comply with said letter will cause fire official to sign a complaint against the person, firm or corporation violating the provisions of this code. The legal counsel of the jurisdiction 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 his 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.

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 one dollar (\$1), nor more than five hundred dollars (\$500) and costs, and/or confinement in jail for a period not to exceed one (1) month. Each day that a violation continues, after a service of notice as provided for in this code, shall be deemed a separate offense.

7-208. Section 9. Subsection F-301.2 Permit Required is changed to read as follows: A person shall not kindle or maintain any open fire without having obtained a permit from the fire official, or his authorized representative. Upon determination that such burning is necessary and can be accomplished without undue danger to property or welfare of the City and its citizens, the fire official, or his authorized representative, may grant a permit. Request for a permit must be made by the owner of the property on which the burning is to be accomplished, or his agent. Said permit shall set forth the following information:

- a. name, address, and telephone number of the permittee;
- b. location and extent of permitted burning;
- c. permitted hours of burning;
- d. dates of beginning and end of burning, three days maximum;
- e. amount of fee paid.

Subsection F-301.3 Permit Conditions is changed to read as follows: All outside fires for which a permit has been issued by the fire official, shall be attended by and supervised by a responsible person or persons at all times. Such person or persons shall extinguish said fire one (1) hour before leaving the burning location, or shall bank the fire with earth so that the burning will be retarded or extinguished in such a manner that fire or sparks from the fire cannot spread to the surrounding area when the burning area is not under

repealed by Ord. 752, 7/19/82

supervision as provided above. Fire will not be allowed to exist, for any reason, beyond the limit of the permit. If at any time the fire official or his authorized representative should determine, either by reason of change in conditions of weather and/or surrounding circumstances or by violation of any kind set forth herein or attached to the permit, that such burning should cease, the permit may be immediately revoked by giving notice to the permittee or to the person supervising the fire.

Subsection F-301.4 Open Fire Material is changed to read as follows: Fuel for permitted fires must consist only of brush, shrubs, and trees accumulated during the land clearing operations necessary for building construction on said land.

7-209. Section 10. Subsections F-301.5, F-301.6, and F-303.2 are hereby deleted.

7-210. Section 11. Article 3 is hereby supplemented as follows: F-311.3 Required Open Space. Any accessible unoccupied open space required for the area allowance of the building by Section 506.2 of the 1981 BOCA Basic Building Code shall be maintained open, unoccupied, and accessible and the obstruction of such space in any manner is prohibited.

7-211. Section 12. Subsection F-700.1 Scope is changed to read as follows: The locations or areas where the following activities are intended to be conducted or are done shall comply with the provisions of this article, except that spray finishes applied during the construction process of a building is exempt from the provisions of this article.

7-212. Section 13. Subsections F-2100.2, F-2100.2.1, F-2100.3 and F-2101.3 are hereby deleted.

7-213. Section 14. Subsection F-2101.2 Qualifications of Operators is changed to read as follows: Individuals in charge of performing welding or cutting operations must be capable of doing such work in a safe manner. Demonstration of a working knowledge of the provisions of this article shall constitute acceptable evidence of compliance with this requirement.

7-214. Section 15. Article 27 is hereby deleted.

7-215. Section 16.

Subsection F-2800.2 Permit Required is changed to read as follows: A permit shall be obtained for the supervised public display of fireworks.

Subsection F-2800.3 Permit Applications is changed to read as follows: Applications for permits shall be made in writing to the Governing Body and filed with the City Clerk at least thirty (30) days in advance of the date of the display. No permit granted hereunder shall be transferable.

repealed by Ord.
752, 7/19/82

Subsection

/F-2801.1 General is changed to read as follows: It shall be unlawful for any person to store, to offer for sale, expose for sale, sell at retail or wholesale, or use or explode any fireworks, except as provided in this code for the granting of permits for supervised public displays of the fireworks by the jurisdiction, fair associations, amusement parks, and other organizations. Every such display shall be handled by a competent operator approved by the chiefs of police and fire departments of the jurisdiction and shall be of such character and so located, discharged, or fired as in the opinion of the fire official, after proper inspection, shall not be hazardous to property or endanger any person.

Subsection F-2801.2 Certificate of Insurance for Display is changed to read as follows: The permittee shall furnish a certificate of insurance naming the City of Leawood, Kansas as an additional insured. The amount shall be deemed adequate by the Governing Body for the payment of all damages which may be caused either to a person or persons or to property by reason of the permitted display, and arising from any acts of the permittee, the permittee's agents, employees or subcontractors. The minimum value of the insurance shall be \$100,000/\$300,000/\$50,000.

Subsection F-2801.3 Exceptions is changed to read as follows: Nothing in this article shall be construed to prohibit the use of fireworks by railroads, or other transportation agencies for signal purposes or illumination, or sale or use of blank cartridges for a show or theater, or for signal or ceremonial purposes in athletics or sports or for use by military organizations.

7-216. Section 17.

Subsection F-3100.2 Permit Required is changed to read as follows: A permit shall be obtained from the fire official for each installation of liquified petroleum gas utilizing individual storage containers or aggregate thereof of over 250 gallons water capacity. Prior to making such an installation, an installer shall submit plans to the fire official and if compliance with the requirements of the code is shown by said plans, a permit shall be issued.

Subsection F-3102.1 Location is changed to read as follows: No use of liquified petroleum gas, requiring storage exceeding a water capacity of 100 pounds will be allowed in residential areas consisting of building sites less than one acre. Siting provisions for permitted installations shown in Table F-3101 may be modified by the fire safety analysis described in Section 3912 of NFPA 58 listed in Appendix A or by the fire official if the proposed siting is deemed to be potentially hazardous to the public safety.

7-217. Section 18. VALIDITY OF ORDINANCE. 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 19. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

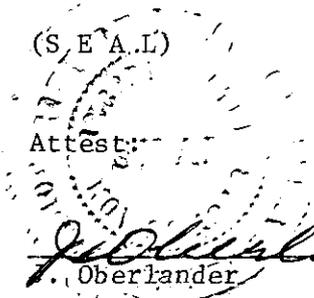
First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

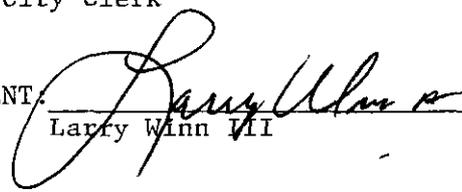
(S.E.A.L.)

Attest:

 J. Oberlander
Oberlander City Clerk


Kent L. Crippin Mayor

APPROVED FOR FORM AND CONTENT.


Larry Winn VII, City Attorney

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first
Duly sworn, Deposes and says: That she is Director of Legal Publications 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 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 _____, the first publication thereof being made
(weeks/days) day

as aforesaid on the 10th day of March,

19 82, with subsequent publication being made on the following dates:

_____, 19 _____, 19 _____
_____, 19 _____, 19 _____
_____, 19 _____, 19 _____

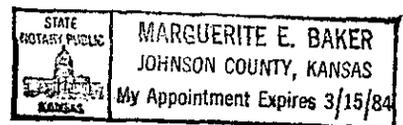
Kennetha E. Kuttler

Subscribe and sworn to before me this 10th day of March

19 82

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$114.19
Additional copies \$ _____



First Published In The Johnson County Sun, Wednesday, March 10, 1982.

ORDINANCE NO. 733
AN ORDINANCE RELATING TO THE ADOPTION OF THE BOCA BASIC FIRE PREVENTION CODE, 1981 EDITION, AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC., MAKING CHANGES, ADDITIONS, AND DELETIONS THERE-TO AND THEREFROM AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012, AND AMENDMENTS THERETO, AND REPEAL OF SECTIONS.

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

REPEAL OF SECTION. Section 1. Sections 7-201 through 7-204, 7-301 through 7-320, and 7-401 through 7-408 of the Revised Ordinances, as adopted by the Codification of 1970, are hereby repealed and the following enacted in lieu thereof:

7-201. ESTABLISHMENT, DUTIES OF THE BUREAU OF FIRE PREVENTION. Section 2.

a. There is hereby established a Bureau of Fire Prevention which shall be staffed by members of the Fire Department appointed by the Fire Chief.

b. It shall be the duty of the Bureau of Fire Prevention to make inspections, issue permits, and to perform all other duties required by this article or any other ordinance of the City.

7-202. ADOPTION OF THE FIRE PREVENTION CODE. Section 3. The City of Leawood, Kansas, does hereby incorporate by reference under K.S.A. 12-3009 through 12-3012 the BOCA Basic Fire Prevention Code of 1981. Three (3) copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas, being marked and designated as the "BOCA Basic Fire Prevention Code, 1981 Edition", as published by the Building Officials and Code Administrators International, Inc. Each and all of the regulations, provisions, penalties, conditions and terms of said Code are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Sections 7-203 through 7-216 of this ordinance.

7-203. Section 4. Subsection F-100.1 Title is changed to read as follows: The regulations as set forth herein shall be known as the Fire Prevention Code of the City of Leawood, Kansas and are herein referred to as such or "this code".

7-204. Section 5. Subsection F-102.1 Enforcement Officer is changed to read as follows: It shall be the duty and responsibility of the Chief of the Fire Department to enforce the provisions of fire prevention code as herein set forth, and is herein referred to as the fire official. The Chief shall be empowered to authorize a representative or representatives, as needed, to achieve the enforcement of this code.

7-205. Section 6. Subsection F-103.2 Permits Required is changed to read as follows: Permits are required for the various uses and activities as provided in this code. Permits shall at all times be kept on the premises designated therein and shall at all times be subject to inspection by the fire official. The permits required in the sections listed below shall be granted through the issuance of the occupancy certificate required by the Building Code of the City of Leawood, Kansas after fire department review of the submitted plans and, if necessary, an inspection of the property. These said sections are as follows:
F-600.2 - Airport, Heliport and Helistop operation.
F-700.2 - Application of flammable finishes.
F-900.2 - Dry cleaning operations.

F-1000.2 - Dust Explosion hazard operations.

F-1100.2 - Fruit ripening processes.

F-1300.2 - Lumber yards and woodworking plants.

F-1500.2 - Industrial processing ovens and furnaces.

F-1600.2 - Places of assembly.

F-1700.2 - Service stations and garages.

F-1800.1 - Tents and air-supported structures.

F-1900.2 - Vehicle tire rebuilding plants.

F-2000.2 - Vehicle wrecking yards, junkyards and waste material handling plants.

7-206. Section 7. Subsection F-103.7 Payment of Fees is changed to read as follows:

Fees for permits provided for under Sections 7-208 (F-301.2) and 7-215 (F-2800.2) must be paid before the permits are issued. Fee amount for each permit will be fifty dollars (\$50.00)

7-207. Section 8. Subsection F-105.4 Notice of Violation is changed to read as follows:

Whenever the fire official or his 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 inspector 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 of personal notice.

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 by the inspector, the inspector shall notify the fire official of the condition. The fire official shall send a certified letter to the owner, or operator of said building, structure, or premises requiring compliance or actions demonstrating intent to comply within ten (10) days of receipt of letter. Failure to comply with said letter will cause fire official to sign a complaint against the person, firm or corporation violating the provisions of this code.

The legal counsel of the jurisdiction 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 his 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.

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 one dollar (\$1), nor more than five hundred dollars (\$500) and costs, and/or confinement in jail for a period not to exceed one (1) month. Each day that a violation continues, after a service of notice as provided for in this code, shall be deemed a separate offense.

7-208. Section 9. Subsection F-301.2 Permit Required is changed to read as follows:

A person shall not kindle or maintain any open fire without having obtained a permit from the fire official, or his authorized representative. Upon determination that such burning is necessary and can be accomplished without undue danger to property or welfare of the City and its citizens, the fire official, or his authorized representative, may grant a permit. Request for a permit must be made by the owner of the property on which the burning is to be accomplished, or his agent. Said permit shall set forth the following information:

a. name, address, and telephone number of the permittee;
b. location and extent of permitted burning;
c. permitted hours of burning;
d. dates of beginning and end of burning, three days maximum;
e. amount of fee paid.

Subsection F-301.3 Permit Conditions is changed to read as follows: All outside fires for which a permit has been issued by the fire official, shall be attended by and supervised by a responsible person or persons at all times. Such person or persons shall extinguish said fire one (1) hour before leaving the burning location, or shall bank the fire with earth so that the burning will be retarded or extinguished in such a manner that fire or sparks from the fire cannot spread to the surrounding area when the burning area is not under supervision as provided above. Fire will not be allowed to exist, for any reason, beyond the limit of the permit. If at any time the fire official or his authorized representative should determine, either by reason of change in conditions of weather and/or surrounding circumstances or by violation of any kind set forth herein or attached to the permit, that such burning should cease, the permit may be immediately revoked by giving notice to the permittee or to the person supervising the fire.

Subsection F-301.4 Open Fire Material is changed to read as follows: Fuel for permitted fires must consist only of brush, shrubs, and trees accumulated during the land clearing operations necessary for building construction on said land.

7-209. Section 10. Subsections F-301.5, F-301.6, and F-303.2 are hereby deleted.

7-210. Section 11. Article 3 is hereby supplemented as follows: F-311.3 Required Open Space. Any accessible unoccupied open space required for the area allowance of the building by Section 506.2 of the 1981 BOCA Basic Building Code shall be maintained open, unoccupied, and accessible and the obstruction of such space in any manner is prohibited.

7-211. Section 12. Subsection F-700.1 Scope is changed to read as follows: The locations or areas where the following activities are intended to be conducted or are done shall comply with the provisions of this article, except that spray finishes applied during the construction process of a building is exempt from the provisions of this article.

7-212. Section 13. Subsections F-2100.2, F-2100.2.1, F-2100.3 and F-2101.3 are hereby deleted.

7-213. Section 14. Subsection F-2101.2 Qualifications of Operators is changed to read as follows: Individuals in charge of performing welding or cutting operations must be capable of doing such work in a safe manner. Demonstration of a working knowledge of the provisions of this article shall constitute acceptable evidence of compliance with this requirement.

7-214. Section 15. Article 27 is hereby deleted.

7-215. Section 16. Subsection F-2800.2 Permit Required is changed to read as follows: A permit shall be obtained for the supervised public display of fireworks.

Subsection F-2800.3 Permit Applications is changed to read as follows: Applications for permits shall be made in writing to the Governing Body and filed with the City Clerk at least thirty (30) days in advance of the date of the display. No permit granted hereunder shall be transferable.

Subsection F-2801.1 General is changed to read as follows: It shall be unlawful for any person to store, to offer for sale, expose for sale, sell at retail or wholesale, or use or explode any fireworks, except as provided in this code for the granting of permits for supervised public displays of the fireworks by the jurisdiction, fair associations, amusement parks, and other organizations. Every such display shall be handled by a competent operator approved by the chiefs of police and fire departments of the jurisdiction and shall be of such character and so located, discharged, or fired as in the opinion of the fire official, after proper inspection, shall not be hazardous to property or endanger any person.

Subsection F-2801.2 Certificate of Insurance for Display is changed to read as follows: The permittee shall furnish a certificate of insurance naming the City of Leawood, Kansas as an additional insured. The amount shall be deemed adequate by the Governing Body for the payment of all damages which may be caused either to a person or persons or to property by reason of the permitted display, and arising from any acts of the permittee, the permittee's agents, employees or subcontractors. The minimum value of the insurance shall be \$100,000/\$300,000/\$50,000.

Subsection F-2801.3 Exceptions is changed to read as follows: Nothing in this article shall be construed to prohibit the use of fireworks by railroads, or other transportation agencies for signal purposes or illumination, or sale or use of blank cartridges for a show or theater, or for signal or ceremonial purposes in athletics or sports or for use by military organizations.

7-216. Section 17. Subsection F-3100.2 Permit Required is changed to read as follows: A permit shall be obtained from the fire official for each installation of liquefied petroleum gas utilizing individual storage containers or aggregate thereof of over 250 gallons water capacity. Prior to making such an installation, an installer shall submit plans to the fire official and if compliance with the requirements of the code is shown by said plans, a permit shall be issued.

Subsection F-3102.1 Location is changed to read as follows: No use of liquefied petroleum gas, requiring storage exceeding a water capacity of 100 pounds will be allowed in residential areas consisting of building sites less than one acre. Siting provisions for permitted installations shown in Table F-3101 may be modified by the fire safety analysis described in Section 3912 of NFPA 58 listed in Appendix A or by the fire official if the proposed siting is deemed to be potentially hazardous to the public safety.

7-217. Section 18. VALIDITY OF ORDINANCE. 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 19. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.
First Reading: 2/1/82
Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.
(s) Kent E. Crippin
Mayor
(SEAL)

Attest:
(s) J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney
(1506 1W)

AN ORDINANCE GOVERNING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF THE MOVING OF BUILDINGS FROM ONE LOCATION TO ANOTHER LOCATION WITHIN OR THROUGH THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS; THE COLLECTION OF FEES; THE MAKING OF INSPECTIONS; THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, AND THE FIXING OF PENALTIES FOR VIOLATIONS THEREOF, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH 12-3012, AND AMENDMENTS THERETO; AND REPEALING ORDINANCE NO. 632 ENACTED MARCH 19, 1979.

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

REPEAL OF SECTION. Section 1. Sections 5-701 through 5-711 of the Revised Ordinances, as adopted by Ordinance No. 632, are hereby repealed and the following enacted in lieu thereof:

5-601. Section 2. This ordinance is intended to govern the moving of any or all buildings and structures through or within the City of Leawood, Kansas.

5-602. Section 3. For the purposes of this article, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the plural sense include the singular number, and words in the singular number include the plural number. "Shall" is always mandatory and not merely directory.

- A. "Applicant" means any person making application for a permit;
- B. "Building" or "Structure" means an assembly of materials forming a construction for occupancy or use including among other, houses, buildings, stadiums, gospel and circus tents, reviewing stands, platforms, stagings, observation towers, radio towers, water tanks, trestles, piers, wharfs, open sheds, coal bins, shelters, fences and display signs, excluding mobile homes for transfer;
- C. "Building Official" means the officer or other designated authority, designated by the city manager, charged with the administration and enforcement of this ordinance, or his duly authorized representative;
- D. "City" is defined as meaning the City of Leawood, Kansas;
- E. "Permittee" means any person obtaining a permit as provided for in this chapter;
- F. "Person" is defined as an individual human being.

5-603. MOVING PERMIT REQUIRED. Section 4. No person shall move any building or structure having a floor area of two hundred or more square feet, upon, across, or over any highway, street, alley, or sidewalk in the City without first obtaining a permit to do so, issued by the Building Official.

5-604. APPLICATION FOR PERMIT - FEES. Section 5. All applications for

permits to move buildings or other structures described in Sections 112.0 and 113.0 of the Building Code shall be made to the Building Official and such applications shall state and be in compliance with the following procedures:

- A. The dimensions of the building or structure as to length, height at its highest point when loaded for moving, width;
- B. The definite description of the building or structure proposed to be moved giving street number, construction materials, dimensions in square feet, number of rooms and condition of exterior and interior;
- C. The plot plan to scale with legal description of the lot from which the building is to be moved, giving the lot number, block number and subdivision, if located within the City;
- D. The plot plan to scale with the legal description of the lot to which it is proposed such building be removed, giving lot number, block number and subdivision, if located within the City;
- E. The day and hour when the moving is to commence and length of time of the move. In no event will a moving be allowed on a Saturday or Sunday or a holiday unless specifically allowed by the Building Official;
- F. The highways, streets, alleys or sidewalks over, along or across which the building or structure is proposed to be moved;
- G. The application shall be made not less than seven calendar days prior to the commencement of the moving and shall be accompanied by a fee of one hundred fifty dollars;
- H. The application must include copies of written notice that has been given by the applicant to the owners of adjacent lots and to the owners of wired or other facilities, whenever same will affect the public utilities located within the City limits, should a permit be granted for the removal of building or structure;
- I. The applicant of the building or structure to be moved, shall file with the application sufficient evidence that the building or structure and lot from which it is to be moved are free of any entanglements and that all taxes and any City charges against the owner are paid in full. Applicant should furnish a certificate of liability insurance for personal and property damage exempting and saving harmless the City in a minimum amount of one hundred thousand dollars injury each person, three hundred thousand dollars each occurrence, and fifty thousand dollars property damage.

- J. The applicant, if other than the owner, shall file with the application a written statement or bill of sale signed by the owner, or other sufficient evidence that he is entitled to move the building or structure.

5-605. BOND REQUIRED. Section 6. It shall be the duty of any person at the time of making application for a permit as provided in Section 5-210 to execute in favor of this City a good and sufficient bond to the City in the sum of ten thousand dollars, with good and sufficient security, conditioned, among other things, that the principal shall pay any and all damages which may be caused to any property, public or private, within the City when such injury or damage shall be inflicted by the principal or his agent, servant, employee, workman, contractor, or subcontractor, and such bond shall be conditioned also that the principal will serve, indemnify and protect the City from any and all liability, and that he will, in all respects, comply with all ordinances of the City and comply with the terms of his permit and be conditional upon his faithful performance of the move. The form of such bond must be approved by the City Attorney.

5-606. DUTIES OF BUILDING OFFICIAL. Section 7.

- A. Inspection. The Building Official shall inspect the building or structure and the applicant's equipment to determine whether the standard for issuance of a permit is met and issue or deny such permit.
- B. Standards for Issuance. The Building Official shall refuse to issue a permit if he finds;
1. That any application requirement or any fee, deposit, or bond requirement has not been complied with;
 2. That the building or structure is too large to move without injuring persons or property in the City;
 3. That the building or structure is in such a state of deterioration, disrepair or is otherwise so structurally unsafe that it cannot be moved without endangering persons or property within the City;
 4. That the building or structure is structurally unsafe or unfit for the purpose for which moved, if the removal location is in the City;
 5. That the applicant's equipment is unsafe and that persons and property would be endangered by its use;
 6. That zoning, subdivision or any other ordinances would be violated by the building or structure in its new location;
 7. That for any reason persons or property in the City would be endangered by the moving of the building or structure;

8. That the building or structure to be moved is not compatible to the neighborhood where building or structure is proposed to be located;
9. That any weight, length, width or other restriction imposed upon the use of the public or private roadways within the City limits by either City traffic ordinances or state statutes would be violated.

C. Fees and Deposits.

1. Deposits. The Building Official shall deposit all fees and deposits and all cash with the Planning and Development Department of the City;
2. Return upon Non-issuance. Upon the refusal to issue a permit, all funds deposited shall be returned to the applicant. If a permit is granted and the move is not made by the applicant, then one-half of all funds deposited will be refunded;
3. Claim on Bond. After the building or structure has been removed, the Building Official shall furnish the city manager, city engineer, and city attorney a written statement of all expenses and damages incurred in removing and replacing all property belonging to the City, and all material used in making of the removal and replacement together with a statement of all damages caused to or inflicted upon property, both private and public, for claim against the surety bond.

- D. Designate Streets for Removal. The Building Official shall procure from the Department of Public Works a list of designated streets over which the building or structure may be moved. The Building Official shall have the list approved by the Chief of Police and shall reproduce the list upon the permit in writing. In making their determinations, the Department of Public Works and the Chief of Police shall act to assure maximum safety to persons and property in the City and to minimize congestion and traffic hazards on public streets.

5-607. DUTIES OF PERMITTEE. Section 8. Every permittee under this article shall:

- A. Over Designated Streets. Move a building or structure only over streets designated for such use in the written permit;
- B. Notify of Revised Moving Time. Notify the Building Official within forty-eight hours of move in writing of a desired

- change in moving date and hour and route of move as proposed in the application and such change must be approved by the Building Official;
- C. Notify of Damage. Notify the Building Official in writing of any and all damages done to property belonging to the public and private property within twenty-four hours after the damage or injury has occurred;
 - D. Warning Devices at Night. It shall be the duty of any person moving any building or structure mentioned in Sections 5-601 or 5-602 upon or across any street, alley or sidewalk or other public place in the City to display red lanterns or other warning devices used in compliance with City traffic ordinances or state statutes thereon in such a manner as to show the extreme height and width thereof from thirty minutes after sunset to thirty minutes before sunrise, shall at all times erect and maintain barricades across the street in such manner as to protect the public from damage or injury by reason of removal of the building or structure, and shall have sufficient escort as provided by city ordinance, state statutes, or as determined as necessary for the public safety by the Chief of Police;
 - E. No building or structure or any part of any building or structure being moved shall be left in the parkway, street, or on the dedicated right-of-way line between the curb and the front property line of any lot;
 - F. Comply with Governing Law. Comply with the building code, fire zone, zoning ordinances and all other applicable traffic ordinances and laws upon relocating the building or structure in the City or move the same through the City;
 - G. Clear Old Premises. Remove all rubbish and materials and fill in excavations to existing grade at the original building or structure site so that the premises are left in a safe and sanitary condition within thirty days from the date of the move;
 - H. Remove Service Connections. Notify all utilities having service connections within the building or structure and otherwise located within the City limits whose facilities and services to the general public may be affected by the movement of the building or structure. Copies of notification shall be furnished to the Building Official;
 - I. Comply with the regulations and specifications contained in such permit granted by the Building Official to such permittee.

Department, Department of Public Works, City Administrator, City Engineer, City Attorney shall enforce and carry out the requirements of this ordinance as set forth herein.

5-609. PERMITTEE LIABLE FOR EXPENSE ABOVE DEPOSIT. Section 10. The permittee shall be liable for any expenses, damages, costs in excess of deposited amounts of securities, and the City Attorney shall prosecute an action against the permittee in a court of competent jurisdiction for the recovery of such excessive amounts.

5-610. ORIGINAL PREMISES LEFT UNSAFE. Section 11. This City shall proceed to do the work necessary to leave the original premises in a safe and sanitary condition, where permittee does not comply within ten days with the requirements of this chapter, and the cost thereof shall be charged against the general deposit.

5-611. PERMIT TIME LIMITATION. Section 12. Permits issued under and pursuant to this chapter shall be valid for a maximum time of two months.

5-612. PROPER FOUNDATION. Section 13. No building shall be moved to any lot unless and until a proper and suitable foundation or basement has been theretofore constructed on such lot of which such building will be permanently placed unless waived by the Building Official.

5-613. VIOLATION - PENALTY. Section 14. The violation of this article is a misdemeanor and any person convicted thereof shall be fined a sum not to exceed five hundred dollars or shall be imprisoned in the county jail for a period not to exceed six months, or shall be both so fined and imprisoned. Each day any violation of this chapter shall continue shall constitute a separate offense.

5-614. CIVIL ACTIONS. Section 15. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official or his assistants shall be enforceable in the District Court of Johnson County, Kansas or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas.

5-615. LIABILITY. Section 16. Requirements stated in Chapter V of the Revised Ordinances of the City of Leawood, Kansas and all existing codes and ordinances in force shall not be construed as imposing on the City, its officials, agents, or employees, any liability or responsibility for damages to

any property or injury to any person due to defective installations. The City, or any official, employee or agent thereof, shall not assume any liability or responsibility whatsoever by reason of inspection or approval of any installation.

5-616. SEPARABILITY. Section 17. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 18. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

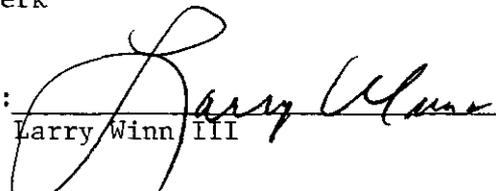
Approved by the Mayor this 3rd day of March, 1982.

(S E A L)

Attest:


J. Oberlander City Clerk


Kent W. Crappin Mayor

APPROVED FOR FORM AND CONTENT: , City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first
Duly sworn, Deposes and says: That she is Director of Legal Publications 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 SHAWNEE MISSION, KANSAS in said County
as a second class matter.

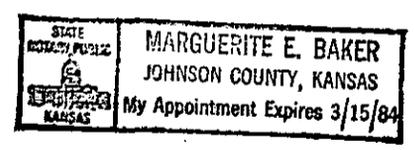
That the attached notice is a true copy thereof and was published in the
regular and entire issue of said newspaper for 1
consecutive day (weeks, days), the first publication thereof being made
as aforesaid on the 10th day of March,
19 82 with subsequent publication being made on the following dates:

_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

Subscribe and sworn to before me this 10th day of March
19 82.

Kennetha E. Kuttler
Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$125.75
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, March 10, 1982.

ORDINANCE NO. 732
AN ORDINANCE GOVERNING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF THE MOVING OF BUILDINGS FROM ONE LOCATION TO ANOTHER LOCATION WITHIN OR THROUGH THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS; THE COLLECTION OF FEES; THE MAKING OF INSPECTIONS; THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS; AND THE FIXING OF PENALTIES FOR VIOLATIONS THEREOF, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH 12-3012, AND AMENDMENTS THERETO; AND REPEALING ORDINANCE NO. 632 ENACTED MARCH 19, 1979. Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Sections 5-701 through 5-711 of the Revised Ordinances, as adopted by Ordinance No. 632, are hereby repealed and the following enacted in lieu thereof:

5-601. Section 2. This ordinance is intended to govern the moving of any or all buildings and structures through or within the City of Leawood, Kansas.

5-602. Section 3. For the purposes of this article, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the plural sense include the singular number, and words in the singular number include the plural number. "Shall" is always mandatory and not merely directory.

A. "Applicant" means any person making application for a permit;

B. "Building" or "Structure" means an assembly of materials forming a construction for occupancy or use including among other, houses, buildings, stadiums, gospel and circus tents, reviewing stands, platforms, stagings, observation towers, radio towers, water tanks, frestles, piers, wharfs, open sheds, coal bins, shelters, fences and display signs, excluding mobile homes for transfer;

C. "Building Official" means the officer or other designated authority, designated by the city manager, charged with the administration and enforcement of this ordinance, or his duly authorized representative;

D. "City" is defined as meaning the City of Leawood, Kansas;

E. "Permittee" means any person obtaining a permit as provided for in this chapter;

F. "Person" is defined as an individual human being.

5603. MOVING PERMIT REQUIRED. Section 4. No person shall move any building or structure having a floor area of two hundred or more square feet, upon, across, or over any highway, street, alley, or sidewalk in the City without first obtaining a permit to do so, issued by the Building Official.

5-604. APPLICATION FOR PERMIT - FEES. Section 5. All applications for permits to move buildings or other structures described in Sections 112.0 and 113.0 of the Building Code shall be made to the Building Official and such applications shall state and be in compliance with the following procedures:

A. The dimensions of the building or structure as to length, height at its highest point when loaded for moving, width;

B. The definite description of the building or structure proposed to be moved giving street number, construction materials, dimensions in square feet, number of rooms and condition of exterior and interior;

C. The plot plan to scale with legal description of the lot from which the building is to be moved, giving the lot number, block number and subdivision, if located within the City;

D. The plot plan to scale

with the legal description of the lot to which it is proposed such building be removed, giving lot number, block number and subdivision, if located within the City;

E. The day and hour when the moving is to commence and length of time of the move. In no event will a moving be allowed on a Saturday or Sunday or a holiday unless specifically allowed by the Building Official;

F. The highways, streets, alleys or sidewalks over, along or across which the building or structure is proposed to be moved;

G. The application shall be made not less than seven calendar days prior to the commencement of the moving and shall be accompanied by a fee of one hundred fifty dollars;

H. The application must include copies of written notice that has been given by the applicant to the owners of adjacent lots and to the owners of wired or other facilities, whenever same will affect the public utilities located within the City limits, should a permit be granted for the removal of building or structure;

I. The applicant of the building or structure to be moved, shall file with the application sufficient evidence that the building or structure and lot from which it is to be moved are free of any encumbrances and that all taxes and any City charges against the owner are paid in full. Applicant should furnish a certificate of liability insurance for personal and property damage exempting and saving harmless the City in a minimum amount of one hundred thousand dollars injury each person, three hundred thousand dollars each occurrence, and fifty thousand dollars property damage.

J. The applicant, if other than the owner, shall file with the application a written statement or bill of sale signed by the owner, or other sufficient evidence that he is entitled to move the building or structure.

5-605. BOND REQUIRED. Section 6. It shall be the duty of any person at the time of making application for a permit as provided in Section 5-210 to execute in favor of this City a good and sufficient bond to the City in the sum of ten thousand dollars, with good and sufficient security, conditioned, among other things, that the principal shall pay any and all damages which may be caused to any property, public or private, within the City when such injury or damage shall be inflicted by the principal or his agent, servant, employee, workman, contractor, or subcontractor, and such bond shall be conditioned also that the principal will serve, indemnify and protect the City from any and all liability; and that he will, in all respects, comply with all ordinances of the City and comply with the terms of his permit and be conditional upon his faithful performance of the move. The form of such bond must be approved by the City Attorney.

5-606. DUTIES OF BUILDING OFFICIAL. Section 7.

A. Inspection. The Building Official shall inspect the building or structure and the applicant's equipment to determine whether the standard for issuance of a permit is met and issue or deny such permit.

B. Standards for Issuance. The Building Official shall refuse to issue a permit if he finds:

1. That any application requirement or any fee, deposit, or bond requirement has not been complied with;

2. That the building or structure is too large to move without injuring persons or property in the City;

3. That the building or structure is in such a state of deterioration, disrepair or is otherwise so structurally unsafe that it cannot be moved without endangering persons or property within the City;

4. That the building or structure is structurally unsafe or unfit for the purpose for which moved, if the removal location is in the City;

5. That the applicant's equipment is unsafe and that persons and property would be endangered by its use;

6. That zoning, subdivision or any other ordinances would be violated by the building or structure in its new location;

7. That for any reason persons or property in the City would be endangered by the moving of the building or structure;

8. That the building or structure to be moved is not compatible to the neighborhood where building or structure is proposed to be located;

9. That any weight, length, width or other restriction imposed upon the use of the public or private roadways within the City limits by either City traffic ordinances or state statutes would be violated.

C. Fees and Deposits.

1. Deposits. The Building Official shall deposit all fees and deposits and all cash with the Planning and Development Department of the City;

2. Return upon Non-issuance. Upon the refusal to issue a permit, all funds deposited shall be returned to the applicant. If a permit is granted and the move is not made by the applicant, then one-half of all funds deposited will be refunded;

3. Claim on Bond. After the building or structure has been removed, the Building Official shall furnish the city manager, city engineer, and city attorney a written statement of all expenses and damages incurred in removing and replacing all property belonging to the City, and all material used in making of the removal and replacement together with a statement of all damages caused to or inflicted upon property, both private and public, for claim of a surety bond.

D. Designate Streets for Removal. The Building Official shall procure from the Department of Public Works a list of designated streets over which the building or structure may be moved. The Building Official shall have the list approved by the Chief of Police and shall reproduce the list upon the permit in writing. In making their determinations, the Department of Public Works and the Chief of Police shall act to assure maximum safety to persons and property in the City and to minimize congestion and traffic hazards on public streets.

5-607. DUTIES OF PERMITTEE. Section 8. Every permittee under this article shall:

A. Over Designated Streets. Move a building or structure only over streets designated for such use in the written permit;

B. Notify of Revised Moving Time. Notify the Building Official within forty-eight hours of move in writing of a desired change in moving date and hour and route of move as proposed in the application and such change must be approved by the Building Official;

C. Notify of Damage. Notify the Building Official in writing of any and all damages done to property belonging to the public and private property within twenty-four hours after the damage or injury has occurred;

D. Warning Devices at Night. It shall be the duty of any person moving any building or structure mentioned in Sections 5-601 or 5-602 upon or across any street, alley or sidewalk or other public place in the City to display red lanterns or other warning devices used in compliance with City traffic ordinances or state statutes thereon in such a manner as to show the extreme height and width thereof from thirty minutes after sunset to thirty minutes before sunrise, shall at all times erect and maintain barricades across the street in such manner as to protect the public from damage or injury by reason of removal of the building or structure, and shall have sufficient escort as provided by city ordinance, state statutes, or as determined as necessary for the public safety by the Chief of Police;

E. No building or structure or any part of any building or structure being moved shall be left in the parkway, street, or on the dedicated right-of-way line between the curb and the front property line of any lot;

F. Comply with Governing Law. Comply with the building code, fire zone, zoning ordinances and all other applicable traffic ordinances and laws upon relocating the building or structure in the City or move the same through the City;

G. Clear Old Premises. Remove all rubbish and materials and fill in excavations to existing grade at the original building or structure site so that the premises are left in a safe and sanitary condition within thirty days from the date of the move;

H. Remove Service Connections. Notify all utilities having service connections within the building or structure and otherwise located within the City limits whose facilities and services to the general public may be affected by the movement of the building or structure. Copies of notification shall be furnished to the Building Official;

I. Comply with the regulations and specifications contained in such permit granted by the Building Official to such permittee.

5-608. ENFORCING OFFICERS. Section 9. The Building Official, Police Department, Department of Public Works, City Administrator, City Engineer, City Attorney shall enforce and carry out the requirements of this ordinance as set forth herein.

5-609. PERMITTEE LIABLE FOR EXPENSE ABOVE DEPOSIT. Section 10. The permittee shall be liable for any expenses, damages, costs in excess of deposited amounts of securities, and the City Attorney shall prosecute an action against the permittee in a court of competent jurisdiction for the recovery of such excessive amounts.

5-610. ORIGINAL PREMISES LEFT UNSAFE. Section 11. This City shall proceed to do the work necessary to leave the original premises in a safe and sanitary condition, where permittee does not comply within ten days with the requirements of this chapter, and the cost thereof shall be charged against the general deposit.

5-611. PERMIT TIME LIMITATION. Section 12. Permits issued under and pursuant to this chapter shall be valid for a maximum time of two months.

5-612. PROPER FOUNDATION. Section 13. No building shall be moved to any lot unless and until a proper and suitable foundation or basement has been theretofore constructed on such lot of which such building will be permanently placed unless waived by the Building Official.

5-613. VIOLATION - PENALTY. Section 14. The violation of this article is a misdemeanor and any person convicted thereof shall be fined a sum not to exceed five hundred dollars or shall be imprisoned in the county jail for a period not to exceed six months, or shall be both so fined and imprisoned. Each day any violation of this chapter shall continue shall constitute a separate offense.

5-614. CIVIL ACTIONS. Section 15. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official or his assistants shall be enforceable in the District Court of Johnson County, Kansas or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas.

5-615. LIABILITY. Section 16. Requirements stated in Chapter V of the Revised Ordinances of the City of Leawood, Kansas and all existing codes and ordinances in force shall not be construed as imposing on the City, its officials, agents, or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The City, or any official, employee or agent thereof, shall not assume any liability or responsibility whatsoever by reason of inspection or approval of any installation.

5-616. SEPARABILITY. Section 17. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 18. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82 Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

(s) Kent E. Crippin Mayor (SEAL)

Attest: (s) J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney (1505 1W)

ORDINANCE NO. 731
Repealed by Ord. #839
CODE OF 1984
Effective 12/21/84

AN ORDINANCE GOVERNING THE CONDITION, TERMS, SPECIFICATIONS, AND CONTROL OF THE DESIGN AND INSTALLATION OF MECHANICAL SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS, THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, THE FIXING OF PENALTIES FOR THE VIOLATION THEREOF; AND INCORPORATING BY REFERENCE THE 1981 BOCA BASIC MECHANICAL CODE AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.; THE MAKING OF CHANGES, ADDITIONS AND DELETIONS THERETO AND THEREFROM, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH 12-3012, AND AMENDMENTS THERETO; AND REPEALING ORDINANCE NO. 631, ENACTED MARCH 19, 1979.

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

REPEAL OF SECTION. Section 1. Sections 5-601 through 5-603 of the Revised Ordinances, as adopted by Ordinance No. 631, are hereby repealed and the following enacted in lieu thereof:

5-501. MECHANICAL CODE ADOPTED. Section 2. The 1981 BOCA Basic Mechanical Code as published by the Building Officials and Code Administrators International, Inc., is hereby adopted and incorporated in this Chapter as fully as if set forth herein excepting only such parts or portions thereof as specifically deleted, added or changed in Sections 5-502 through and including 5-515 of this ordinance. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-502. Section 3. M-100.1 Title is changed to read as follows: This code shall be known as the Mechanical Code of the City of Leawood, Kansas, hereinafter referred to as the mechanical code or this code.

5-503. Section 4. M-100.2 Scope is changed to read as follows: The design and installation of mechanical systems including heating systems, ventilating systems, cooling systems, steam and hot water heating systems, process piping, boilers and pressure vessels, appliances utilizing gas, liquid or solid fuel, chimneys and vents, mechanical refrigeration systems, shall comply with the requirements of this code except use group R-4 structures. These mechanical systems may be designed and installed in accordance with the One and Two Family Dwelling Code as enacted in Section 5-101, Chapter 5, of the Revised Ordinances of the City of Leawood, Kansas.

5-504. Section 5. M-114.1 General is changed to read as follows: A permit to begin work for new construction or alteration shall not be issued until the fees prescribed in the Revised Ordinances of the City of Leawood, Kansas, Chapter V, 5-210, have been paid nor shall an amendment to a permit necessitating an additional fee because of additional work involved be approved until the additional fees shall have been paid.

M-114.2 Periodic Inspections is hereby deleted.

M-114.3 Fee Schedule is hereby deleted.

5-505. Section 6. M-117.4 Violation - Penalty is changed to read as follows: Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs a mechanical system in violation of an approved plan or directive of the Building Official, or of a permit or certificate issued under the provisions of this code or other references incorporated is guilty of a public offense, punishable as provided in Section 5-217 of the Revised Ordinances of the City of Leawood, Kansas.

5-506. Section 7. M-118.2 Unlawful Continuance is changed to read as follows: Any person who shall continue such work in or about the building after having been served with a stop order, except such work as he is directed to perform to remove a violation or unsafe condition, shall, upon conviction, be punished as provided in Section 5-218 of the Revised Ordinances of the City of Leawood, Kansas.

5-507. Section 8. M-201.0 Definitions is changed to read as follows: "Department" - "The Department of Planning and Development of the City of Leawood, Kansas, or the building official thereof, responsible for the enforcement of this code, or his representative".

5-508. Section 9. M-601.2.8 of the BOCA Basic Mechanical Code/1981 is hereby deleted.

5-509. Section 10. M-602.5 Pipe Entry Into Building shall read as follows: All piping shall enter into the building above grade. Figure M-602.7 shall be modified accordingly.

5-510. Section 11. M-602.7.1 Underground Plastic Pipe is changed to read as follows: When underground plastic tube or pipe, steel tube or copper tube is supplied from interior gas piping, the interior piping shall be extended through the outside wall, above grade, with steel or wrought iron pipe. Underground connections made to the copper tube, steel tube, or plastic tube or pipe, shall be made at a point at least fifteen (15) inches below the surface of the ground. Above ground connections shall be provided with a protective steel or wrought iron pipe sleeve. The sleeve shall extend from a point nine (9) inches below the ground surface to a rigid connection with the extended interior house gas piping. The exterior gas-carrying pipe or its protective sleeve shall be not more than six (6) inches from the outside face of the building wall. The underground portion of the gas-carrying steel or wrought iron pipe must be wrapped or coated. The opening in the foundation or wall through which the extended pipe passes shall be sealed with waterproof material.

5-511. Section 12. M-900.3 of the BOCA Basic Mechanical Code/1981 is hereby deleted.

5-512. Section 13. M-1117 of the BOCA Basic Mechanical Code/1981 is hereby deleted.

5-513. CIVIL ACTIONS. Section 14. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official, or his assistant, shall be enforceable in the District Court of Johnson County, Kansas, or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas.

5-514. LIABILITY. Section 15. Requirements stated in Chapter V of the Revised Ordinances of the City of Leawood, Kansas and all existing codes and ordinances in force shall not be construed as imposing on the City, its officers, agents or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The City or any official, employee or agent thereof shall not assume any liability or responsibility whatsoever by reason of inspection or approval of any installation.

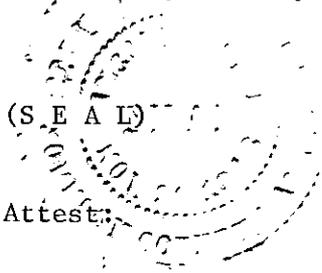
5-515. SEPARABILITY. Section 16. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 17. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.



Attest:

Kent E. Crispin
Kent E. Crispin Mayor

J. Oberlander
J. Oberlander City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 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 1 consecutive day (weeks/days), the first publication thereof being made as aforesaid on the 10th day of March, 19 82, with subsequent publication being made on the following dates:

_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

Subscribe and sworn to before me this 10th day of March, 19 82.

Kennetha E. Kuttler
Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$62.94
Additional copies \$



First Published in The Johnson County Sun, Wednesday, March 10, 1982.

ORDINANCE NO. 731
AN ORDINANCE GOVERNING THE CONDITION, TERMS, SPECIFICATIONS, AND CONTROL OF THE DESIGN AND INSTALLATION OF MECHANICAL SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS, THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, THE FIXING OF PENALTIES FOR THE VIOLATION THEREOF; AND INCORPORATING BY REFERENCE THE 1981 BOCA BASIC MECHANICAL CODE AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.; THE MAKING OF CHANGES, ADDITIONS AND DELETIONS THERETO AND THEREFROM, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH 12-3012, AND AMENDMENTS THERETO; AND REPEALING ORDINANCE NO. 631, ENACTED MARCH 19, 1979.

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

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5-504. Section 5. M-114.1 General is changed to read as follows: A permit to begin work for new construction or alteration shall not be issued until the fees prescribed in the Revised Ordinances of the City of Leawood, Kansas, Chapter V, 5-210, have been paid nor shall an amendment to a permit necessitating an additional fee because of additional work involved be approved until the additional fees shall have been paid.

M-114.2 Periodic Inspections is hereby deleted.

M-114.3 Fee Schedule is hereby deleted.

5-505. Section 6. M-117.4 Violation - Penalty is changed to read as follows: Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs a mechanical system in violation of an approved plan or directive of the Building Official, or of a permit or certificate issued under the provisions of this code or other references incorporated is guilty of a public offense, punishable as provided in Section 5-217 of the Revised Ordinances of the City of Leawood, Kansas.

5-506. Section 7. M-118.2 Unlawful Continuance is changed to read as follows: Any person who shall continue such work in or about the building after having been served with a stop order, except such work as he is directed to perform to remove a violation or unsafe condition, shall, upon conviction, be punished as provided in Section 5-218 of the Revised

Ordinances of the City of Leawood, Kansas.

5-507. Section 8. M-201.0 Definitions is changed to read as follows: "Department" - "The Department of Planning and Development of the City of Leawood, Kansas, or the building official thereof, responsible for the enforcement of this code, or his representative".

5-508. Section 9. M-601.2.8 of the BOCA Basic Mechanical Code/1981 is hereby deleted.

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5-510. Section 11. M-602.7.1 Underground Plastic Pipe is changed to read as follows: When underground plastic tube or pipe, steel tube or copper tube is supplied from interior gas piping, the interior piping shall be extended through the outside wall, above grade, with steel or wrought iron pipe. Underground connections made to the copper tube, steel tube, or plastic tube or pipe, shall be made at a point at least fifteen (15) inches below the surface of the ground. Above ground connections shall be provided with a protective steel or wrought iron pipe sleeve. The sleeve shall extend from a point nine (9) inches below the ground surface to a rigid connection with the extended interior house gas piping. The exterior gas-carrying pipe or its protective sleeve shall be not more than six (6) inches from the outside face of the building wall. The underground portion of the gas-carrying steel or wrought iron pipe must be wrapped or coated. The opening in the foundation or wall through which the extended pipe passes shall be sealed with waterproof material.

5-511. Section 12. M-900.3 of the BOCA Basic Mechanical Code/1981 is hereby deleted.

5-512. Section 13. M-1117 of the BOCA Basic Mechanical Code/1981 is hereby deleted.

5-513. CIVIL ACTIONS. Section 14. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official, or his assistant, shall be enforceable in the District Court of Johnson County, Kansas, or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas.

5-514. LIABILITY. Section 15. Requirements stated in Chapter V of the Revised Ordinances of the City of Leawood, Kansas and all existing codes and ordinances in force shall not be construed as imposing on the City, its officers, agents or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The City or any official, employee or agent thereof shall not assume any liability or responsibility whatsoever by reason of inspection or approval of any installation.

5-515. SEPARABILITY. Section 16. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 17. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

(s) Kent E. Crippin
Mayor

(SEAL)
Attest:

(s) J. Oberlander,
City Clerk

APPROVED FOR FORM AND CONTENT:

(s) Larry Winn III, City Attorney

(1504 IW)

AN ORDINANCE GOVERNING THE CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF THE DESIGN AND INSTALLATION OF PLUMBING SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS, THE COLLECTION OF FEES, THE MAKING OF INSPECTIONS, THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, AND THE FIXING OF PENALTIES FOR THE VIOLATIONS THEREOF; INCORPORATING BY REFERENCE THE BOCA BASIC PLUMBING CODE, 1981 EDITION, AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.; THE MAKING OF CHANGES AND ADDITIONS THERETO AND THEREFROM, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012 AND AMENDMENTS THEREOF; AND REPEALING ORDINANCE NO. 630 ENACTED MARCH 19, 1979.

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

REPEAL OF SECTION. Section 1. Sections 5-501 through 5-503 of the Revised Ordinances, as adopted by Ordinance No. 630, are hereby repealed and the following enacted in lieu thereof:

5-401. PLUMBING CODE ADOPTED. Section 2. The BOCA Basic Plumbing Code, 1981 Edition, as published by the Building Officials and Code Administrators International, Inc., is hereby adopted and incorporated in this Chapter as fully as if set forth herein, excepting only such parts or portions thereof as are specifically added or changed in Sections 5-402 through 5-414 of this ordinance. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-402. Section 3. P-100.1 Title is changed to read as follows: These regulations shall be known as the Plumbing Code of the City of Leawood, Kansas, hereinafter referred to as the plumbing code or "this code".

5-403. Section 4. P-100.2 Scope is changed to read as follows: The design and installation of plumbing systems, including sanitary drainage, sanitary facilities, water supplies, storm water, and sewage disposal in buildings shall comply with the requirements of this code, except Use Group R-4 structures. Such plumbing systems may be designed and installed in accordance with the One and Two Family Dwelling Code/1979 and 1980 amendments thereto as enacted in Chapter V of the Revised Ordinances of the City of Leawood, Kansas. Not included in the scope of this code are installations of gas piping, chilled water supply in connection with refrigeration, process and comfort cooling, hot water piping in connection with building heating, and piping for sprinklers and standpipes. Water and drainage connections to such installations shall be made in accordance with the requirements of this code.

5-404. Section 5. P-104.1 Continuation is changed to read as follows: The legal use and occupancy of any structure existing on the publication date of this ordinance or for which it had been heretofore approved, may be continued without change, except as may be specifically covered in this code or as may be deemed necessary by the plumbing official for the general safety and welfare of the occupants and the public.

5-405. Section 6. P-114.2 Fee Schedule is changed to read as follows: The permit fees for all plumbing work shall be as prescribed in the Revised Ordinances of the City of Leawood, Kansas, Section 5-210.

5-406. Section 7. P-117.4 Penalties is changed to read as follows: Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs a plumbing system in violation of an approved plan or directive of the Building Official or of a permit or certificate issued under the provisions of the Revised Ordinances of the City of Leawood, Kansas, or other references incorporated, is guilty of a public offense, punishable as provided in Section 5-217 of the Revised Ordinances of the City of Leawood, Kansas

5-407. Section 8. P-303.2 Public Systems Available is hereby deleted.

5-408. Section 9. P-308.3 Freezing is changed to read as follows: Water service piping and sewers shall be installed below recorded frost penetration but not less than three feet six inches below grade for water piping and in accordance with Johnson County Wastewater District regulations for sewers. Plumbing piping in exterior building walls shall be adequately protected against freezing by insulation or heat or both.

5-409. Section 10. P-800.1 Scope is changed to read as follows: The provisions of this article shall control the methods concerning the maximum projected roof area for drains of various slopes, size of roof gutters and vertical leaders, building subdrains, methods of installation, roof drains and general use. Nothing in this article shall be construed to take precedence over the requirements set forth for storm drains as established by Leawood Subdivision Regulations or the regulations set forth by the Johnson County Wastewater District.

5-410. Section 11. P-804.2 Sump Pump Systems is changed to read as follows: Sump pump systems shall include the sump pump, pit, discharge, piping, and an individual branch electrical circuit. The sump pump may be omitted where local conditions indicate that footing drains will flow by gravity to a correct exterior drainage area. The pump when required shall have a capacity and head appropriate for the anticipated use requirements.

5-411. Section 12. P-1604.1.2 Valves for Sill Cocks, added: All sill cocks and wall hydrants shall be separately controlled by a valve inside the building except frost proof sill cocks.

5-412. CIVIL ACTION. Section 13. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official, or his assistants, shall be enforceable in the District Court of Johnson

County, Kansas, or any other court/^{of}competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Sections 1 through 15 of the Plumbing Code of the City of Leawood, Kansas.

5-413. LIABILITY. Section 14. Requirements stated in Sections 1 through 15 of the Plumbing Code and all existing codes and ordinances in force shall not be construed as imposing on the City, its officers, agents or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The City or any official, employee or agent thereof shall not assume any liability whatsoever by reason of inspection or approval of any installation.

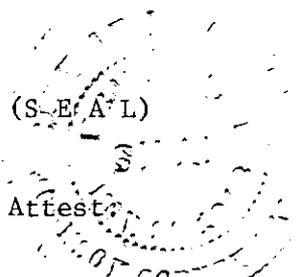
5-414. SEPARABILITY. Section 15. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 16. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.



Kent A. Crispin
Kent A. Crispin Mayor

J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: *Larry Winn III*, City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first
Duly sworn, Deposes and says: That she is Director of Legal Publications 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 SHAWNEE MISSION, KANSAS in said County
as a second class matter.

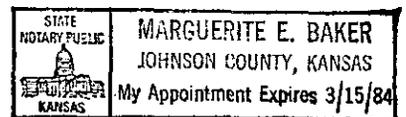
That the attached notice is a true copy thereof and was published in the
regular and entire issue of said newspaper for _____
consecutive day, the first publication thereof being made
(weeks, days)
as aforesaid on the 10 day of March,
19 82, with subsequent publication being made on the following dates:

_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

Subscribe and sworn to before me this 10 day of March,
19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$62.73
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, March 10, 1982.

ORDINANCE NO. 730
AN ORDINANCE GOVERNING THE CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF THE DESIGN AND INSTALLATION OF PLUMBING SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS, THE COLLECTION OF FEES, THE MAKING OF INSPECTIONS, THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, AND THE FIXING OF PENALTIES FOR THE VIOLATIONS THEREOF; INCORPORATING BY REFERENCE THE BOCA BASIC PLUMBING CODE, 1981 EDITION, AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.; THE MAKING OF CHANGES AND ADDITIONS THERETO AND THEREFROM, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012 AND AMENDMENTS THEREOF; AND REPEALING ORDINANCE NO. 630 ENACTED MARCH 19, 1979. Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Sections 5-501 through 5-503 of the Revised Ordinances, as adopted by Ordinance No. 630, are hereby repealed and the following enacted in lieu thereof:

5-401. PLUMBING CODE ADOPTED. Section 2. The BOCA Basic Plumbing Code, 1981 Edition, as published by the Building Officials and Code Administrators International, Inc., is hereby adopted and incorporated in this Chapter as fully as if set forth herein, excepting only such parts or portions thereof as are specifically added or changed in Sections 5-402 through 5-414 of this ordinance. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-402. Section 3. P-100.1 Title is changed to read as follows: These regulations shall be known as the Plumbing Code of the City of Leawood, Kansas, hereinafter referred to as the plumbing code or "this code".

5-403. Section 4. P-100.2 Scope is changed to read as follows: The design and installation of plumbing systems, including sanitary drainage, sanitary facilities, water supplies, storm water, and sewage disposal in buildings shall comply with the requirements of this code, except Use Group R-4 structures. Such plumbing systems may be designed and installed in accordance with the One and Two Family Dwelling Code/1979 and 1980 amendments thereto as enacted in Chapter V of the Revised Ordinances of the

City of Leawood, Kansas. Not included in the scope of this code are installations of gas piping, chilled water supply in connection with refrigeration, process and comfort cooling, hot water piping in connection with building heating, and piping for sprinklers and standpipes. Water and drainage connections to such installations shall be made in accordance with the requirements of this code.

5-404. Section 5. P-104.1 Continuation is changed to read as follows: The legal use and occupancy of any structure existing on the publication date of this ordinance or for which it had been heretofore approved, may be continued without change, except as may be specifically covered in this code or as may be deemed necessary by the plumbing official for the general safety and welfare of the occupants and the public.

5-405. Section 6. P-114.2 Fee Schedule is changed to read as follows: The permit fees for all plumbing work shall be as prescribed in the Revised Ordinances of the City of Leawood, Kansas, Section 5-210.

5-406. Section 7. P-117.4 Penalties is changed to read as follows: Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs a plumbing system in violation of an approved plan or directive of the Building Official or of a permit or certificate issued under the provisions of the Revised Ordinances of the City of Leawood, Kansas, or other references incorporated, is guilty of a public offense, punishable as provided in Section 5-217 of the Revised Ordinances of the City of Leawood, Kansas

5-407. Section 8. P-303.2 Public

Systems Available is hereby deleted.

5-408. Section 9. P-308.3 Freezing is changed to read as follows: Water service piping and sewers shall be installed below recorded frost penetration but not less than three feet six inches below grade for water piping and in accordance with Johnson County Wastewater District regulations for sewers. Plumbing piping in exterior building walls shall be adequately protected against freezing by insulation or heat or both.

5-409. Section 10. P-800.1 Scope is changed to read as follows: The provisions of this article shall control the methods concerning the maximum projected roof area for drains of various slopes, size of roof gutters and vertical leaders, building subdrains, methods of installation, roof drains and general use. Nothing in this article shall be construed to take precedence over the requirements set forth for storm drains as established by Leawood Subdivision Regulations or the regulations set forth by the Johnson County Wastewater District.

5-410. Section 11. P-804.2 Sump Pump Systems is changed to read as follows: Sump Pump systems shall include the sump pump, pit, discharge, piping, and an individual branch electrical circuit. The sump pump may be omitted where local conditions indicate that four drains will flow by gravity to a correct exterior drainage area. The pump when required shall have a capacity and head appropriate for the anticipated use requirements.

5-411. Section 12. P-1604.1.2 Valves for Sill Cocks, added: All sill cocks and wall hydrants shall be separately controlled by a valve inside the building except frost proof sill cocks.

5-412. CIVIL ACTION. Section 13. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official, or his assistants, shall be enforceable in the District Court of Johnson County, Kansas, or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Sections 1 through 15 of the Plumbing Code of the City of Leawood, Kansas.

5-413. LIABILITY. Section 14. Requirements stated in Sections 1 through 15 of the Plumbing Code and all existing codes and ordinances in force shall not be construed as imposing on the City, its officers, agents or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The City or any official, employee or agent thereof shall not assume any liability whatsoever by reason of inspection or approval of any installation.

5-414. SEPARABILITY. Section 15. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 16. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82 Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

(s) Kent E. Crippin

Mayor

(SEAL)

Attest:

(s) J. Oberlander

City Clerk

APPROVED FOR FORM

AND CONTENT: (s) Larry

Winn III, City Attorney

(1503 1W)

Repealed by Ord. #839

ORDINANCE NO. 729 CODE OF 1984

Effective 12/21/84

AN ORDINANCE GOVERNING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF ELECTRICAL WIRING SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS AND FIXING THE PENALTIES FOR VIOLATIONS THEREOF; INCORPORATING BY REFERENCE THE NATIONAL ELECTRICAL CODE, 1981 EDITION, AS PUBLISHED BY THE NATIONAL FIRE PROTECTION ASSOCIATION (ANSI/NFPA NO. 70-1981); THE MAKING OF CHANGES AND ADDITIONS THERETO AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012, AND AMENDMENTS THERETO; AND REPEALING ORDINANCE NO. 629 ENACTED MARCH 19, 1979.

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

REPEAL OF SECTION. Section 1. Sections 5-401 through 5-404 of the Revised Ordinances, as adopted by Ordinance No. 629, are hereby repealed and the following enacted in lieu thereof:

5-301. NATIONAL ELECTRICAL CODE ADOPTED. Section 2. The National Electrical Code, 1981 Edition, as published by the National Fire Protection Association (NFPA No. 70-1981) is hereby adopted and incorporated in this Chapter as fully as if set forth herein excepting only such parts or portions thereof as are specifically added or changed in Section 5-302 through 5-312 of this ordinance. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-302. Section 3. Article 110-2 is changed to read as follows: No wiring system or equipment shall be installed within or on any building or structure or premises, nor shall any alteration or addition be made in any such existing installations without first securing approval and a permit from the Building Official, except as provided in Section 2004.0 of the BOCA Basic Building Code/1981. It shall be unlawful to use or permit the use of, or to supply, current for electric wiring for heat, light or power in a building or structure, unless the required certificate of inspection and permit has been issued by the Building Official. No permit shall be issued until the fees prescribed in the Revised Ordinances of the City of Leawood, Kansas, Section 5-210-114.3.1, Fee Schedule, have been paid, nor shall an amendment to a permit necessitating an additional fee because of additional work involved be approved until the additional fees have been paid. The conductors and equipment required or permitted by this code shall be acceptable only if approved.

5-303. Section 4. Article 110-5 is changed to read as follows: Conductors. Conductors normally used to carry current shall be of copper unless otherwise provided in this code. Conductors for residential application shall be copper only from the meter to the disconnect or panel board and branch circuit wiring from the panel board. Conductors for branch circuits #6 AWG and below shall be copper in commercial and industrial applications.

5-304. Section 5. Article 110-8 is changed to read as follows: Wiring Method. All construction other than one and two family dwellings shall be wired with insulated conductors in conduit, except that multi-family dwellings and not more than four living units per floor and not more than eight living units between fire walls may be wired with nonmetallic sheathed cable. Only

wiring methods recognized as suitable are included in this code. The recognized methods of wiring shall be permitted for installation. Exception: Temporary construction of commercial and industrial buildings may be wired with nonmetallic sheathed cable subject to approval of the Building Official.

5-305. Section 6. Article 230-5 is changed to read as follows: Service Entrance Conductors and Equipment. Services shall be sized in accordance with the following provisions:

1. Service conductors shall have adequate ampacity to conduct safely the current for the loads supplied without a temperature rise detrimental to the insulation or covering of the conductors, and shall have adequate mechanical strength.

Minimum sizes are given in the following references:

For Service Drops - See Section 230-23, NEC 1981

For Underground Service Conductors - See Section 230-31, NEC 1981

For Service-Entrance Conductors - See Section 230-41, NEC 1981

2. Service conductors and equipment shall be sized in accordance with the provisions of the 1981 National Electrical Code.
3. Service conductors, bus bars and equipment ratings shall not be less than 80 percent of the combined ampacity of the service switches or circuit breakers.

5-306. Section 7. Article 324 of the National Electrical Code is hereby deleted.

5-307. Section 8. Article 334 of the National Electrical Code is hereby deleted.

5-308. Section 9. Subsection 370.17(a) Outlet Boxes shall read as follows: Boxes used at lighting fixture outlets shall be designed for the purpose intended. At every outlet used exclusively for lighting, the box shall be so designed or installed that lighting fixture may be attached. Where the fixture is required to be grounded to comply with Article 410-E, the fixture outlet box shall be metallic.

5-309. VIOLATION - PENALTIES. Section 10. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs an electrical system in violation of an approved plan or directive of the building official, or of a permit or certificate issued under the provisions of Chapter V of the Revised

Ordinances of the City of Leawood, Kansas, or other references incorporated, is guilty of a public offense, punishable as provided in Section 5-217, Violations, of the Revised Ordinances of the City of Leawood, Kansas.

5-310. CIVIL ACTIONS. Section 11. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official or his assistants shall be enforceable in the District Court of Johnson County, Kansas or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas.

5-311. LIABILITY. Section 12. Requirements stated in Chapter V of the Revised Ordinances of the City of Leawood, Kansas and all existing codes and ordinances in force shall not be construed as imposing on the City, its officials, agents, or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The City or any official, employee or agent thereof, shall not assume any liability or responsibility whatsoever by reason of inspection or approval of any installation.

5-312. SEPARABILITY. Section 13. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 14. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

(S/E S A L)

Attest:


J. Oberlander
City Clerk


Kent E. Crippin
Mayor

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first Duly sworn, Depos and says: That she is Director of Legal Publications 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 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 10th day of March, 19 82 with subsequent publication being made on the following dates:

_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

Subscribe and sworn to before me this 10th day of March, 19 82

Kennetha E. Kuttler
Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$63.99
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, March 10, 1982.

ORDINANCE NO. 729
AN ORDINANCE GOVERNING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF ELECTRICAL WIRING SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS AND FIXING THE PENALTIES FOR VIOLATIONS THEREOF; INCORPORATING BY REFERENCE THE NATIONAL ELECTRICAL CODE, 1981 EDITION, AS PUBLISHED BY THE NATIONAL FIRE PROTECTION ASSOCIATION (ANSI/NFPA NO. 70-1981); THE MAKING OF CHANGES AND ADDITIONS THERETO AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012, AND AMENDMENTS THERETO; AND REPEALING ORDINANCE NO. 629 ENACTED MARCH 19, 1979.
Be it ordained by the Governing Body of the City of Leawood, Kansas:

REPEAL OF SECTION. Section 1. Sections 5-401 through 5-404 of the Revised Ordinances, as adopted by Ordinance No. 629, are hereby repealed and the following enacted in lieu thereof:

5-301. NATIONAL ELECTRICAL CODE ADOPTED.

Section 2. The National Electrical Code, 1981 Edition, as published by the National Fire Protection Association (NFPA No. 70-1981) is hereby adopted and incorporated in this Chapter as fully as if set forth herein excepting only such parts or portions thereof as are specifically added or changed in Section 5-302 through 5-312 of this ordinance. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-302. Section 3. Article 110-2 is changed to read as follows: No wiring system or equipment shall be installed within or on any building or structure or premises, nor shall any alteration or addition be made in any such existing installations without first securing approval and a permit from the Building Official, except as provided in Section 2004.0 of the BOCA Basic Building Code/1981. It shall be unlawful to use or permit the use of, or to supply, current for electric wiring for heat, light or power in a building or structure, unless the required certificate of in-

spection and permit has been issued by the Building Official. No permit shall be issued until the fees prescribed in the Revised Ordinances of the City of Leawood, Kansas, Section 5-210-114.3.1, Fee Schedule, have been paid, nor shall an amendment to a permit necessitating an additional fee because of additional work involved be approved until the additional fees have been paid. The conductors and equipment required or permitted by this code shall be acceptable only if approved.

5-303. Section 4. Article 110-5 is changed to read as follows: **Conductors.** Conductors normally used to carry current shall be of copper unless otherwise provided in this code. Conductors for residential application shall be copper only from the meter to the disconnect or panel board and branch circuit wiring from the panel board. Conductors for branch circuits #6 AWG and below shall be copper in commercial and industrial applications.

5-304. Section 5. Article 110-8 is changed to read as follows: **Wiring Method.** All construction other than one and two family dwellings shall be wired with insulated conductors in conduit, except that multi-family dwellings and not more than four living units per floor and not more than eight living units between fire walls may be wired with nonmetallic sheathed cable. Only wiring methods recognized as suitable are included in this code. The recognized methods of wiring shall be permitted for installation. **Exception:** Temporary construction of commercial and industrial buildings may be wired with nonmetallic sheathed cable subject to approval of the Building Official.

5-305. Section 6. Article 230-5 is changed to read as follows: **Service Entrance Conductors and Equipment.** Services shall be sized in accordance with the following provisions:

1. Service conductors shall have adequate ampacity to conduct safely the current for the loads supplied without a temperature rise detrimental to the insulation or covering of the conductors, and shall have adequate mechanical

Minimum sizes are given in the following references:

For Service Drops - See Section 230-23, NEC 1981

For Underground Service Conductors - See Section 230-31, NEC 1981

For Service-Entrance Conductors - See Section 230-41, NEC 1981

2. Service conductors and equipment shall be sized in accordance with the provisions of the 1981 National Electrical Code.

3. Service conductors, bus bars and equipment ratings shall not be less than 80 percent of the combined ampacity of the service switches or circuit breakers.

5-306. Section 7. Article 324 of the National Electrical Code is hereby deleted.

5-307. Section 8. Article 334 of the National Electrical Code is hereby deleted.

5-308. Section 9. Subsection 370.17(a) **Outlet Boxes** shall read as follows: Boxes used at lighting fixture outlets shall be designed for the purpose intended. At every outlet used exclusively for lighting, the box shall be so designed or installed that lighting fixture may be attached. Where the fixture is required to be grounded to comply with Article 410-E, the fixture outlet box shall be metallic.

5-309. VIOLATION - PENALTIES. Section 10. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs an electrical system in violation of an approved plan or directive of the building official, or of a permit or certificate issued under the provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, or other references incorporated, is guilty of a public offense, punishable as provided in Section 5-217, **Violations**, of the Revised Ordinances of the City of Leawood, Kansas.

5-310. CIVIL ACTIONS. Section 11. Notwithstanding any other provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas, decisions of the Building Official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official or his assistants shall be enforceable in the District Court of Johnson County, Kansas or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of Chapter V of the Revised Ordinances of the City of Leawood, Kansas.

5-311. LIABILITY. Section 12. Requirements stated in Chapter V of the Revised Ordinances of the City of Leawood, Kansas and all existing codes and ordinances in force shall not be construed as imposing on the City, its officials, agents, or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The City or any official, employee or agent thereof, shall not assume any liability or responsibility whatsoever by reason of inspection or approval of any installation.

5-312. SEPARABILITY. Section 13. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed ~~the~~ ~~remaining~~ parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 14. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

(s) Kent E. Crippin

Mayor

(SEAL)

Attest:

(s) J. Oberlander

City Clerk

APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney

(1502 1W)

AN ORDINANCE GOVERNING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF BUILDINGS AND STRUCTURES WITHIN THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS; THE COLLECTION OF FEES; THE MAKING OF INSPECTIONS; PENALTIES FOR VIOLATIONS OF THE BUILDING CODE; THE INCORPORATION BY REFERENCE OF THE BOCA BASIC BUILDING CODE OF 1981 AND THE 1982 SUPPLEMENT TO THE BOCA BASIC CODES/1981 AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.; THE MAKING OF CHANGES, ADDITIONS AND DELETIONS THEREFROM AND THERETO AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012 AND REPEALING ORDINANCE NO. 627 ENACTED MARCH 19, 1979, AND ORDINANCE NO. 628 ENACTED MARCH 19, 1979.

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

REPEAL OF SECTION. Section 1. Sections 5-201 through 5-204 of the Revised Ordinances, as adopted by Ordinance No. 627; and Sections 5-301 and 5-302 of Revised Ordinances, as adopted by Ordinance No. 628, are hereby repealed and the following enacted in lieu thereof:

5-201. BUILDING CODE ADOPTED. Section 2. The BOCA Basic Building Code/ 1981 Edition as published by the Building Officials and Code Administrators International, Inc. is hereby adopted and incorporated in this Chapter as fully as if set forth herein excepting only such parts or portions thereof as are specifically added or changed in Sections 5-202 through 5-233 of this ordinance. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-202. BUILDING CODE AMENDMENTS. Section 3. The BOCA Basic Building Code/ 1981 Edition is hereby amended to include the 1982 Supplement as published by the Building Officials and Code Administrators International, Inc.

5-203. INCONSISTENT ORDINANCE REPEALED. Section 4. Ordinance No. 628 adopted March 19, 1979, Energy Conservation, is hereby repealed.

5-204. Section 5. 109.1 Building Official shall read as follows: The Department of Planning and Development is hereby continued and the executive official in charge thereof shall be known as the Building Official.

5-205. Section 6. 111.5 Plans and Specifications shall read as follows: The application for a permit shall be accompanied by not less than two copies of specifications and of plans drawn to scale, with sufficient clarity and detail dimensions to show the nature and character of the work to be performed. When quality of materials is essential for conformity to this code, specific information shall be given to establish such quality, and this code shall not be cited, or the term "legal" or its equivalent be used as a substitute for specific information. The Building Official may waive the requirement for filing plans when the work involved is of a minor nature.

Plans and specifications for all buildings and structures except for accessory buildings, residential remodeling and alterations shall be prepared by an architect or engineer duly licensed by the State of Kansas and shall bear his seal. Said architect or engineer shall sign and notarize a certificate that the plans and specifications have been prepared in accordance with

the adopted codes for all office and commercial building construction.

5-206. Section 7. 111.6 Site Plan shall read as follows: There shall be a site plan showing to scale the size and location of all the new construction and all existing structures on the site, distances from lot lines, the established street grades, and the proposed finished grades, and it shall be drawn in accordance with an accurate boundary line survey. In the case of demolition, the plot plan shall show all construction to be demolished and the location and size of all existing structures and construction that are to remain on the site of the plot.

The property owner or his agent shall certify to the Building Official that the top of foundation for a building will be in conformance with the approved site plan, including building elevations, site grading, and building setbacks.

5-207. Section 8. 113.6 Issuance of Permits to Licensed or Registered Craftsmen, added to read as follows: Permits for mechanical work, plumbing and electrical work shall be issued only to individuals or persons responsible to a company or organization who are the legal possessors of a valid license or registration. These permits shall be issued together with the building permit. The license/registration of the tradesman and the City occupation license shall remain current through the period of construction. The City Clerk shall be responsible for maintaining the status of trades people and notifying the Planning and Development Department of such.

5-208. Section 9. 113.7 Potable Water Certification, added: A permit shall not be issued until written evidence is presented to the Building Official certifying the availability of satisfactory potable water supply. Applicants from areas within the corporate limits of the City that are also within areas under the jurisdiction of a duly constituted water district shall submit a connection permit or notice of intent to supply water service from said water district. Applicants from areas within the corporate limits of the City that are not within an area under the jurisdiction of a duly constituted water district or where public water supply is not available, the owner shall submit a certificate from the Johnson County Health Director and the City of Leawood that the proposed water supply meets the required standards for health and safety.

The developer shall be responsible for installing standard water district piping, hydrants, fittings, etc. as a minimum in order to be acceptable to the City of Leawood.

113.8 Fire Protection Certification, added: A permit for other than one or two family dwellings shall not be issued until written evidence is presented to the Building Official certifying the availability of satisfactory hydrant locations and their appropriate fire flows. Applicants for areas within the corporate limits of the City that are also within areas under the jurisdiction of a duly constituted water district shall submit a statement from

said district certifying that the proposed fire protection system conforms to the regulations of that district, and to be acceptable to the fire official of the City, provided that those regulations set forth requirements for a system that will meet or exceed fire flow requirements set forth by the City of Leawood, as follows:

1. Sufficient hydrants must be provided so as to furnish the required fire flow based on the formula $F=18C\sqrt{A}$ where C=construction coefficient, A=total floor area, and F=fire flow in GPM. The coefficient C is:
 - 1.8 Type 4 (wood frame)
 - 1.0 Type 3 (exterior masonry)
 - 0.8 Type 2 (non-combustible)
 - 0.6 Type 1 (fire-proof construction)
2. For purposes of meeting the required fire flow, each hydrant within 500' of the building will be considered as a 1000 GPM source unless indicated by actual flow test to be less than that figure.
3. All hydrants must meet American Water Works Association (AWWA) Standard C-502. Connections shall utilize National Standard Threads. Each hydrant shall be equipped with a shut-off valve.
4. All hydrants must be painted and highly visible, properly maintained at all times. Set back from the curb line shall be not more than five feet, free of all obstructions to the locating and operation of the hydrant.
5. Hydrants must be placed on looped mains of not less than 6" diameter unless otherwise specified by the Johnson County Water District No. 1.
6. When, in the opinion of the fire official, the fire loading of the structure would require additional fire flow, additional hydrants will be required.

113.9 Outside Sanitary Sewer Construction and Connection Permit Required, added: No building permit for any structure or building to be located within a legally created sewer district in the City in which sanitary sewage will, or may, originate, shall be issued until and unless the applicant, or his agent, has previously applied for and received from the sewer district an outside sanitary sewer construction and connection permit as required by the rules and regulations of the Johnson County Wastewater District;

5-209. Section 10. 114.3 New Construction, Alterations and Remodeling shall read as follows: The fees for plan examination, building permit and inspections shall be as prescribed in Section 5-210-114.3.1, and the Building

Official is authorized to establish by approved rules a schedule of unit rates for buildings and structures of all use groups and types of construction as classified and defined in Articles 1, 3 and 5 of the BOCA Basic Building Code/1981 as adopted by the Revised Ordinances of the City of Leawood, Kansas.

5-210. Section 11. 114.3.1 Fee Schedule shall read as follows:

New Building Construction Permits

	\$	<u>Fee</u>
A through R-1 Zoning		.07/SF
RP-1 to RP-4 Zoning		.08/SF
RP-5 to RP-6 Zoning		.09/SF
CP-0 through MP-1 Zoning		.09/SF for first 5,000/SF + .06/SF over 5,000

Existing Building Construction Permits

Residential:

- | | |
|--|---------------------|
| 1. Building alterations, remodeling,
foundation repair, additions, etc. | 30.00 min. + .07/SF |
| 2. *Mechanical, electrical, and plumbing | 20.00 each |

Commercial Office

- | | |
|---|------------|
| 1. Building alterations, remodeling, etc. | .09/SF |
| 2. Mechanical, electrical, plumbing | 40.00 each |

*Not required when the homeowner performs the construction on his own property.

Miscellaneous

- | | |
|--------------------------------|-------------|
| 1. Swimming pools, other pools | 50.00 each |
| 2. Reroofing | 14.00 each |
| 3. Lawn sprinkler systems | 20.00 each |
| 4. Towers | 22.00 each |
| 5. Demolition, each unit | 60.00 each |
| 6. Structure moving | 150.00 each |
| 7. Permanent signs | |
| Small (0 to 10/SF total area) | 25.00 each |
| Large (over 10/SF total area) | 50.00 each |
| 8. Street curb cut | 15.00 each |
| 9. Fences, walls, patio covers | 20.00 each |

<u>Occupancy</u>		<u>Fee</u>
Application fee	\$	10.00 each
Inspection fee		15.00 each

Reinspection Fees

Residential reinspections		15.00 each
Office/Commercial reinspections		20.00 each
Occupancy reinspection		20.00 each

5-211. Section 12. 114.5 Fee Penalty shall read as follows: Where work for which a permit is required by this code has started or proceeded prior to obtaining said permit, the fees specified shall be doubled, but the payment of such fees shall not relieve any persons from fully complying with the requirements of this code in the execution of the work nor from any other penalties prescribed. There shall be no refunds issued by the Planning and Development Department.

5-212. Section 13. 115.2 Required Inspections shall read as follows: After issuing a building permit, the building official shall conduct such inspections from time to time during and upon completion of the work for which a permit has been issued. A record of all such examinations and inspections and of all violations of this code shall be maintained by the Building Official.

The Building Inspector, upon notification from the permit holder or his agent, shall make residential inspections and shall either approve that portion of the construction as completed or shall notify the permit holder or his agent wherein the same fails to comply with this code.

1. Foundation Inspection: To be made after trenches are excavated (pre-footing) and forms erected and when all materials for the foundation are delivered on the job. Where concrete from a central mixing plant is to be used, materials need not be on the job.

2. Sanitary Sewer Inspection: To be made at completion of setting of house sewer, plugs, and markings.

3. Frame Inspection: To be made after the roof, all framing, concrete basement floor, bracing, electrical wiring, mechanical duct runs and all pipes are complete.

4. Insulation Inspection: To be made upon completion of all wall, floor, attic, and any special insulation, including caulking.

5. Gas Inspection: To be made upon completion of gas line installation and all fittings and setting of HVAC units.

6. Final Inspection: To be made after building is completed and ready for occupancy.

5-213. Section 14. 115.2.4 Other Inspections, added: In addition to the called inspections specified above, the building official may require any other inspections of any construction work to ascertain compliance with the provisions of the code.

5-214. Section 15. 115.2.5 Reinspections, added: Reinspection fees shall be assessed for each inspection or reinspection when such portion of work for which inspection is called for is not complete or when corrections called for are not made. Reinspection fees may be assessed when the permit card is not properly posted at the work site, the approved plans are not readily available to the inspector, or for failure to provide access on the date for which inspection is requested, or for deviating from plans requiring the approval of the building official, or where the builder or his agents do not arrive for established appointments with city representatives. In instances where reinspection fees have been assessed, no additional inspection of the work will be performed until the required fees have been paid.

5-215. Section 16. 115.3.1 Special Inspections, added: In addition to the inspections to be made as specified, the building official may require special inspections to be made by the building inspector or may require the owner to employ a special inspector during construction for the following types of work: concrete, reinforcing and pre-stressing steel, on-site welding of structural elements, structural masonry, sprayed-on fireproofing, engineered foundations, special grading, excavation and filling.

5-216. Section 17. 115.6 Inspection of Utility Connections, added: No public or private utility service connection, either temporary or permanent, shall be connected, energized or otherwise placed into service until inspected and approved by the building official or his authorized representative.

5-217. Section 18. 117.4 Violations - Penalties is changed to read as follows: Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs a building or structure in violation of an approved plan or directive of the Building Official, or of a permit or certificate issued under the provisions of this code, or other references incorporated, is guilty of a public offense, punishable by a fine of not more than \$500.00 or by imprisonment not exceeding 30 days or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

5-218. Section 19. 118.2 Unlawful Continuance is changed to read as follows: Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition shall be liable to a fine of not less than \$100.00 or more than \$500.00.

5-219. Section 20. 119.7 Connection with a Sewer System, added: No certificate of occupancy shall hereafter be issued for any and all buildings of any

and all zoning classifications until the building is connected with a public sanitary sewer system or meets the provisions of the Sanitary Code and the Private Sewage Disposal Systems Installation Policy adopted by the Johnson County Commissioners.

5-220. Section 21. 119.8 Occupancy Certificate Issuance, added: An inspection shall be made and all inspection items and code violations shall be corrected before a certificate of occupancy is issued and occupancy of the building and/or building space is allowed.

5-221. Section 22. 123.3 Compensation of the Board of Survey shall read as follows: The third member of the board shall receive for services a fee of \$50.00 to be paid by the appellant.

5-222. Section 23. 124.3 Compensation of Board of Appeals shall read as follows: All members shall serve without compensation.

5-223. Section 24. 501.2 Fire Limits is changed to read as follows: Fire limits shall comprise all industrial and commercially zoned property and the buildings and structures thereupon, now existing or in the future, within the City.

5-224. Section 25. 502.2 Type 2C and 3C Construction Permitted is changed to read as follows: Buildings and structures, additions to existing buildings and structures hereafter erected within the fire limits may be unprotected noncombustible (Type 2C) or ordinary unprotected (Type 3C) construction as defined in Article 4 and regulated in Tables 401 and 505 when constructed and located in accordance with the requirements of Table 502.

5-225. Section 26. 515.1 Where Required is changed to read as follows: The provisions of this section shall apply to and in all buildings and portions thereof Use Groups A,B,F,1, M and R.

Exceptions:

1. Mechanical, storage and similar types of incidental spaces.
2. Mezzanines and balconies in Use Group A, provided accessible seating accommodations are available and the services are identical.
3. Use Group R-3.
4. R-2, three stories or less, R-4, and the second story of two-story office buildings of less than 12,000 square feet gross area.

5-226. Section 27. 627.6 Water Supply is supplemented as follows: All swimming pools shall be provided with a potable water supply free of cross connections with the pool or its equipment. Filters meeting applicable National

Sanitation Foundation Standards shall be deemed to meet the filtration standards of this code.

5-227. Section 28. 1807.2.1 Deep Excavations is changed to read as follows: Whenever an excavation is made to a depth of more than three feet below the established curb, the person who causes such excavation to be made, if afforded the necessary license to enter the adjoining premises, shall preserve and protect from injury at all times and at his own expense such adjoining structure or premises which may be affected by the excavation. If the necessary license is not afforded, it shall then be the duty of the owner of the adjoining premises to make his building or structure safe by installing proper underpinning or foundation or otherwise, and such owner, if it be necessary for the prosecution of his work, shall be granted the necessary license to enter the premises where the excavation or demolition is contemplated.

5-228. Section 29. 1807.2.2 Shallow Excavations is changed to read as follows: Where the safety of an owner of a neighboring building may be affected by the proposed excavation, protection of this property shall be considered. If underpinning of foundations is required for safety purposes, the owner shall be afforded a license to enter the adjacent property where excavation is contemplated.

5-229. Section 30. 1902.0 Exemptions of the BOCA Basic Building Code is hereby deleted.

5-230. Section 31. 1906.0 Bonds and Liability of the BOCA Basic Building Code is hereby deleted.

5-231. Section 32. 1907.5 Animated Devices of the BOCA Basic Building Code is hereby deleted.

5-232. Section 33. 1908.3 Maximum Size of the BOCA Basic Building Code is hereby deleted.

5-233. Section 34. 1909.0 Roof Signs of the BOCA Basic Building Code is hereby deleted. Roof signs are not permitted.

TAKE EFFECT. Section 35. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

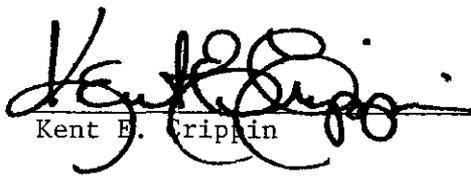
Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

Page 9
ORDINANCE NO. 728
re Adoption of BOCA Basic Building Code/1981

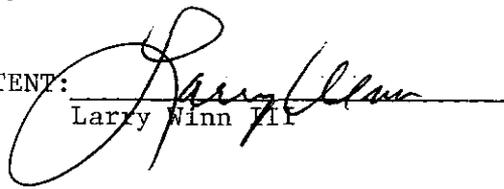
(S E A L)




Kent E. Crippin Mayor

Attest:


J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: , City Attorney
Larry Winn

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 SHAWNEE MISSION, KANSAS in said County as a second class matter.

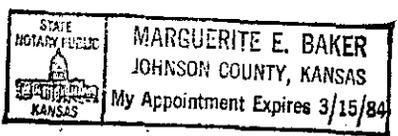
That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive day (weeks/days), the first publication thereof being made as aforesaid on the 10 day of March, 1982, with subsequent publication being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Subscribe and sworn to before me this 10 day of March, 1982.

Kennetha E. Kuttler
Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$70.32
Additional copies \$



First Published in The Johnson County Sun, Wednesday, March 10, 1982.
ORDINANCE NO. 178

AN ORDINANCE GOVERNING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF BUILDINGS AND STRUCTURES WITHIN THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS; THE COLLECTION OF FEES; THE MAKING OF INSPECTIONS; SPECIALTIES FOR VIOLATIONS OF THE BUILDING CODE; THE INCORPORATION BY REFERENCE OF THE BOCA BASIC BUILDING CODE OF 1981 AND THE 1982 SUPPLEMENT TO THE BOCA BASIC BUILDING CODE AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.; THE MAKING OF CHANGES, ADDITIONS AND DELETIONS THEREON AND HERETO AS AUTHORIZED BY K.S.A. 12-3009 THROUGH AND INCLUDING K.S.A. 12-3012 AND REPEALING ORDINANCE NO. 637 ENACTED MARCH 19, 1979, AND ORDINANCE NO. 628 ENACTED MARCH 19, 1979.

Be it ordained by the governing body of the City of Leawood, Kansas:

5-201. Section 1. Sections 5-201 through 5-202 of the Revised Ordinances, as adopted by Ordinance No. 627, and Sections 5-201 and 5-202 of Revised Ordinances, as adopted by Ordinance No. 628, are hereby repealed and the following enacted in lieu thereof:
5-201. BUILDING CODE ADOPTION. Section 2. The BOCA Basic Building Code/1981 Edition as published by the Building Officials and Code Administrators International, Inc. is hereby adopted and incorporated in this Chapter as fully as if set forth herein excepting only such parts or portions thereof as are specifically added or changed in Sections 5-202 through 5-233 of this ordinance. These amendments to this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-202. BUILDING CODE AMENDMENTS. Section 3. The BOCA Basic Building Code/1981 Edition is hereby amended to include the 1982 Supplement as published by the Building Officials and Code Administrators International, Inc.

5-203. INCONSISTENT ORDINANCE REPEALED. Section 4. Ordinance No. 628 adopted March 19, 1979, Energy Conservation, is hereby repealed.

5-204. Section 5. 109.1 Building Official shall read as follows: The Department of Planning and Development is hereby continued and the executive official in charge thereof shall be known as the Building Official.

5-205. Section 6. 111.5 Plans and Specifications shall read as follows: The application for a permit shall be accompanied by not less than two copies of specifications and plans drawn to scale, with sufficient clarity and detail dimensions to show the nature and character of the work to be performed. When quality of materials is essential for conformity to this code, specific information shall be given to establish such quality, and this code shall not be cited, or the term "legal" or its equivalent be used as a substitute for specific information. The Building Official may waive the requirement for filing plans when the work involved is of a minor nature.
Plans and specifications for all buildings and structures except for accessory buildings, residential remodeling and alterations shall be prepared by an architect or engineer duly licensed by the State of Kansas and shall bear his seal. Said architect or engineer shall sign and notarize a certificate that the plans and specifications have been prepared in accordance with the adopted codes for all office and commercial building construction.

5-206. Section 7. 111.6 Site Plan shall read as follows: There shall be a site plan showing to scale the size and location of all the new construction and all existing structures on the site, distances from lot lines, established street grades, and the proposed finished grades, and it shall be drawn in accordance with an accurate boundary line survey. In the case of demolition, the plot plan shall show all construction to be demolished and the location and size of all existing structures and construction that are to remain on the site of the plot.
The property owner or his agent shall certify to the Building Official that the top of foundation for a building will be in conformance with the approved site plan, including building elevations, site grading, and building setbacks.

5-207. Section 8. 113.6 Issuance of Permits to Licensed or Registered Contractors, added to read as follows: Permits for mechanical work, plumbing and electrical work shall be issued only to individuals or persons responsible to a company or organization who are the legal possessors of a valid license or registration. These permits shall be issued together with the building permit. The license/registration of the tradesman and the City occupation license shall remain current through the period of construction. The City Clerk shall be responsible for maintaining the status of trades people and notifying the Planning and Development Department of such.

5-208. Section 9. 113.7 Potable Water Certification, added: A permit shall not be issued until written evidence is presented to the Building Official certifying the availability of satisfactory potable water supply. Applicants from areas within the corporate limits of the City that are also within areas under the jurisdiction of a duly constituted water district shall submit a connection permit or notice of intent to supply water service from said water district. Applicants from areas within the corporate limits of the City that are not within an area under the jurisdiction of a duly constituted water district or where public water supply is not available, the owner shall submit a certificate from the Johnson County Health Director and the City of Leawood that the proposed water supply meets the required standards for health and safety.
The developer shall be responsible for installing standard water district piping, hydrants, fittings, etc. as a minimum in order to be acceptable to the City of Leawood.

113.8 Fire Protection Certification, added: A permit for other than one or two family dwellings shall not be issued until written evidence is presented to the Building Official certifying the availability of satisfactory hydrant locations and their appropriate fire flows. Applicants for areas within the corporate limits of the City that are also within areas under the jurisdiction of a duly constituted water district shall submit a statement from said district certifying that the proposed fire protection system conforms to the regulations of that district, and to be acceptable to the fire official of the City, provided that those regulations meet both requirements for a system that will meet or exceed fire flow requirements set forth by the City of Leawood, as follows:

- Sufficient hydrants must be provided so as to furnish the required fire flow based on the formula $F = C \sqrt{L}$ where C=construction coefficient, A=total floor area, and F=fire flow in GPM. The coefficient C is:
1.8 Type 4 (wood frame)
1.0 Type 3 (exterior masonry)
0.8 Type 2 (non-combustible)
0.6 Type 1 (fire-proof construction)
- For purposes of meeting the required fire flow, each hydrant within 500' of the building will be considered as a 1000 GPM source unless indicated by actual flow.

- test to be less than that figure.
- All hydrants must meet American Water Works Association (AWWA) Standard C-502. Connections shall utilize National Standard Threads. Each hydrant shall be equipped with a shut-off valve.
- All hydrants must be painted and highly visible, properly maintained at all times. Set back from the curb line shall be not more than five feet, free of all obstructions to the locating and operation of the hydrant.
- Hydrants must be placed on looped mains of not less than 6" diameter unless otherwise specified by the Johnson County Water District No. 1.
- When, in the opinion of the fire official, the fire loading of the structure would require additional fire flow, additional hydrants will be required.

113.9 Outside Sanitary Sewer Construction and Connection Permit Required, added: No building permit for any structure or building to be located within a legally created sewer district in the City which sanitary sewage will, or may, originate, shall be issued until and unless the applicant, or his agent, has previously applied for and received from the sewer district an outside sanitary sewer construction and connection permit as required by the rules and regulations of the Johnson County Wastewater District.

5-209. Section 10. 114.3 New Construction, Alterations and Remodeling shall read as follows: The fees for plan examination, building permits and inspections shall be as prescribed in Section 5-210-114.3.1, and the Building Official is authorized to establish by approved rules a schedule of unit rates for buildings and structures of all use groups and types of construction as classified and defined in Articles 1, 3 and 5 of the BOCA Basic Building Code/1981 as adopted by the Revised Ordinances of the City of Leawood, Kansas.

5-210. Section 11. 114.3.1 Fee Schedule shall read as follows:

New Building Construction Permits	Fee
A through R-1 Zoning	\$.07/SF
RP-1 to RP-4 Zoning	.08/SF
RC-3 to RC-6 Zoning	.09/SF
CP-0 through SP-1 Zoning	.09/SF for first 5,000/SF + .06/SF over 5,000

Existing Building Construction Permits

Residential:	Fee
1. Building alterations, remodeling, foundation repair, additions, etc.	30.00 min. + .07/SF
2. Mechanical, electrical, and plumbing	20.00 each

Commercial Office:	Fee
1. Building alterations, remodeling, etc.	.09/SF
2. Mechanical, electrical, plumbing	40.00 each

*Not required when the homeowner performs the construction on his own property.

Miscellaneous	Fee
1. Swimming pools, other ponds	50.00 each
2. Retaining	14.00 each
3. Lawn sprinkler systems	20.00 each
4. Towers	22.00 each
5. Demolition, each unit	40.00 each
6. Structure moving	150.00 each
7. Permanent signs	25.00 each
Small (0 to 10/SF total area)	50.00 each
Large (over 10/SF total area)	15.00 each
8. Street curb cut	30.00 each
9. Fences, walls, patio covers	30.00 each

Occupancy	Fee
Application fee	\$ 10.00 each
Inspection fee	15.00 each

Reinspection Fees	Fee
Residential reinspections	15.00 each
Office/Commercial reinspections	20.00 each
Occupancy reinspection	20.00 each

5-211. Section 12. 114.5 Fee Penalty shall read as follows: Where work for which a permit is required by this code has started or proceeded prior to obtaining said permit, the fee specified shall be doubled, but the payment of such fee shall not relieve any persons from fully complying with the requirements of this code in the execution of the work nor from any other penalties prescribed. There shall be no refunds issued by the Planning and Development Department.

5-212. Section 13. 115.2 Required Inspections shall read as follows: After issuing a building permit, the building official shall conduct such inspections from time to time during and upon completion of the work for which a permit has been issued. A record of all such examinations and inspections and of all violations of this code shall be maintained by the Building Official.

The Building Inspector, upon notification from the permit holder or his agent, shall make residential inspections and shall either approve that portion of the construction as completed or shall notify the permit holder or his agent wherein the same fails to comply with this code.

- Foundation Inspection: To be made after trenches are excavated (pre-footing) and forms erected and when all materials for the foundation are delivered on the job. Where concrete from a central mixing plant is to be used, materials need not be on the job.
- Sanitary Sewer Inspection: To be made at completion of setting of house sewer, plugs, and markings.
- Frame Inspection: To be made after the roof, all framing, concrete basement floor, bracing, electrical wiring, mechanical duct runs and all pipes are complete.
- Insulation Inspection: To be made upon completion of wall, floor, attic, and any special insulation, including caulking.
- Gas Inspection: To be made upon completion of gas line installation and all fittings and setting of HVAC units.
- Final Inspection: To be made after building is completed and ready for occupancy.

5-213. Section 14. 115.2.4 Other Inspections, added: In addition to the called inspections specified above, the building official may require any other inspections of any construction work to ascertain compliance with the provisions of the code.

5-214. Section 15. 115.2.5 Reinspections, added: Reinspection fees shall be assessed for each inspection or reinspection when such portion of work for which inspection is called for is not complete or when corrections called for are not made. Reinspection fees may be assessed when the permit card is not properly posted at the work site, the approved plans are not readily available to the inspector, or for failure to provide access on the date for which inspection is requested, or for deviating from plans requiring the approval of the building official, or where the holder or his agent do not arrive for established appointments with city representatives. In instances where reinspection fees have been assessed, no additional inspection of the work will be performed until the required fees have been paid.

5-215. Section 16. 115.3.1 Special Inspections, added: In addition to the inspections to be made as specified, the building official may require special inspections to be made by the building inspector or may require the owner to employ a special inspector during construction for the following types of work: concrete, reinforcing and pre-stressing steel, on-site welding of structural elements, structural masonry, sprayed-on fireproofing, engineered foundations, special sections, excavation and filling.

5-216. Section 17. 115.6 Inspection of Utility Connections, added: No public or private utility service connection, either temporary or permanent, shall be connected, energized or otherwise placed into service until inspected and approved by the building official or his authorized representative.

5-217. Section 18. 117.4 Violations - Penalties is changed to read as follows: Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who obstructs, hinders, alters, or repairs a building or structure in violation of an approved plan or certificate of the Building Official, or of a permit or certificate issued under the provisions of this code, or other references incorporated, is guilty of a public offense, punishable by a fine of not more than \$300.00 or by imprisonment not exceeding 30 days or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

5-218. Section 19. 118.2 Unlawful Continuance is changed to read as follows: Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition shall be liable to a fine of not less than \$100.00 or more than \$300.00.

5-219. Section 20. 119.7 Connection with a Sewer System, added: No certificate of occupancy shall hereafter be issued for any and all buildings of any and all zoning classifications until the building is connected with a public sanitary sewer system or meets the provisions of the Sanitary Code and the Private Sewage Disposal Systems Installation Policy adopted by the Johnson County Commissioners.

5-220. Section 21. 119.8 Occupancy Certificate Issuance, added: An inspection shall be made and all inspection items and code violations shall be corrected before a certificate of occupancy is issued and occupancy of the building and/or building space is allowed.

5-221. Section 22. 123.3 Composition of the Board of Survey shall read as follows: The third member of the board shall receive for services a fee of \$30.00 to be paid by the appellant.

5-222. Section 23. 124.3 Composition of Board of Appeals shall read as follows: All members shall serve without compensation.

5-223. Section 24. 501.2 Fire Limits is changed to read as follows: Fire limits shall comprise all industrial and commercially zoned properties and the buildings and structures thereon, now existing or in the future, within the City.

5-224. Section 25. 502.2 Type 2C and 3C Construction Permitted is changed to read as follows: Buildings and structures, additions to existing buildings and structures hereafter erected within the fire limits may be unprotected noncombustible (Type 2C) or ordinary unprotected (Type 3C) construction as defined in Article 4 and regulated in Tables 401 and 505, when constructed and located in accordance with the requirements of Table 502.

5-225. Section 26. 515.1 Where Required is changed to read as follows: The provisions of this section shall apply to and in all buildings and portions thereof Use Groups A, B, F, I, M and R.

- Exceptions:
- Mechanical, storage and similar types of incidental spaces.
 - Mezzanines and balconies in Use Group A, provided accessible seating accommodations are available and the services are identical.
 - Use Group R-3.
 - R-1, three stories or less, R-4, and the second story of two-story office buildings of less than 12,000 square feet gross area.

5-226. Section 27. 627.6 Water Supply is supplemented as follows: All swimming pools shall be provided with a potable water supply free of cross connections with the pool or its equipment. Filters meeting applicable National Sanitation Foundation Standards shall be changed to meet the filtration standards of this code.

5-227. Section 28. 1807.2.1 Deep Excavations is changed to read as follows: Whenever an excavation is made to a depth of more than three feet below the established curb, the person who causes such excavation to be made, if afforded the necessary license to enter the adjoining premises, shall preserve and protect from injury at all times and at his own expense such adjoining structure or premises which may be affected by the excavation. If the necessary license is not afforded, it shall then be the duty of the owner of the adjoining premises to make his building or structure safe by installing proper and appropriate foundation or otherwise, and such owner, if it be necessary for the prosecution of his work, shall be granted the necessary license to enter the premises where the excavation or demolition is contemplated.

5-228. Section 29. 1807.2.2 Shallow Excavations is changed to read as follows: Where the safety of an owner of an adjoining building may be affected by the proposed excavation, protection of this property shall be considered. If undermining of foundations is required for safety purposes, the owner shall be afforded a license to enter the adjacent property where excavation is contemplated.

5-229. Section 30. 1802.0 Exceptions of the BOCA Basic Building Code is hereby deleted.

5-230. Section 31. 1906.0 Bonds and Liability of the BOCA Basic Building Code is hereby deleted.

5-231. Section 32. 1907.5 Amended Texts of the BOCA Basic Building Code is hereby deleted.

5-232. Section 33. 1908.3 Maximum Size of the BOCA Basic Building Code is hereby deleted.

5-233. Section 34. 1909.0 Roof Signs of the BOCA Basic Building Code is hereby deleted. Roof signs are not permitted.

UNEFFECT. Section 35. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/11/82 Second Reading: 3/1/82
Passed by the Governing Body this 1st day of March, 1982.
Approved by the Mayor this 3rd day of March, 1982.

SEAL: [Signature]
[Signature]
City Clerk

Repealed by Ord. #839
CODE OF 1984
Effective 12/21/84

ORDINANCE NO. 727

AN ORDINANCE GOVERNING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF CONSTRUCTION, FABRICATION, ALTERATION, REPAIR, USE, OCCUPANCY AND MAINTENANCE OF DETACHED ONE AND TWO FAMILY DWELLINGS NOT MORE THAN THREE STORIES IN HEIGHT WITHIN THE CITY OF LEAWOOD, KANSAS; THE ISSUING, SUSPENSION AND REVOCATION OF PERMITS, THE COLLECTION OF FEES, THE MAKING OF INSPECTIONS, THE ENFORCEMENT OF CHAPTER V OF THE REVISED ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, THE FIXING OF PENALTIES FOR VIOLATIONS THEREOF; INCORPORATING BY REFERENCE THE ONE AND TWO FAMILY DWELLING CODE, 1979 EDITION, AS PUBLISHED BY THE BUILDING OFFICIALS AND CODE ADMINISTRATORS INTERNATIONAL, INC.; THE MAKING OF CHANGES, ADDITIONS AND DELETIONS THERETO AND THEREFROM, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH 12-3012, AND AMENDMENTS THERETO, AND REPEALING ORDINANCE NO. 626 ENACTED MARCH 19, 1979.

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

REPEAL OF SECTION. Section 1. Sections 5-101, 5-102, and 5-103 of the Revised Ordinances, as adopted by Ordinance No. 626, are hereby repealed and the following enacted in lieu thereof:

5-101. ONE AND TWO FAMILY DWELLING CODE - ADOPTED. Section 2. The One and Two Family Dwelling Code under the nationally recognized model codes, 1979 edition, as published by the Building Officials and Code Administrators International, Inc., is hereby adopted and incorporated in this chapter as fully as if set forth herein as an optional standard for construction, fabrication, alterations, repair, use, occupancy and maintenance of detached one and two family dwellings not more than three stories in height, and their accessory structures, excepting only such parts or portions thereof as are specifically deleted, added, or changed in the Revised Ordinances of the City of Leawood, Kansas, Sections 5-103 through and including 5-119, and Ordinance No. 626 enacted March 19, 1979 is hereby repealed. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-102. Section 3. The One and Two Family Dwelling Code 1980 Amendments is hereby adopted and incorporated in this chapter as fully as if set forth herein.

5-103. Section 4. Chapter 1, Administrative, of the One and Two Family Dwelling Code, is hereby deleted.

5-104. Section 5. Article 7, Administration and Enforcement provisions of the Basic BOCA Building Code, 1981 and amendments shall become the administrative section of the One and Two Family Dwelling Code, 1979 edition.

5-105. Section 6. R-202 Design Criteria. Design criteria shall be incorporated as follows:

Roof Live Load lbs. per square foot	--20
Roof Snow Load lbs. per square foot	--20
Wind Velocity lbs. per square foot	--15
Seismic Condition by Zone	-- 1
Subject to damage from weathering	--slight
Subject to damage from frost line depth for footings	--36"
Subject to damage from frost line depth for exterior water lines	--42"
Subject to damage from termites	--moderate
Subject to damage from decay	--moderate

5-106. Section 7. R-210 Garage is changed to read as follows: Openings from a private garage directly into a room used for sleeping shall not be permitted. Openings between garage and residence shall be equipped with 1 3/4" wood door or an equivalent rated door. 5/8" fire rated gypsum board shall be placed on the ceiling of the garage if there is habitable space above. The ceiling shall be taped and finished so that no air may pass to the floor above. Where garage door openings exceed a 12' span, a 3/8" steel flitch plate shall be spliced between two 2 x 12 headers and bolted through with 3/8" bolts staggered on 12" centers.

5-107. Section 8. R-214 Stairs is changed to read as follows: Stairways shall not be less than three (3) feet, zero (0) inches in clear width and the headroom rise and run shall conform to Figure A-2. Handrails may project from each side of a stairway a distance of three and one-half (3 and 1/2) inches into the required width.

Spiral stairways are permitted provided the width of the tread at a point not more than twelve (12) inches from the side where the treads are narrower is not less than nine (9) inches and the minimum width is not less than six (6) inches.

Winders are permitted provided there is not more than one riser within the landing area.

5-108. Section 9. R-216 Smoke Detectors is changed to read as follows: Approved and listed smoke detectors shall be placed on each floor level where sleeping areas are located. The detector shall be installed in a manner and location consistent with its listing, and sense visible or invisible particles of combustion. When activated, the detector shall provide an alarm suitable to warn occupants within the sleeping area.

5-109. Section 10. R-303 Footings is changed to read as follows: All exterior walls, bearing walls, columns and piers shall be supported on solid masonry or concrete footings, or other approved structural systems which shall be sufficient design to support safely the loads imposed as determined from the character of the soil and shall in all cases extend below the frost line.

Minimum sizes for concrete footings shall be as set forth in Figure No. A-3.

Footings shall be level or shall be stepped so that both top and bottom of such footings are level.

A minimum of two horizontal #4 steel reinforcing rods shall be required in the lower one-third of all footings.

Concrete piers or other special footing conditions and concrete grade beams may be used only if designed by a registered architect or engineer for the loads and conditions described.

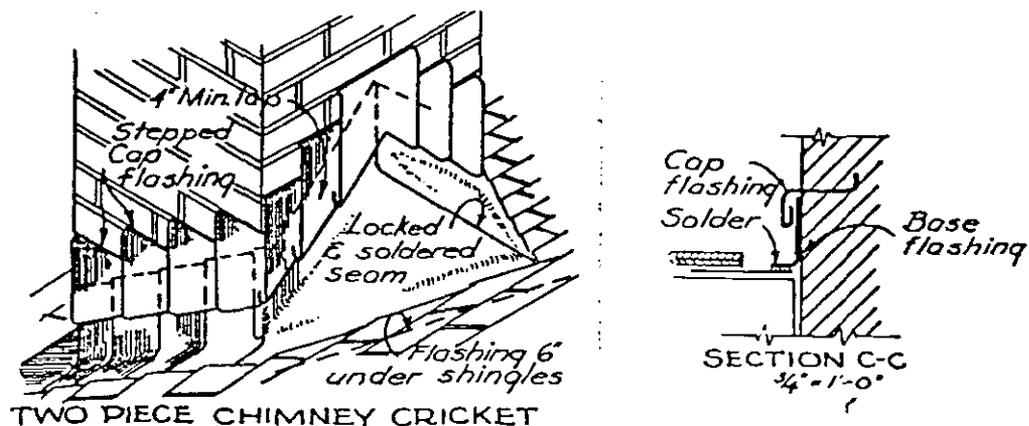
5-110. Section 11. R-305 Waterproofing is changed to read as follows: Drains shall be provided around foundations enclosing habitable or usable spaces located below grade and which are subjected to ground water conditions. Drains shall be installed at or below the area to be protected and shall discharge by gravity or by mechanical means into an approved drainage system. The top joints and perforations of drain tiles shall be protected with strips of building paper and the tiles shall be placed on two (2) inches of crushed rock and covered with not less than six (6) inches of the same material.

A four foot plastic or cast iron "T" (TEE) connection shall be located under the footing connecting the underground drains to a sump pit if a sump pump is required. Sump pumps shall be required for all footings except where footings may be drained by gravity.

5-111. Section 12. R-803 Composition Asphalt Organic Felt is changed to read as follows: Composition asphalt organic felt shingles shall not be used as a roofing material.

5-112. Section 13. R-902 Support is changed to read as follows: Masonry chimneys shall be constructed in accordance with Figure No. A-9. Concrete footings, supporting masonry fireplaces, shall have #4 reinforcing steel running in both directions on 8" centers.

5-113. Section 14. R-926 Flashing, added: The intersection of the chimney masonry and roofing materials shall be flashed with metal or other suitable material and then counterflashed in accordance with Figure A-9(a).



FLASHING DETAIL A-9(a)

5-114. Section 15. The BOCA Basic Plumbing Code, 1981, in its entirety shall be incorporated into and become part of the One and Two Family Dwelling Code, 1979 Edition. Chapter 20, General Plumbing Requirements and Definitions; Chapter 21, Plumbing Materials; Chapter 22, Plumbing, Drainage and Venting Systems; Chapter 23, Plumbing Fixtures, Traps and Receptors; and, Chapter 24, Water Supply and Distribution, of the One and Two Family Dwelling Code, 1979 Edition, are hereby deleted.

5-115. Section 16. Sewage Disposal Systems. Sections P-2501 through P-2510 of Chapter 25 of the One and Two Family Dwelling Code/1979 are hereby deleted and the following enacted in lieu thereof:

P-2501 Sewage Disposal Systems. Private or individual sewage disposal systems installed within the City of Leawood, Kansas shall be installed in accordance with the latest adopted Johnson County Sanitary Code and Resolution 099-81, Private Sewage Disposal Systems, Appendix 1, of the 1976 Uniform Plumbing Code, as adopted by the Johnson County Commissioners on October 26, 1981.

*repealed
by Ord.
748,
7/19/82*

5-116. Section 17. Energy Conservation. Energy conservation standards for one and two family dwellings are hereby adopted and shall read as follows:

ENERGY CONSERVATION
One/Two Family Dwellings

<u>Building Section</u>	<u>Insulation Requirements</u>
Ceiling (flat)	R-30
Attic Duct Insulation	R-14
Rigid Deck Insulation	R-10
Frame Wall	R-14
Masonry Wall	R-11
Windows/Patio Doors	Storm Windows or Insulating Glass
Floors Over Open Spaces	R-19
Floors Over Vented Crawl Spaces	R-11
Ducts in Crawl Space	R-12
Slab Edge (Continuous)	R-5
Walls of Unvented Crawl Spaces	R-11
Sill Plate Sealer	Required
Caulk Exterior Joints, Windows, and Door Frames; Weatherstripping at Door Jambs and Door Thresholds	Required

5-117. Section 18. Civil Actions: Notwithstanding the provisions of any other sections of the building code, decisions of the building official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the building official or his assistants shall

be enforceable in the District Court of Johnson County, Kansas or any other court of competent territorial jurisdiction upon action brought by the City Attorney, Assistant City Attorney, special attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of the building codes.

5-118. Section 19. Liability: Requirements stated in all existing codes and ordinances in force shall not be construed as imposing on the city, its officers, agents, or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The city or any official, employee or agent thereof shall not assume any liability or responsibility whatsoever by reason of inspection or approval of any installation.

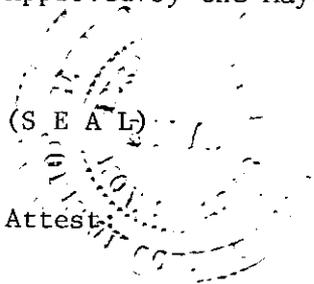
5-119. Section 20. Separability: If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 21. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.



Kent E. Cripein
Kent E. Cripein Mayor

Attest:
J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: Larry Wing III, City Attorney
Larry Wing III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Kennetha E. Kuttler, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 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 10 day of March, 19 82 with subsequent publication being made on the following dates:

_____, 19____, 19____
_____, 19____, 19____
_____, 19____, 19____

Kennetha E. Kuttler

Subscribe and sworn to before me this 10 day of March, 19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$117.53
Additional copies \$



REPEAL OF SECTION 1. Sections 5-101, 5-102, and 5-103 of the Revised Ordinances, as amended by Ordinance No. 676, are hereby repealed and the following enacted in their stead:

5-101. ONE AND TWO FAMILY DWELLING CODE - ADDED. Section 2. The One and Two Family Dwelling Code under the nationally recognized model codes, 1979 edition, as published by the Building Officials and Code Administrators International, Inc., is hereby adopted and incorporated in this chapter as fully as set forth herein as an optional standard for construction. Fully as set forth herein as an optional standard for construction. Construction, alteration, repair, use, occupancy and maintenance of detached one and two family dwellings not more than three stories in height, and their accessory structures, excepting only such parts or portions thereof as are specifically deleted, added, or changed in the Revised Ordinances of the City of Leawood, Kansas, Sections 5-103 through and including 5-119, and City of Leawood, Kansas, Sections 5-103 through and including 5-119, and Ordinance No. 626 enacted March 19, 1979 is hereby repealed. Three copies of this document shall be on file in the Office of the City Clerk of Leawood, Kansas.

5-102. Section 3. The One and Two Family Dwelling Code 1980 Amendments is hereby adopted and incorporated in this chapter as fully as set forth herein.

5-103. Section 4. Chapter 1, Administrative, of the One and Two Family Dwelling Code, is hereby deleted.

5-104. Section 5. Article 7, Administration and Enforcement provisions of the Basic BOCA Building Code, 1981 and amendments shall become the administrative section of the One and Two Family Dwelling Code, 1979 edition.

5-105. Section 6. R-202 Design Criteria. Design criteria shall be incorporated as follows:

Roof Live Load lbs. per square foot	--20
Roof Snow Load lbs. per square foot	--20
Wind Velocity lbs. Per square foot	--15
Seismic Condition by Zone	--1
Subject to damage from weathering	--slight
Subject to damage from frost line	--16"
depth for footings	
Subject to damage from frost line	--42"
depth for exterior water lines	
Subject to damage from corrosion	--moderate
Subject to damage from decay	--moderate

5-106. Section 7. R-310 Garage is changed to read as follows: Openings from a private garage directly into a room used for sleeping shall not be located. Openings between garage and residence shall be equipped with 1 3/4" wood door or an equivalent rated door. If there is habitable space above, the ceiling shall be supported and finished so that no air may pass to the floor above. Garage door openings exceed a 12' span, a 3/4" steel 1/4" thick plate shall be applied between two 2 x 12 headers and bolted through with 3/8" bolts staggered on 12" centers.

5-107. Section 8. R-214 Stairs is changed to read as follows: Stairways shall not be less than three (3) feet, zero (0) inches in clear width and the handrail rise and run shall conform to Figure A-2. Handrails may protrude from each side of a stairway a distance of three and one-half (3 and 1/2) inches into the required width. Spiral stairways are permitted provided the width of the tread at a point not more than twelve (12) inches from the side where the treads are narrowest is not less than nine (9) inches and the minimum width is not less than six (6) inches. Landings are permitted provided there is not more than one riser within the landing area.

5-108. Section 9. R-216 Smoke Detectors is changed to read as follows: Approved and listed smoke detectors shall be placed on each floor level where sleeping areas are located. The detector shall be installed in a manner consistent with its listings, and some visible or inaudible particles of combustion. When activated, the detector shall provide an alarm suitable to warn occupants within the sleeping area.

5-109. Section 10. R-303 Footings is changed to read as follows: All exterior walls, bearing walls, columns and piers shall be supported on solid masonry or concrete footings, or other approved structural systems which shall be sufficient design to support safely the loads imposed as determined from the character of the soil and shall in all cases extend below the frost line.

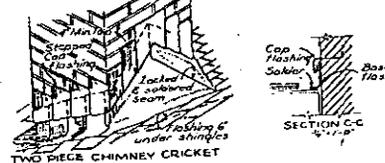
Minimum sizes for concrete footings shall be as set forth in Figure No. A-3. Footings shall be level or shall be stepped so that both top and bottom of such footings are level. A minimum of two longitudinal steel reinforcing rods shall be required in the lower one-third of all footings. Concrete piers or other special footing conditions and concrete grade beams may be used only if designed by a registered architect or engineer for the loads and conditions described.

5-110. Section 11. R-905 Interceptor is changed to read as follows: Interceptors shall be provided around a manhole or sanitary sewer opening located below grade and which are subjected to ground water conditions. Interceptors shall be installed at or below the area to be protected and shall discharge by gravity or by mechanical means into an approved drainage system. The top of the manhole and the floor shall be placed on two (2) inches of crushed or broken brick or stone. The floor shall be placed on two (2) inches of crushed brick and covered with not less than six (6) inches of concrete. A four foot plastic or rust free (FRP) connection shall be located under the footing connecting the underground drains to a sump pit if a sump pump is required. Sump pumps shall be required for all footings except where footings may be drained by gravity.

5-111. Section 12. R-803 Composition Asphalt Organic Felt Underlayment is changed to read as follows: Composition asphalt organic felt underlayment shall not be used as a roofing material.

5-112. Section 13. R-902 Support is changed to read as follows: Masonry chimneys shall be constructed in accordance with Figure No. A-9. Concrete footings, supporting masonry fireplaces, shall have 4# reinforcing steel running in both directions on 8" centers.

5-113. Section 15. R-926 Flashing, added: The intersection of the chimney masonry and roofing materials shall be flashed with metal or other suitable material and then counterflashed in accordance with Figure A-9(a).



FLASHING DETAIL A-9(a)

5-114. Section 15. The BOCA Basic Flashing Code, 1981, in its entirety shall be incorporated into and become part of the One and Two Family Dwelling Code, 1979 Edition. Chapter 20, General Flashing Requirements and Definitions; Chapter 21, Flashing Materials; Chapter 22, Flashing, Drainage and Guttering Systems; Chapter 23, Flashing Flashings, Traps and Registers; and, Chapter 24, Water Supply and Distribution, of the One and Two Family Dwelling Code, 1979 Edition, are hereby deleted.

5-115. Section 16. Sewage Disposal Systems. Sections P-201 through P-210 of Chapter 25 of the One and Two Family Dwelling Code 1979 are hereby deleted and the following enacted in their stead:

P-201 Sewage Disposal Systems. Private or individual sewage disposal systems installed within the City of Leawood, Kansas shall be installed in accordance with the latest adopted Johnson County Sanitary Code and Resolution 199-81, Chapter Sewage Disposal Systems, Appendix 1, of the 1976 Uniform Plumbing Code, as adopted by the Johnson County Commissioners on October 26, 1981.

5-116. Section 17. Energy Conservation. Energy conservation standards for one and two family dwellings are hereby adopted and shall read as follows:

ENERGY CONSERVATION	
One/Two Family Dwellings	
Building Section	Insulation Requirements
Ceiling (flat)	R-30
Attic Door Insulation	R-14
Rigid Deck Insulation	R-10
Frame Wall	R-14
Masonry Wall	R-11
Windows/Patio Doors	Storm Windows or Insulating Glass
Floors Over Open Spaces	R-19
Floors Over Vented Crawl Spaces	R-11
Ducts in Crawl Space	R-12
Slab Edge (Continuous)	R-5
Walls of Unvented Crawl Spaces	R-11
Sill Plate Sealer	Required
Crack Exterior Joints, Windows, and Door Frames; Weatherstripping at Door Jamb and Door Thresholds	Required

5-117. Section 18. Civil Actions: Notwithstanding the provisions of any other sections of the building code, decisions of the building official, or such assistant or assistants as he may appoint, or decisions by the Board of Appeals reviewing decisions of the building official or his assistants shall be enforceable in the District Court of Johnson County, Kansas or any other court of competent jurisdiction upon action brought by the City Attorney, Assistant City Attorney, legal attorney, or other legal counsel authorized to maintain such action for the enforcement of the provisions of the building code.

5-118. Section 19. Liability: Equities suits stated in all existing codes and ordinances in force shall not be construed as imposing on the city, its officers, agents, or employees, any liability or responsibility for damages to any property or injury to any person due to defective installations. The city or any official, employee or agent thereof shall not incur any liability, or responsibility whatsoever by reason of its position or approval of any installation.

5-119. Section 20. Separability: If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The governing body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

TAKE EFFECT. Section 21. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 2/1/82 Second Reading: 3/1/82

Passed by the Governing Body this 1st day of March, 1982.

Approved by the Mayor this 3rd day of March, 1982.

(S E A L) Kent R. Crispin Mayor

Attest: J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: Larry Winn III City Attorney

(1500 1W)

AN ORDINANCE RELATING TO ACCEPTANCE OF THREE (3) DEEDS FOR STREET PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOCIATION, INC.

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

19-540. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept from Cambridge Townhouse Association, Inc. three (3) deeds for land to be used for street purposes, the legal descriptions of which are as follows:

All that part of Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "H", and 58.09 feet Northeasterly of the most Westerly corner thereof, as measured along said Northwesterly line; thence Northeasterly along the Northwesterly line of said Tract "H", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of $2^{\circ} 04' 31''$, and whose initial tangent bearing is $N 51^{\circ} 20' 25'' E$ (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40.19 feet; thence $S 34^{\circ} 12' E$, a distance of 55 feet; thence $S 55^{\circ} 48' W$, a distance of 4 feet; thence $S 34^{\circ} 12' E$, a distance of 41 feet; thence $N 55^{\circ} 48' E$, a distance of 4 feet; thence $S 34^{\circ} 12' E$, a distance of 41.96 feet; thence $S 55^{\circ} 48' W$, a distance of 4.50 feet; thence $S 34^{\circ} 12' E$, a distance of 17.11 feet, to a point of curvature; thence Southeasterly, along a curve to the right, having a radius of 215.50 feet, and a central angle of $8^{\circ} 31'$, a distance of 32.03 feet, to a point of tangency; thence $S 25^{\circ} 41' E$, a distance of 1.62 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 13.50 feet, and a central angle of $59^{\circ} 07' 04''$, a distance of 13.93 feet; thence $N 5^{\circ} 11' 56'' E$, a distance of 4.50 feet; thence Easterly, Southeasterly, Southerly, Southwesterly, Westerly, Northwesterly, Northerly and Northeasterly, along a curve to the right, having a radius of 47.50 feet, a central angle of $298^{\circ} 14' 08''$, and whose initial tangent bearing is $S 84^{\circ} 48' 04'' E$, a distance of 247.25 feet, to a point of reverse curvature thence Northeasterly, Northerly and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of $59^{\circ} 07' 04''$, and whose initial tangent bearing is $N 33^{\circ} 26' 04'' E$, a distance of 9.29 feet, to a point of tangency; thence $N 25^{\circ} 41' W$, a distance of 1.62 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 180 feet, and a central angle of $8^{\circ} 31'$, a distance of 26.76 feet, to a point of tangency; thence $N 34^{\circ} 12' W$, a distance of 151.22 feet, to the point of beginning (Cambridge Circle)

re Acceptance of 3 deeds from Cambridge Townhouse Assoc.
for street purposes

and

All that part of Tract "I", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "I" and 229.69 feet Easterly of the Northwesterly corner thereof, as measured along said Northerly line; thence Northeasterly, along the Northwesterly line of said Tract "I", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of $2^{\circ} 03' 58''$, and whose initial tangent bearing is $N 64^{\circ} 27' 04'' E$, (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40.01 feet; thence $S 27^{\circ} 45' 13'' E$, a distance of 23.03 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 9 feet and a central angle of $59^{\circ} 25' 05''$, a distance of 9.33 feet, to a point of reverse curvature; thence Easterly, Southeasterly and Southerly, along a curve to the right, having a radius of 48 feet, a central angle of $85^{\circ} 09' 34''$, and whose initial tangent bearing is $S 87^{\circ} 10' 18'' E$, a distance of 71.34 feet, to a point of compound curvature; thence Southerly, Southwesterly and Westerly, along a curve to the right, having a radius of 35 feet, a central angle of 90° , and whose initial tangent bearing is $S 2^{\circ} 00' 44'' E$, a distance of 54.98 feet, to a point of tangency; thence $S 87^{\circ} 59' 16'' W$, a distance of 26 feet, to a point of curvature; thence Westerly, Northwesterly and Northerly, along a curve to the right, having a radius of 35 feet, and a central angle of 90° , a distance of 54.98 feet, to a point of compound curvature; thence Northerly and Northeasterly, along a curve to the right, having a radius of 48 feet, a central angle of $33^{\circ} 40' 36''$, and whose initial tangent bearing is $N 2^{\circ} 00' 44'' W$, a distance of 28.21 feet, to a point of reverse curvature; thence Northeasterly, Northerly and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of $59^{\circ} 25' 05''$, and whose initial tangent bearing is $N 31^{\circ} 39' 52'' E$, a distance of 9.33 feet, to a point of tangency; thence $N 27^{\circ} 45' 13'' W$, a distance of 23.85 feet, to the point of beginning (Cambridge Court)

and

All that part of Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson

re Acceptance of 3 deeds from Cambridge Townhouse Assoc.
for street purposes

County, Kansas, more particularly described as follows:
Beginning at a point on the Northwesterly line of said Tract "H", and 216.94 feet Northeasterly of the most Westerly corner thereof, as measured along said Northwesterly line; thence Northeasterly, along the Northwesterly line of said Tract "H", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of $2^{\circ} 05' 12''$, and whose initial tangent bearing is $N 43^{\circ} 08' 14'' E$ (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40.41 feet; thence $S 39^{\circ} 47' E$, a distance of 122.74 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 217.11 feet, and a central angle of $17^{\circ} 16'$, a distance of 65.43 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the right, having a radius of 200.71 feet, a central angle of $22^{\circ} 32'$, and whose initial tangent bearing is $S 57^{\circ} 03' E$, a distance of 78.94 feet, to a point of tangency; thence $S 34^{\circ} 31' E$, a distance of 45.02 feet, to a point of curvature; thence Southeasterly and Southerly, along a curve to the right, having a radius of 140 feet, and a central angle of $32^{\circ} 30' 16''$, a distance of 79.42 feet, to a point of tangency; thence $S 2^{\circ} 00' 44'' E$, a distance of 3.02 feet, to a point of curvature; thence Southerly, Southwesterly and Westerly, along a curve to the right, having a radius of 37 feet, and a central angle of 90° , a distance of 58.12 feet, to a point of tangency; thence $S 87^{\circ} 59' 16'' W$, a distance of 34.68 feet, to a point of curvature; thence Westerly, Northwesterly, Northerly, and Northeasterly, along a curve to the right, having a radius of 37 feet, and a central angle of $147^{\circ} 29' 44''$, a distance of 95.25 feet, to a point of tangency; thence $N 55^{\circ} 29' E$, a distance of 30.01 feet, to a point of curvature; thence Northeasterly, Northerly and Northwesterly, along a curve to the left, having a radius of 14 feet, and a central angle of 90° , a distance of 21.99 feet to a point of tangency; thence $N 34^{\circ} 31' W$, a distance of 33.28 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 160.71 feet, and a central angle of $22^{\circ} 32'$, a distance of 63.20 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the right, having a radius of 257.11 feet, a central angle of $17^{\circ} 16'$, and whose initial tangent bearing is $N 57^{\circ} 03' W$, a distance of 77.48 feet, to a point of tangency; thence $N 39^{\circ} 47' W$, a distance of 117.03 feet, to the point of beginning
(Cambridge Terrace)

Page 4

ORDINANCE NO. 726

re Acceptance of 3 deeds from Cambridge Townhouse Assoc.
for street purposes

subject to easements and rights-of-way of record, if any.

19-541. INCORPORATION BY REFERENCE. Section 2. Copies of said deeds are attached to the original ordinance 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: 2/1/82 Second Reading: 2/16/82

Passed by the Governing Body this 16th day of February, 1982.

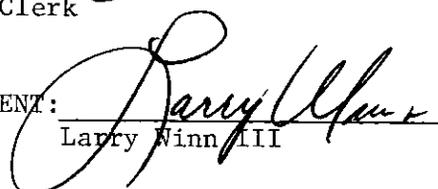
Approved by the Mayor this 16th day of February, 1982.

(S E A L)

Attest:


Kent E. Crappin Mayor


J. Oberlander, City Clerk

APPROVED FOR FORM AND CONTENT: , City Attorney
Larry Winn III

Corrected 1318579

1351846 RIGHT-OF-WAY GRANT

CAMBRIDGE TERRACE PART OF TRACT "H" R.O.W.# LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD

JOHNSON COUNTY, KANSAS

KNOW ALL MEN BY THESE PRESENTS, THAT Cambridge Townhouse Association, Inc.

of the Post Office of Leawood

In the State of Kansas, in consideration of One and no/100--- Dollars (\$1.00) in hand paid and

other valuable consideration, receipt of which is hereby acknowledged, hereby grant and conveys unto the CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS, its successors and assigns, a Right-of-Way to construct, maintain, alter, repair, replace, a public road and sidewalk 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 Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "H", and 216.94 feet Northeasterly of the most Westerly corner thereof, as measured along said Northwesterly line; thence Northeasterly, along the Northwesterly line of said Tract "H", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of 2° 05' 12", and whose initial tangent bearing is N 43° 08' 14" E (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40.41 feet; thence S 39° 47' E, a distance of 122.74 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 217.11 feet, and a central angle of 17° 16', a distance of 65.43 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the right, having a radius of 200.71 feet, a central angle of 22° 32', and whose initial tangent bearing is S 57° 03' E, a distance of 78.94 feet, to a point of tangency; thence S 34° 31' E, a distance of 45.02 feet, to a point of curvature; thence Southeasterly and Southerly, along a curve to the right, having a radius of 140 feet, and a central angle of 32° 30' 16", a distance of 79.42 feet, to a point of tangency; thence S 2° 00' 44" E, a distance of 3.02 feet, to a point of curvature; thence Southerly, Southwesterly and Westerly, along a curve to the right, having a radius of 37 feet, and a central angle of 90°, a distance of 58.12 feet, to a point of tangency; thence S 87° 59' 16" W, a distance of 34.68 feet, to a point of curvature; thence Westerly, Northwesterly, Northerly, and Northeasterly, along a curve to the right, having a radius of 37 feet, and a central angle of 147° 29' 44", a distance of 95.25 feet, to a point of tangency; thence N 55° 29' E, a distance of 30.01 feet, to a point of curvature; thence Northeasterly, Northerly and Northwesterly, along a curve to the left, having a radius of 14 feet and a central angle of 90°, a distance of 21.99 feet to a point of tangency; thence N 34° 31' W, a distance of 33.28 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 160.71 feet, and a central angle of 22° 32', a distance of 63.20 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the right, having a radius of 257.11 feet, a central angle of 17° 16', and whose initial tangent bearing is N 57° 03' W, a distance of 77.48 feet, to a point of tangency; thence N 39° 47' W, a distance of 117.03 feet, to the point of beginning.

Entered in Transfer Record

6 Day of Jan AD 19 82

DONALD J. CLARK

Johnson County Clerk

This grant is for the purpose aforesated 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 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 grantors and a duly authorized agent of the grantee.

IN WITNESS WHEREOF the grantors have hereunto set their hands and seals on the 24th day of March, 1981

W. N. Vereen President

George E. Mensch Secretary-Treasurer

STATE OF KANSAS COUNTY OF JOHNSON FILED FOR RECORD

1982 JAN 11 AM 8 40 2

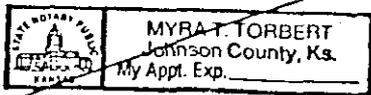
INDIVIDUAL ACKNOWLEDGMENT

STATE OF KANSAS

COUNTY OF JOHNSON

BE IT REMEMBERED, THAT on this 24th day of March, 1981, before me, the undersigned Notary Public, personally came W. N. Vereen and George E. Mensch who are personally known to me to be the same persons who executed the foregoing instrument of writing and as such persons duly acknowledged the execution of the same.

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



Myra T. Torbert
Notary Public

My Appointment Expires: 9/23/81

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____, COUNTY OF _____, ss:

BE IT REMEMBERED, THAT on this _____ day of _____, 19____, before me, the undersigned Notary Public, personally came _____ who personally known to me to be the same person who executed the foregoing instrument of writing and as such a person _____ duly acknowledged the execution of the same.

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

Notary Public

My Appointment Expires: _____

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____, COUNTY OF _____, ss:
before me, the undersigned Notary Public, personally came _____

Who _____ personally known to me to be the same person who executed the foregoing instrument of writing and as such a person _____ duly acknowledged the execution of the same.

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

Notary Public

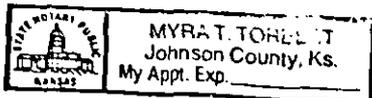
My Appointment Expires: _____

CORPORATE ACKNOWLEDGMENT

STATE OF KANSAS, COUNTY OF JOHNSON, ss:

BE IT REMEMBERED, THAT on this 24th day of March, 1981, before me, the undersigned Notary Public in and for the County and State aforesaid, came W. N. Vereen and George E. Mensch of Leawood, Kansas who is are personally known to me to be the President & Sec'y of said association and the same persons who executed the within instrument of writing, and duly acknowledged the execution of the same to be the voluntary act and deed of said Cambridge Townhouse Association, Inc.

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



STATE OF KANSAS }
COUNTY OF JOHNSON } ss
FILED FOR RECORD

Myra T. Torbert
Notary Public
Myra T. Torbert

My Appointment Expires 9/23/81

600

RUBIE H. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

VOL 1732 PAGE 612

VOL 1659 PAGE 450

City of Leawood
907 Lee Blvd
Leawood, Kansas

Ref

Corrected 1318581
1351845

RIGHT-OF-WAY GRANT
CAMBRIDGE COURT PART OF TRACT "I"
LEAWOOD SOUTH, SECOND PLAT CITY OF LEAWOOD
JOHNSON COUNTY, KANSAS

R.O.W.# _____

KNOW ALL MEN BY THESE PRESENTS, THAT Cambridge Townhouse Association, Inc.

of the Post Office of Leawood
In the State of Kansas, in consideration of One and No/100 ---
----- Dollars (\$1.00) in hand paid and
other valuable consideration, receipt of which is hereby acknow-
ledged, hereby grant and conveys ----- unto the CITY OF LEAWOOD,
JOHNSON COUNTY, KANSAS, its successors and assigns, a Right-of-Way
to construct, maintain, alter, repair, replace, a public road and
sidewalk 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 Tract "I", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "I" and 229.69 feet Easterly of the Northwesterly corner thereof, as measured along said Northerly line; thence Northeasterly, along the Northwesterly line of said Tract "I", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of 2° 03' 58", and whose initial tangent bearing is N 64° 27' 04" E, (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40.01 feet; thence S 27° 45' 13" E, a distance of 23.03 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 9 feet and a central angle of 59° 25' 05", a distance of 9.33 feet, to a point of reverse curvature; thence Easterly, Southeasterly and Southerly, along a curve to the right, having a radius of 48 feet, a central angle of 85° 09' 34", and whose initial tangent bearing is S 87° 10' 18" E, a distance of 71.34 feet, to a point of compound curvature; thence Southerly, Southwesterly and Westerly, along a curve to the right, having a radius of 35 feet, a central angle of 90°, and whose initial tangent bearing is S 2° 00' 44" E, a distance of 54.98 feet, to a point of tangency; thence S 87° 59' 16" W, a distance of 26 feet, to a point of curvature; thence Westerly, Northwesterly and Northerly, along a curve to the right, having a radius of 35 feet, and a central angle of 90°, a distance of 54.98 feet, to a point of compound curvature; thence Northerly and Northeasterly, along a curve to the right, having a radius of 48 feet, a central angle of 33° 40' 36", and whose initial tangent bearing is N 2° 00' 44" W, a distance of 28.21 feet, to a point of reverse curvature; thence Northeasterly, Northerly and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of 59° 25' 05", and whose initial tangent bearing is N 31° 39' 52" E, a distance of 9.33 feet, to a point of tangency; thence N 27° 45' 13" W, a distance of 23.85 feet, to the point of beginning.

Entered in Transfer Record
6 Day of Jan AD 19 81
DONALD J. CARNEY

STATE OF KANSAS } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

STATE OF KANSAS } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

mp Johnson County Clerk 1982 JAN 11 AM 8 39 .6 1981 MAR 27 AM 11 03 .4

600
RUBIE M. SCOTT
REGISTER OF DEEDS

600
RUBIE M. SCOTT
REGISTER OF DEEDS

This grant is ~~-----~~ for the purpose of ~~-----~~ 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 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 grantors and a duly authorized agent of the grantee.

IN WITNESS WHEREOF the grantors have hereunto set their hands and seals on this, the 24th day of March, 1981.

W. N. Vereen
President: W. N. Vereen

George E. Mensch
Secretary-Treasurer: George E. Mensch

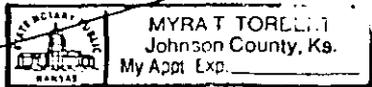
600

INDIVIDUAL ACKNOWLEDGMENT

STATE OF KANSAS, COUNTY OF JOHNSON, ss:

BE IT REMEMBERED, THAT on this 24th day of March, 1981, before me, the undersigned Notary Public, personally came W. N. Vereen and George E. Mensch who are personally known to me to be the same persons who executed the foregoing instrument of writing and as such persons duly acknowledged the execution of the same.

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



Myra T. Torbert
Notary Public

My Appointment Expires: 9/23/81

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____, COUNTY OF _____, ss:

BE IT REMEMBERED, THAT on this _____ day of _____, 19____, before me, the undersigned Notary Public, personally came _____ who personally known to me to be the same person who executed the foregoing instrument of writing and as such a person _____ duly acknowledged the execution of the same.

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

Notary Public

My Appointment Expires: _____

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____, COUNTY OF _____, ss:

before me, the undersigned Notary Public, personally came _____ who personally known to me to be the same person who executed the foregoing instrument of writing and as such a person _____ duly acknowledged the execution of the same.

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

Notary Public

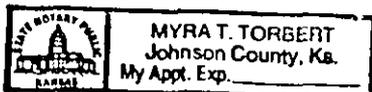
My Appointment Expires: _____

CORPORATE ACKNOWLEDGMENT

STATE OF KANSAS, COUNTY OF JOHNSON, ss:

BE IT REMEMBERED, THAT on this 24th day of March, 1981, before me, the undersigned Notary Public in and for the County and State aforesaid, came W. N. Vereen and George E. Mensch of Leawood, Kansas who /s/ are personally known to me to be the President & Sec'y of said Association and the same persons who executed the within instrument of writing, and duly acknowledged the execution of the same to be the voluntary act and deed of said Cambridge Town-house Association, Inc.

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



Myra T. Torbert
Notary Public
Myra T. Torbert

My Appointment Expires: 9/23/81

1/2

Refile

Corrected 1318580

1351841

RIGHT-OF-WAY GRANT

CAMBRIDGE CIRCLE PART OF TRACT "H" R.O.W.#

LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD

JOHNSON COUNTY, KANSAS

KNOW ALL MEN BY THESE PRESENTS, THAT Cambridge Townhouse Association, Inc.

of the Post Office of Leawood
In the State of Kansas, in consideration of One and no/100 ---
----- Dollars (\$1.00) in hand paid and

other valuable consideration, receipt of which is hereby acknowledged, hereby grant and conveys _____ unto the CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS, its successors and assigns, a Right-of-Way to construct, maintain, alter, repair, replace, a public road and sidewalk 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 Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "H"; and 58.09 feet Northeasterly of the most Westerly corner thereof, as measured along said Northwesterly line; thence Northeasterly along the Northwesterly line of said Tract "H", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of 2° 04' 31", and whose initial tangent bearing is N 51° 20' 25" E (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40.19 feet; thence S 34° 12' E, a distance of 55 feet; thence S 55° 48' W, a distance of 4 feet; thence S 34° 12' E, a distance of 41 feet; thence N 55° 48' E, a distance of 4 feet; thence S 34° 12' E, a distance of 41.96 feet; thence S 55° 48' W, a distance of 4.50 feet; thence S 34° 12' E, a distance of 17.11 feet, to a point of curvature; thence Southeasterly, along a curve to the right, having a radius of 215.50 feet, and a central angle of 8° 31', a distance of 32.03 feet, to a point of tangency; thence S 25° 41' E, a distance of 1.62 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 13.50 feet, and a central angle of 59° 07' 04", a distance of 13.93 feet; thence N 5° 11' 56" E, a distance of 4.50 feet; thence Easterly, Southeasterly, Southerly, Southwesterly, Westerly, Northwesterly, Northerly and Northeasterly, along a curve to the right, having a radius of 47.50 feet, a central angle of 298° 14' 08", and whose initial tangent bearing is S 84° 48' 04" E, a distance of 247.25 feet, to a point of reverse curvature thence Northeasterly, Northerly and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of 59° 07' 04" and whose initial tangent bearing is N 33° 26' 04" E, a distance of 9.29 feet, to a point of tangency; thence N 25° 41' W, a distance of 1.62 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 180 feet, and a central angle of 8° 31', a distance of 26.76 feet, to a point of tangency; thence N 34° 12' W, a distance of 151.22 feet, to the point of beginning.

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

Entered in Transfer Record

6 Day of Jan AD 1982 1982 JAN 11 AM 8 39 .0

1981 MAR 27 AM 11 03 .1

mp Johnson County Clerk

RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

600
RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

This grant is _____ 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 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 s and a duly authorized agent of the grantee.

IN WITNESS WHEREOF the grantor s have hereunto set their hands and seals on this, the 24th day of March, 1981

W. N. Vereen
President: W. N. Vereen

George E. Mensch
Secretary-Treasurer: George E. Mensch

600

STATE OF KANSAS

COUNTY OF JOHNSON

BE IT REMEMBERED, THAT on this 24TH day of MARCH, 19 81, before me, the undersigned Notary Public, personally came W. N. Vereen and George E. Mensch who are personally known to me to be the same persons who executed the foregoing instrument of writing and as such persons duly acknowledged the execution of the same.

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



Myra T. Torbert
Notary Public

My Appointment Expires: 9/23/81

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____, COUNTY OF _____, ss:

BE IT REMEMBERED, THAT on this _____ day of _____, 19____ before me, the undersigned Notary Public, personally came _____ who personally known to me to be the same person who executed the foregoing instrument of writing and as such a person _____ duly acknowledged the execution of the same.

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

Notary Public

My Appointment Expires: _____

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____, COUNTY OF _____, ss:

before me, the undersigned Notary Public, personally came _____ who personally known to me to be the same person who executed the foregoing instrument of writing and as such a person _____ duly acknowledged the execution of the same.

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

Notary Public

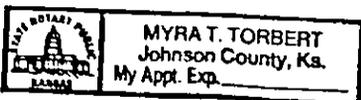
My Appointment Expires: _____

CORPORATE ACKNOWLEDGMENT

STATE OF KANSAS, COUNTY OF JOHNSON, ss:

BE IT REMEMBERED, THAT on this 24th day of March, 1981, before me, the undersigned Notary Public in and for the County and State aforesaid, came W. N. Vereen and George E. Mensch of Leawood, Kansas who are personally known to me to be the President & Sec'y of said association and the same persons who executed the within instrument of writing, and duly acknowledged the execution of the same to be the voluntary act and deed of said Cambridge Town-house Association, Inc.

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



Myra T. Torbert
Notary Public
Myra T. Torbert

My Appointment Expires: 9/23/81

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Depos and says: That she is Director of Legal Publications 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 week (weeks, days), the first publication thereof being made as aforesaid on the 24th day of February, 19 82, with subsequent publications being made on the following dates:

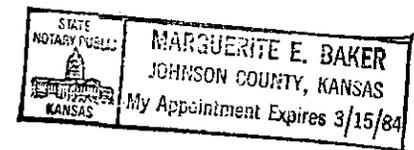
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 24th day of February, 19 82

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 66.77
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, February 24, 1982.

ORDINANCE NO. 726

AN ORDINANCE RELATING TO ACCEPTANCE OF THREE (3) DEEDS FOR STREET PURPOSES FROM CAMBRIDGE TOWNHOUSE ASSOCIATION, INC. Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-540. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept from Cambridge Townhouse Association, Inc. three (3) deeds for land to be used for street purposes, the legal descriptions of which are as follows:

All that part of Tract "H", LEAWOOD SOUTH, SE-COND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "H", and 58.09 feet Northwesterly of the most Westerly corner thereof, as measured along said Northwesterly line; thence Northwesterly along the Northwesterly line of said Tract "H", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of $2^{\circ} 04' 31''$, and whose initial tangent bearing is $N 51^{\circ} 20' 25'' E$ (this and all other bearings are referenced to LEAWOOD SOUTH, SE-COND PLAT bearing system), a distance of 40.19 feet; thence $S 34^{\circ} 12' E$, a distance of 55 feet; thence $S 55^{\circ} 48' W$, a distance of 4 feet; thence $S 34^{\circ} 12' E$, a distance of 41 feet; thence $N 55^{\circ} 48' E$, a distance of 4 feet; thence $S 34^{\circ} 12' E$, a distance of 41.96 feet; thence $S 55^{\circ} 48' W$, a distance of 4.50 feet; thence $S 34^{\circ} 12' E$, a distance of 17.11 feet, to a point of curvature; thence Southeasterly, along a curve to the right, having a radius of 215.50 feet, and a central angle of $8^{\circ} 31'$, a distance of 32.03 feet, to a point of tangency; thence $S 25^{\circ} 41' E$, a distance of 1.62 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 13.50 feet, and a central angle of $59^{\circ} 07' 04''$, a distance of 13.93 feet; thence $N 5^{\circ} 11' 56'' E$, a distance of 4.50 feet; thence Easterly, Southeasterly, Southerly, Southwesterly, Westerly, Northwesterly, Northerly and Northeastly, along a curve to the right, having a radius of 47.50 feet, a central angle of $298^{\circ} 14' 08''$, and whose initial tangent bearing is $S 84^{\circ} 48' 04'' E$, a distance of 247.25 feet, to a point of reverse curvature; thence Northeastly, Northerly and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of $59^{\circ} 07' 04''$, and whose initial tangent bearing is $N 33^{\circ} 26' 04'' E$, a distance of 9.29 feet, to a point of tangency; thence $N 25^{\circ} 41' W$, a distance of 1.62 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 180 feet, and a central angle of $8^{\circ} 31'$, a distance of 26.76 feet, to a point of tangency; thence $N 34^{\circ} 12' W$, a distance of 151.22 feet, to the point of beginning (Cambridge Circle)

and All that part of Tract "I", LEAWOOD SOUTH, SE-COND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "I" and 229.69 feet Easterly of the Northwesterly corner thereof, as measured along said Northerly line; thence Northeastly, along the Northwesterly line of said Tract "I", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of $2^{\circ} 03' 58''$, and whose initial tangent bearing is $N 64^{\circ} 27' 04'' E$, (this and all other bearings are referenced to LEAWOOD SOUTH, SE-COND PLAT bearing system), a distance of 40.01 feet; thence $S 27^{\circ} 45' 13'' E$, a distance of 23.03 feet, to a point of curvature; thence Southeastly and Easterly, along a curve to the left, having a radius of 9 feet and a central angle of $59^{\circ} 25' 05''$, a distance of 9.33 feet, to a point of reverse curvature; thence Easterly, Southeastly and Southerly, along a curve to the right, having a radius of 48 feet, a central angle of $85^{\circ} 09' 34''$, and whose initial tangent bearing is $S 87^{\circ} 10' 18'' E$, a distance of 71.34 feet, to a point of compound curvature; thence Southerly, Southwesterly and Westerly, along a curve to the right, having a radius of 35 feet, a central angle of 90° , and whose initial tangent bearing is $S 2^{\circ} 00' 44'' E$, a distance of 54.98 feet, to a point of tangency; thence $S 87^{\circ} 59' 16'' W$, a distance of 26 feet, to a point of curvature; thence Westerly, Northwesterly and Northerly, along a curve to the right, having a radius of 35 feet, and a central angle of 90° , a distance of 54.98 feet, to a point of compound curvature; thence Northerly and Northeastly, along a curve to the right, having a radius of 48 feet, a central angle of $33^{\circ} 40' 36''$, and whose initial tangent bearing is $N 2^{\circ} 00' 44'' W$, a distance of 28.71 feet, to a point of reverse curvature; thence Northeastly, Northerly and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of $59^{\circ} 25' 05''$, and whose initial tangent bearing is $N 31^{\circ} 39' 52'' E$, a distance of 9.33 feet, to a point of tangency; thence $N 27^{\circ} 45' 13'' W$, a distance of 23.85 feet, to the point of beginning (Cambridge Court)

and All that part of Tract "H", LEAWOOD SOUTH, SE-

COND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northwesterly line of said Tract "H", and 216.94 feet Northwesterly of the most Westerly corner thereof, as measured along said Northwesterly line; thence Northwesterly, along the Northwesterly line of said Tract "H", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of $2^{\circ} 05' 12''$, and whose initial tangent bearing is $N 43^{\circ} 08' 14'' E$ (this and all other bearings are referenced to LEAWOOD SOUTH, SE-COND PLAT bearing system), a distance of 40.41 feet; thence $S 39^{\circ} 47' E$, a distance of 122.74 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 217.11 feet, and a central angle of $17^{\circ} 16'$, a distance of 65.43 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the right, having a radius of 200.71 feet, a central angle of $22^{\circ} 32'$, and whose initial tangent bearing is $S 57^{\circ} 03' E$, a distance of 78.94 feet, to a point of tangency; thence $S 34^{\circ} 31' E$, a distance of 45.02 feet, to a point of curvature; thence Southeasterly and Southerly, along a curve to the right, having a radius of 140 feet, and a central angle of $32^{\circ} 30' 16''$, a distance of 79.42 feet, to a point of tangency; thence $S 2^{\circ} 00' 44'' E$, a distance of 3.02 feet, to a point of curvature; thence Southerly, Southwesterly and Westerly, along a curve to the right, having a radius of 37 feet, and a central angle of 90° , a distance of 58.12 feet, to a point of tangency; thence $S 87^{\circ} 59' 16'' W$, a distance of 34.68 feet, to a point of curvature; thence Westerly, Northwesterly, Northerly, and Northeastly, along a curve to the right, having a radius of 37 feet, and a central angle of $147^{\circ} 29' 44''$, a distance of 95.25 feet, to a point of tangency; thence $N 55^{\circ} 29' E$, a distance of 30.01 feet, to a point of curvature; thence Northeastly, Northerly and Northwesterly, along a curve to the left, having a radius of 14 feet, and a central angle of 90° , a distance of 21.99 feet, to a point of tangency; thence $N 34^{\circ} 31' W$, a distance of 33.28 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 160.71 feet, and a central angle of $22^{\circ} 32'$, a distance of 63.20 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the right, having a radius of 257.11 feet, a central angle of $17^{\circ} 16'$, and whose initial tangent bearing is $N 57^{\circ} 03' W$, a distance of 77.48 feet, to a point of tangency; thence $N 39^{\circ} 47' W$, a distance of 117.03 feet, to the point of beginning (Cambridge Terrace)

subject to easements and rights-of-way of record, if any.

19-541. INCORPORATION BY REFERENCE. Section 2.

Copies of said deeds are attached to the original ordinance 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: 2/1/82 Second Reading: 2/16/82

Passed by the Governing Body this 16th day of February, 1982.

Approved by the Mayor this 16th day of February, 1982.

(s) Kent E. Crippin

Mayor

(SEAL)

Attest:

(s) J. Oberlander

City Clerk

APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney

(6022 IW)

AN ORDINANCE RELATING TO ACCEPTANCE OF FOUR (4) EASEMENTS FOR STORM DRAINAGE PURPOSES FROM LEAWOOD SOUTH TOWNHOUSE ASSOCIATION, INC. AND CAMBRIDGE TOWNHOUSE ASSOCIATION, INC.

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

19-6,100.Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept four (4) Drainage Easements from Leawood South Townhouse Association, Inc. and Cambridge Townhouse Association, Inc., along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors or assigns, easements or rights-of-way to enter upon, locate, construct and maintain or to authorize the location, construction and maintenance of sewer mains, over, under, across and along the following described lands, located in the County of Johnson, State of Kansas, to-wit:

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Northeasterly corner of said Tract "F"; thence S 87° 47' 43" W, along the North line of said Tract "F", a distance of 150.79 feet; thence S 43° 33' W, along the Northerly line of said Tract "F", a distance of 111.15 feet; thence S 82° 56' W, along the Northerly line of said Tract "F", a distance of 358.53 feet; thence N 63° 09' W, along the Northerly line of said Tract "F", a distance of 139.07 feet, to the true point of beginning of subject tract; thence continuing N 63° 09' W, a distance of 15.31 feet; thence S 15° 21' 12" W, a distance of 29.38 feet; thence S 74° 38' 48" E, a distance of 7.50 feet, to point "A"; thence continuing S 74° 38' 48" E, a distance of 7.50 feet; thence N 15° 21' 12" E, a distance of 26.33 feet, to the true point of beginning of subject tract...and also... commencing at said point "A"; thence S 15° 21' 12" W, a distance of 61.01 feet, to the true point of beginning of subject tract; thence S 74° 38' 48" E, a distance of 7.50 feet; thence S 15° 21' 12" W, a distance of 15.57 feet; thence N 63° 09' W, a distance of 15.31 feet; thence N 15° 21' 12" E, a distance of 12.52 feet; thence S 74° 38' 48" E, a distance of 7.50 feet, to the true point of beginning of subject tract. (Northerly side of Condolea Drive and West of Condolea Terrace)

and

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 31 feet Southerly of the Northeasterly corner thereof as measured along said Easterly line; thence S 89° 29' 15" W (this and all other bearings are referenced to LEAWOOD

re Acceptance of four (4) drainage easements
from Leawood South Townhouse Assoc., Inc.
and Cambridge Townhouse Assoc., Inc.

SOUTH, SECOND PLAT bearing system), a distance of 93.55 feet, to the true point of beginning of subject tract; thence continuing S 89° 29' 15" W, a distance of 53.49 feet; thence S 4° 14' E, a distance of 7.70 feet; thence S 82° 30' 01" E, a distance of 62.48 feet; thence S 30° 46' 50" E, a distance of 20.10 feet; thence N 59° 13' 10" E, a distance of 7.50 feet, to point "A"; thence continuing N 59° 13' 10" E, a distance of 7.50 feet; thence N 30° 46' 50" W, a distance of 27.36 feet; thence N 82° 30' 01" W, a distance of 18.35 feet, to the true point of beginning of subject tract... and also...commencing at said point "A"; thence S 30° 46' 50" E, a distance of 42.86 feet, to the true point of beginning of subject tract; thence N 59° 13' 10" E, a distance of 7.50 feet; thence S 30° 46' 50" E, a distance of 38.94 feet; thence Westerly, along a curve to the left, having a radius of 95.19 feet, a central angle of 10° 15' 02", and whose initial tangent bearing is N 37° 32' 11" W, a distance of 17.03 feet; thence N 30° 46' 50" W, a distance of 30.92 feet; thence N 59° 13' 10" E, a distance of 7.50 feet, to the true point of beginning of subject tract. (Northwest corner Condolea Drive and Overbrook Road)

and

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southeasterly corner of said Tract "F"; thence N 15° 13' 31" W, along the Westerly line of said Tract "F", a distance of 66.37 feet; thence N 35° 27' E, along the Westerly line of said Tract "F", a distance of 112 feet, to a point of curvature; thence Northeasterly, Northerly and Northwesterly, along the Westerly line of said Tract "F", said line being on a curve to the left, having a radius of 439.93 feet, and a central angle of 67° 04', a distance of 514.95 feet, to the true point of beginning of subject tract; thence continuing Northwesterly, along the Westerly line of said Tract "F", said line being on a curve to the left, having a radius of 439.93 feet, a central angle of 9° 21' 10", and whose initial tangent bearing is N 31° 37' W, a distance of 71.81 feet; thence N 33° 58' 54" E, a distance of 55.17 feet; thence S 56° 01' 06" E, a distance of 4 feet; thence N 33° 58' 54" E, a distance of 11 feet; thence N 56° 01' 06" W, a distance of 4 feet; thence N 33° 58' 54" E, a distance of 49 feet; thence

re Acceptance of four (4) drainage easements
from Leawood South Townhouse Assoc., Inc.
and Cambridge Townhouse Assoc., Inc.

N 60° 22' 01" W, a distance of 78.48 feet; thence N 4° 40' 32" E, a distance of 16.42 feet; thence South-easterly, along a curve to the right, having a radius of 417.53 feet, a central angle of 5° 07' 36", and whose initial tangent bearing is S 68° 16' 36" E, a distance of 37.36 feet, to a point of compound curvature; thence Southeasterly, along a curve to the right, having a radius of 228.99 feet, a central angle of 38° 28' and whose initial tangent bearing is S 63° 09' E, a distance of 153.74 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the left, having a radius of 53.52 feet, a central angle of 22° 22', and whose initial tangent bearing is S 24° 41' E, a distance of 20.89 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the right, having a radius of 17.70 feet, a central angle of 22° 13' 44", and whose initial tangent bearing is S 47° 03' E, a distance of 6.87 feet, to a point of tangency; thence S 24° 49' 16" E, a distance of 19.41 feet; thence N 40° 32' 38" W, a distance of 130.25 feet; thence S 33° 58' 54" W, a distance of 98.68 feet; thence S 26° 01' 36" E, a distance of 64.22 feet; thence S 58° 23' W, a distance of 7.50 feet, to the true point of beginning of subject tract. (Southerly side of the intersection of Condolea Drive and Condolea Terrace)

and

All that part of Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwesterly corner of said Tract "H"; thence N 87° 59' 16" E, along the South line of said Tract "H", a distance of 346.59 feet; thence N 2° 00' 44" W, a distance of 46.50 feet; thence N 87° 59' 16" E, a distance of 56.17 feet; thence N 2° 00' 44" W, a distance of 156.16 feet; thence N 39° 00' 44" W, a distance of 43.53 feet, to the true point of beginning of subject tract; thence continuing N 39° 00' 44" W, a distance of 11.19 feet; thence N 50° 59' 16" E, a distance of 12.13 feet; thence S 73° 39' 48" W, a distance of 29.38 feet; thence S 63° 55' 16" W, a distance of 29.78 feet; thence S 51° 03' 48" W, a distance of 16.84 feet; thence Southeasterly, along a curve to the right, having a radius of 140 feet, a central angle of 6° 21' 37", and whose initial tangent bearing is S 27° 03' 47" E, a distance of 15.54 feet; thence N 51° 03' 48" E, a distance of 19.18 feet; thence N 63° 55' 16" E, a distance of 26.82 feet; thence N 73° 39' 48" E, a distance of 21.22 feet, to the true point of beginning of subject tract. (East side of cul-de-sac on Cambridge ~~Road~~)

TEVY

Page 4

ORDINANCE NO. 725

re Acceptance of four (4) drainage easements
from Leawood South Townhouse Assoc., Inc.
and Cambridge Townhouse Assoc., Inc.

19-6,101.INCORPORATION BY REFERENCE. Section 2. Copies of said Easements are attached to the original ordinance 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.

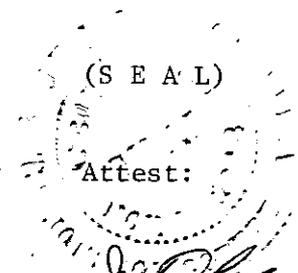
First Reading: 2/1/82 Second Reading: 2/16/82

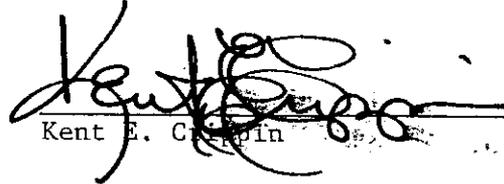
Passed by the Governing Body this 16th day of February, 1982.

Approved by the Mayor this 16th day of February, 1982.

(S E A L)

Attest:


J. Oberlander
J. Oberlander City Clerk


Kent E. Chappin Mayor

APPROVED FOR FORM AND CONTENT:


Larry Winn, III

, City Attorney

DRAINAGE EASEMENT

NO. 1 & 1-A

This agreement made and entered into this 26th day of March, 1981 by and between Leawood South Townhouse Association, Inc. 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 Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Northeasterly corner of said Tract "F"; thence S 87° 47' 43" W, along the North line of said Tract "F", a distance of 150.79 feet; thence S 43° 33' W, along the Northerly line of said Tract "F", a distance of 111.15 feet; thence S 82° 56' W, along the Northerly line of said Tract "F", a distance of 358.53 feet; thence N 63° 09' W, along the Northerly line of said Tract "F", a distance of 139.07 feet, to the true point of beginning of subject tract; thence continuing N 63° 09' W, a distance of 15.31 feet; thence S 15° 21' 12" W, a distance of 29.38 feet; thence S 74° 38' 48" E, a distance of 7.50 feet, to point "A"; thence continuing S 74° 38' 48" E, a distance of 7.50 feet; thence N 15° 21' 12" E, a distance of 26.33 feet, to the true point of beginning of subject tract . . . and also . . . commencing at said point "A"; thence S 15° 21' 12" W, a distance of 61.01 feet, to the true point of beginning of subject tract; thence S 74° 38' 48" E, a distance of 7.50 feet; thence S 15° 21' 12" W, a distance of 15.57 feet; thence N 63° 09' W, a distance of 15.31 feet; thence N 15° 21' 12" E, a distance of 12.52 feet; thence S 74° 38' 48" E, a distance of 7.50 feet, to the true point of beginning of subject tract.

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 APR 1 PM 3 57 2

600
RUBIE H. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

*Northerly side of Condolea Dr.
& West of Condolea Terr.*

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.

Josef Scott

President: Josef Scott

Therese Y. Webb

Secretary-Treasurer: Therese Y. Webb

600

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 are personally known to me to be the same person(s) who executed 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:

City of Leawood.

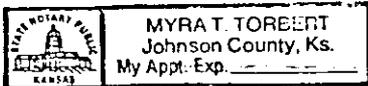
CORPORATE ACKNOWLEDGMENT

STATE OF KANSAS)
COUNTY OF JOHNSON) SS.

BE IT REMEMBERED, that on this 26th day of March, 1981, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Josef Scott, President of Leawood South

Townhouse Association, Inc.
a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas; and Therese Y. Webb 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, Leawood South Townhouse Association, Inc.

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



Myra T. Torbert

Notary Public
Myra T. Torbert

My Commission Expires:
9/23/81

DRAINAGE EASEMENT

No. 2 & 2-A

This agreement made and entered into this 26th day of March, 1981 by and between Leawood South Townhouse Association, Inc. 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 Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 31 feet Southerly of the Northeasterly corner thereof as measured along said Easterly line; thence S 89° 29' 15" W (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 93.55 feet, to the true point of beginning of subject tract; thence continuing S 89° 29' 15" W, a distance of 53.49 feet; thence S 4° 14' E, a distance of 7.70 feet; thence S 82° 30' 01" E, a distance of 62.48 feet; thence S 30° 46' 50" E, a distance of 20.10 feet; thence N 59° 13' 10" E, a distance of 7.50 feet, to point "A"; thence continuing N 59° 13' 10" E, a distance of 7.50 feet; thence N 30° 46' 50" W, a distance of 27.36 feet; thence N 82° 30' 01" W, a distance of 18.35 feet, to the true point of beginning of subject tract . . . and also . . . commencing at said point "A"; thence S 30° 46' 50" E, a distance of 42.86 feet, to the true point of beginning of subject tract; thence N 59° 13' 10" E, a distance of 7.50 feet; thence S 30° 46' 50" E, a distance of 38.94 feet; thence Westerly, along a curve to the left, having a radius of 95.19 feet, a central angle of 10° 15' 02", and whose initial tangent bearing is N 37° 32' 11" W, a distance of 17.03 feet; thence N 30° 46' 50" W, a distance of 30.92 feet; thence N 59° 13' 10" E, a distance of 7.50 feet, to the true point of beginning of subject tract.

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 APR 1 PM 3 57 A

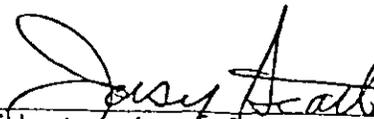
600
RUSIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

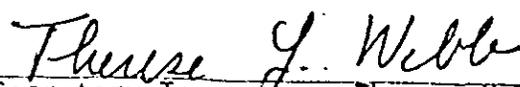
N.W. Cor Condolea Dr. &
Overbrook Rd.

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.

600

President: Josef Scott


Secretary-Treasurer: Therese Y. Webb

DRAINAGE EASEMENT
No. 3

This agreement made and entered into this 26th day of March, 1981
by and between Leawood South Townhouse Association, Inc.
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 Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now
in the City of Leawood, Johnson County, Kansas, more particularly described as
follows: Commencing at the Southeasterly corner of said Tract "F"; thence
N 15° 13' 31" W, along the Westerly line of said Tract "F", a distance of 66.37
feet; thence N 35° 27' E, along the Westerly line of said Tract "F", a distance
of 112 feet, to a point of curvature; thence Northeasterly, Northerly and North-
westerly, along the Westerly line of said Tract "F", said line being on a curve
to the left, having a radius of 439.93 feet, and a central angle of 67° 04', a
distance of 514.95 feet, to the true point of beginning of subject tract; thence
continuing Northwesterly, along the Westerly line of said Tract "F", said line
being on a curve to the left, having a radius of 439.93 feet, a central angle of
9° 21' 10", and whose initial tangent bearing is N 31° 37' W, a distance of 71.81
feet; thence N 33° 58' 54" E, a distance of 55.17 feet; thence S 56° 01' 06" E, a
distance of 4 feet; thence N 33° 58' 54" E, a distance of 11 feet; thence
N 56° 01' 06" W, a distance of 4 feet; thence N 33° 58' 54" E, a distance of 49
feet; thence N 60° 22' 01" W, a distance of 78.48 feet; thence N 4° 40' 32" E, a
distance of 16.42 feet; thence Southeasterly, along a curve to the right, having a
radius of 417.53 feet, a central angle of 5° 07' 36", and whose initial tangent
bearing is S 68° 16' 36" E, a distance of 37.36 feet, to a point of compound
curvature; thence Southeasterly, along a curve to the right, having a radius of
228.99 feet, a central angle of 38° 28' and whose initial tangent bearing is
S 63° 09' E, a distance of 153.74 feet, to a point of reverse curvature; thence
Southeasterly, along a curve to the left, having a radius of 53.52 feet, a central
angle of 22° 22', and whose initial tangent bearing is S 24° 41' E, a distance of
20.89 feet, to a point of reverse curvature; thence Southeasterly, along a curve
to the right, having a radius of 17.70 feet, a central angle of 22° 13' 44", and
whose initial tangent bearing is S 47° 03' E, a distance of 6.87 feet, to a point
of tangency; thence S 24° 49' 16" E, a distance of 19.41 feet; thence N 40° 32' 38" W,
a distance of 130.25 feet; thence S 33° 58' 54" W, a distance of 98.68 feet; thence
S 26° 01' 36" E, a distance of 64.22 feet; thence S 58° 23' W, a distance of 7.50
feet, to the true point of beginning of subject tract.

STATE OF KANSAS } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

1981 APR 1 PM 3 57 .6

RUBIE H. SCOTT
REGISTER OF DEEDS

BY _____ DEP.

*Southerly side
of the Intersection
of Condolea Dr.
& Condolea Terr.*

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.

Josef Scott
President: Josef Scott

Therese Y. Webb
Secretary-Treasurer: Therese Y. Webb

600

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 are personally known to me to be the same person(s) who executed 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:

City of Leawood

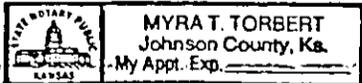
CORPORATE ACKNOWLEDGMENT

STATE OF KANSAS)
COUNTY OF Johnson) SS.

BE IT REMEMBERED, that on this 26th day of March, 1981, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Josef Scott, President of Leawood South

Townhouse Association, Inc.
a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas; and Therese Y. Webb 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, Leawood South Townhouse Association, Inc.

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



Myra T. Torbert

Notary Public
Myra T. Torbert

My Commission Expires:
9/23/81

This agreement made and entered into this 24th day of March, 1981
by and between Cambridge Townhouse Association, Inc.
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 Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in
the City of Leawood, Johnson County, Kansas, more particularly described as follows:
Commencing at the Southwesterly corner of said Tract "H"; thence N 87° 59' 16" E,
along the South line of said Tract "H", a distance of 346.59 feet; thence N 2° 00' 44" W,
a distance of 46.50 feet; thence N 87° 59' 16" E, a distance of 56.17 feet; thence
N 2° 00' 44" W, a distance of 156.16 feet; thence N 39° 00' 44" W, a distance of
43.53 feet, to the true point of beginning of subject tract; thence continuing
N 39° 00' 44" W, a distance of 11.19 feet; thence N 50° 59' 16" E, a distance of
12.13 feet; thence S 73° 39' 48" W, a distance of 29.38 feet; thence S 63° 55' 16" W,
a distance of 29.78 feet; thence S 51° 03' 48" W, a distance of 16.84 feet; thence
Southeasterly, along a curve to the right, having a radius of 140 feet, a central
angle of 6° 21' 37", and whose initial tangent bearing is S 27° 03' 47" E, a dis-
tance of 15.54 feet; thence N 51° 03' 48" E, a distance of 19.18 feet; thence
N 63° 55' 16" E, a distance of 26.82 feet; thence N 73° 39' 48" E, a distance of
21.22 feet, to the true point of beginning of subject tract.

STATE OF KANSAS } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

1981 MAR 27 AM 11 03.7

600
RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

*East side of Cul-de-sac on
Cambridge Rd. Terr.
J.M.S.*

RECORDED
INDEXED
MAR 27 1981

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.

W. N. Vereen

President: W. N. Vereen

George E. Mensch

Secretary-Treasurer: George E. Mensch

600-

INDIVIDUAL ACKNOWLEDGMENT

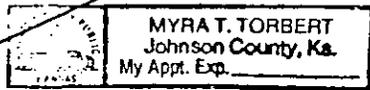
STATE OF KANSAS)
) SS.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 24th day of March, 19 81, before me, the undersigned, a Notary Public, in and for said County and State, came:

W. N. Vereen and George E. Mensch

who are personally known to me to be the same person(s) who executed 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.



Myra T. Torbert
Notary Public

My Commission Expires:

9/23/81

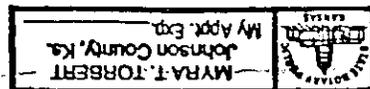
CORPORATE ACKNOWLEDGMENT

STATE OF KANSAS)
) SS.
COUNTY OF JOHNSON)

BE IT REMEMBERED, that on this 24th day of March, 19 81, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came W.N. Vereen, President of Cambridge Townhouse Association, Inc.

a corporation duly organized, incorporated and existing under and by virtue of the laws of State of Kansas; and George E. Mensch 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, Inc.

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



Myra T. Torbert
Notary Public
Myra T. Torbert

My Commission Expires:

9/23/81

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 week (weeks, days), the first publication thereof being made as aforesaid on the 24th day of February, 19 82, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 24th day of February, 19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$66.14
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, February 24, 1982.

ORDINANCE NO. 725
AN ORDINANCE RELATING TO ACCEPTANCE OF FOUR (4) EASEMENTS FOR STORM DRAINAGE PURPOSES FROM LEAWOOD SOUTH TOWNHOUSE ASSOCIATION, INC. AND CAMBRIDGE TOWNHOUSE ASSOCIATION, INC. Be it ordained by the Governing Body of the City of Leawood, Kansas:

19-6,100. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept four (4) Drainage Easements from Leawood South Townhouse Association, Inc. and Cambridge Townhouse Association, Inc., along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors or assigns, easements or rights-of-way to enter upon, locate, construct and maintain or to authorize the location, construction and maintenance of sewer mains, over, under, across and along the following described lands, located in the County of Johnson, State of Kansas, to-wit:

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Northeastly corner of said Tract "F"; thence S 87° 47' 43" W, along the North line of said Tract "F", a distance of 150.79 feet; thence S 43° 33' W, along the Northerly line of said Tract "F", a distance of 111.15 feet; thence S 82° 56' W, along the Northerly line of said Tract "F", a distance of 358.53 feet; thence N 63° 09' W, along the Northerly line of said Tract "F", a distance of 139.07 feet, to the true point of beginning of subject tract; thence continuing N 63° 09' W, a distance of 15.31 feet; thence S 15° 21' 12" W, a distance of 29.38 feet; thence S 74° 38' 48" E, a distance of 7.50 feet, to point "A"; thence continuing S 74° 38' 48" E, a distance of 7.50 feet; thence N 15° 21' 12" E, a distance of 26.33 feet, to the true point of beginning of subject tract . . . and also . . . commencing at said point "A"; thence S 15° 21' 12" W, a distance of 61.01 feet, to the true point of beginning of subject tract; thence S 74° 38' 48" E, a distance of 7.50 feet; thence S 15° 21' 12" W, a distance of 15.57 feet; thence N 63° 09' W, a distance of 15.31 feet; thence N 15° 21' 12" E, a distance of 12.52 feet; thence S 74° 38' 48" E, a distance of 7.50 feet, to the true point of beginning of subject tract. (Northerly side of Condolea Drive and West of Condolea Terrace) and.

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 31 feet Southerly of the Northeastly corner thereof as measured along said Easterly line; thence S 89° 29' 15" W (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 93.55 feet, to the true point of beginning of subject tract; thence continuing S 89° 29' 15" W, a distance of 53.49 feet; thence S 4° 14' E, a distance of 7.70 feet; thence S 82° 30' 01" E, a distance of 62.48 feet; thence S 30° 46' 50" E, a distance of 38.94 feet; thence N 59° 13' 10" E, a distance of 7.50 feet, to point "A"; thence continuing N 59° 13' 10" E, a distance of 27.36 feet; thence N 82° 30' 01" W, a distance of 18.35 feet, to the true point of beginning of subject tract . . . and also . . . commencing at said point "A"; thence S 30° 46' 50" E, a distance of 42.86 feet, to the true point of beginning of subject tract; thence N 59° 13' 10" E, a distance of 7.50 feet; thence S 30° 46' 50" E, a distance of 38.94 feet; thence Westerly, along a curve to the left, having a radius of 95.19 feet, a central angle of 10° 15' 02", and whose initial tangent bearing is N 37° 32' 11" W, a distance of 17.03 feet; thence N 30° 46' 50" W, a distance of 30.92 feet; thence N 59° 13' 10" E, a distance of 7.50 feet, to the true point of beginning of subject tract. (Northwest corner Condolea Drive and Overbrook Road) and.

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly

described as follows: Commencing at the Southeastly corner of said Tract "F"; thence N 15° 13' 31" W, along the Westerly line of said Tract "F", a distance of 66.37 feet; thence N 35° 27' E, along the Westerly line of said Tract "F", a distance of 112 feet, to a point of curvature; thence Northeastly, Northerly and Northwestly, along the Westerly line of said Tract "F", said line being on a curve to the left, having a radius of 439.93 feet, and a central angle of 67° 04', a distance of 514.95 feet, to the true point of beginning of subject tract; thence continuing Northwestly, along the Westerly line of said Tract "F", said line being on a curve to the left, having a radius of 439.93 feet, a central angle of 9° 21' 10", and whose initial tangent bearing is N 31° 37' W, a distance of 71.81 feet; thence N 33° 58' 54" E, a distance of 55.17 feet; thence S 56° 01' 06" E, a distance of 4 feet; thence N 33° 58' 54" E, a distance of 11 feet; thence N 56° 01' 06" W, a distance of 4 feet; thence N 33° 58' 54" E, a distance of 49 feet; thence N 60° 22' 01" W, a distance of 78.48 feet; thence N 4° 40' 32" E, a distance of 16.42 feet; thence Southeastly, along a curve to the right, having a radius of 417.53 feet, a central angle of 5° 07' 36", and whose initial tangent bearing is S 68° 16' 36" E, a distance of 37.36 feet, to a point of compound curvature; thence Southeastly, along a curve to the right, having a radius of 228.99 feet, a central angle of 38° 28' and whose initial tangent bearing is S 63° 09' E, a distance of 153.74 feet, to a point of reverse curvature; thence Southeastly, along a curve to the left, having a radius of 53.52 feet, a central angle of 22° 22', and whose initial tangent bearing is S 24° 41' E, a distance of 20.89 feet, to a point of reverse curvature; thence Southeastly, along a curve to the right, having a radius of 17.70 feet, a central angle of 22° 13' 44", and whose initial tangent bearing is S 47° 03' E, a distance of 6.87 feet, to a point of tangency; thence S 24° 49' 16" E, a distance of 19.41 feet; thence N 40° 32' 38" W, a distance of 130.25 feet; thence S 33° 58' 54" W, a distance of 98.68 feet; thence S 26° 01' 36" E, a distance of 64.22 feet; thence S 58° 23' W, a distance of 7.50 feet, to the true point of beginning of subject tract. (Southerly side of the intersection of Condolea Drive and Condolea Terrace) and.

All that part of Tract "H", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwestly corner of said Tract "H"; thence N 87° 59' 16" E, along the South line of said Tract "H", a distance of 346.59 feet; thence N 2° 00' 44" W, a distance of 46.50 feet; thence N 87° 59' 16" E, a distance of 56.17 feet; thence N 2° 00' 44" W, a distance of 156.16 feet; thence N 39° 00' 44" W, a distance of 43.53 feet, to the true point of beginning of subject tract; thence continuing N 39° 00' 44" W, a distance of 12.13 feet; thence S 73° 39' 48" W, a distance of 29.38 feet; thence S 63° 55' 16" W, a distance of 29.78 feet; thence S 51° 03' 48" W, a distance of 16.84 feet; thence Southeastly, along a curve to the right, having a radius of 140 feet, a central angle of 6

21° 37', and whose initial tangent bearing is S 27° 03' 47" E, a distance of 15.54 feet; thence N 51° 03' 48" E, a distance of 19.18 feet; thence N 63° 55' 16" E, a distance of 26.82 feet; thence N 73° 39' 48" E, a distance of 21.22 feet, to the true point of beginning of subject tract. (East side of cul-de-sac on Cambridge Road)

19-6,101. INCORPORATION BY REFERENCE. Section 2. Copies of said Easements are attached to the original ordinance 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: 2/1/82 Second Reading: 2/16/82 Passed by the Governing Body this 16th day of February, 1982. Approved by the Mayor this 16th day of February, 1982. (s) Kent E. Crippin Mayor (SEAL) Attest: (s) J. Oberlander City Clerk APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney (6020 1W)

AN ORDINANCE RELATING TO ACCEPTANCE OF SIX (6) DEEDS FOR STREET PURPOSES
IN LEAWOOD SOUTH SUBDIVISION.

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

19-538. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept from various sources six (6) deeds for land to be used for street purposes, the legal descriptions of which are as follows:

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 129.59 feet Southerly of the Northeasterly corner thereof, as measured along said Easterly line; thence Southerly, along the Easterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of $2^{\circ} 11' 01''$, and whose initial tangent bearing is $S 4^{\circ} 52' 11'' W$ (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40 feet; thence $N 84^{\circ} 02' 18'' W$, a distance of 10 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 55.19 feet and a central angle of $43^{\circ} 30' 42''$, a distance of 41.91 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 130.07 feet, a central angle of $30^{\circ} 30'$, and whose initial tangent bearing is $S 52^{\circ} 27' W$, a distance of 69.24 feet, to a point of tangency; thence $S 82^{\circ} 57' W$, a distance of 161.81 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 158.52 feet and a central angle of $23^{\circ} 56' 43''$, a distance of 66.25 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 198.52 feet, a central angle of $23^{\circ} 56' 43''$, and whose initial tangent bearing is $S 59^{\circ} 00' 17'' W$, a distance of 82.97 feet, to a point of tangency; thence $S 82^{\circ} 57' W$, a distance of 149.37 feet, to a point of curvature; thence Westerly, Southwesterly, Southerly and Southeasterly, along a curve to the left, having a radius of 13.52 feet and a central angle of 130° , a distance of 30.68 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the right, having a radius of 57.70 feet, a central angle of $22^{\circ} 13' 44''$, and whose initial tangent bearing is $S 47^{\circ} 03' E$, a distance of 22.39 feet, to a point of tangency; thence $S 24^{\circ} 49' 16'' E$, a distance of 108.18 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 9 feet and a central angle of $49^{\circ} 52' 33''$, a distance of 7.83 feet, to a point of reverse curvature; thence Southeasterly, Southerly and Southwesterly, along a curve to the right, having a radius

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of 36 feet, a central angle of $99^{\circ} 45' 06''$, and whose initial tangent bearing is $S 74^{\circ} 41' 49'' E$, a distance of 62.68 feet, to a point of reverse curvature; thence Southwesterly, Southerly, and Southeasterly, along a curve to the left, having a radius of 9 feet, a central angle of $49^{\circ} 52' 33''$, and whose initial tangent bearing is $S 25^{\circ} 03' 17'' W$, a distance of 7.83 feet, to a point of reverse curvature; thence Southeasterly and Southerly, along a curve to the right, having a radius of 120.37 feet, a central angle of $27^{\circ} 43' 27''$, and whose initial tangent bearing is $S 24^{\circ} 49' 16'' E$, a distance of 58.24 feet, to a point of tangency; thence $S 2^{\circ} 54' 11'' W$, a distance of 131.63 feet, to a point of curvature; thence Southerly and Southeasterly, along a curve to the left, having a radius of 93.37 feet and a central angle of $34^{\circ} 18' 48''$, a distance of 55.92 feet, to a point of tangency; thence $S 31^{\circ} 24' 37'' E$, a distance of 93.17 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 437.55 feet and a central angle of $6^{\circ} 15' 18''$, a distance of 47.77 feet, to a point of tangency; thence $S 37^{\circ} 39' 55'' E$, a distance of 5.96 feet, to a point on the Southeasterly line of said Tract "F"; thence Southwesterly, along the Southeasterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of $2^{\circ} 11' 01''$, and whose initial tangent bearing is $S 51^{\circ} 14' 34'' W$, a distance of 40 feet; thence $N 37^{\circ} 39' 55'' W$, a distance of 5.96 feet, to a point of curvature; thence Northwesterly, along a curve to the right, having a radius of 477.55 feet and a central angle of $6^{\circ} 15' 18''$, a distance of 52.13 feet, to a point of tangency; thence $N 31^{\circ} 24' 37'' W$, a distance of 93.17 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right, having a radius of 133.37 feet and a central angle of $34^{\circ} 18' 48''$, a distance of 79.87 feet, to a point of tangency; thence $N 2^{\circ} 54' 11'' E$, a distance of 131.63 feet, to a point of curvature; thence Northerly and Northwesterly, along a curve to the left, having a radius of 80.37 feet and a central angle of $27^{\circ} 43' 27''$, a distance of 38.89 feet, to a point of compound curvature; thence Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of $49^{\circ} 52' 33''$, and whose initial tangent bearing is $N 24^{\circ} 49' 16'' W$, a distance of 7.83 feet, to a point of reverse curvature; thence Northwesterly, Northerly, and Northeasterly, along a curve to the right, having a radius of 36 feet, a central angle of $99^{\circ} 45' 06''$, and whose initial tangent bearing is N

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74° 41' 49" W, a distance of 62.68 feet, to a point of reverse curvature; thence Northeasterly, Northerly, and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of 49° 52' 33", and whose initial tangent bearing is N 25° 03' 17" E, a distance of 7.83 feet, to a point of tangency; thence N 24° 49' 16" W, a distance of 108.18 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 17.70 feet, and a central angle of 22° 13' 44", a distance of 6.87 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the right, having a radius of 53.52 feet, a central angle of 22° 22', and whose initial tangent bearing is N 47° 03' W, a distance of 20.89 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the left, having a radius of 228.99 feet, a central angle of 38° 28', and whose initial tangent bearing is N 24° 41' W, a distance of 153.74 feet, to a point of compound curvature; thence Northwesterly and Westerly, along a curve to the left, having a radius of 417.53 feet, a central angle of 18° 03' 18", and whose initial tangent bearing is N 63° 09' W, a distance of 131.57 feet, to a point of compound curvature; thence Westerly, Southwesterly and Southerly, along a curve to the left, having a radius of 9 feet, a central angle of 90°, and whose initial tangent bearing is N 81° 12' 18" W, a distance of 14.14 feet, to a point of tangency; thence S 8° 47' 42" W, a distance of 17.92 feet; thence N 81° 12' 18" W, a distance of 3 feet; thence S 8° 47' 42" W, a distance of 11 feet; thence N 81° 12' 18" W, a distance of 37 feet; thence N 8° 47' 42" E, a distance of 204.03 feet; thence S 81° 12' 18" E, a distance of 20 feet, to a point on the Westerly line of Area 21, as shown on the Certificate of Survey of Area 21, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as filed in Volume 1361 at Page 840 in the Office of the Register of Deeds of Johnson County, Kansas; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 6 feet; thence S 81° 12' 18" E, along the Westerly line of said Area 21, a distance of 14 feet; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 97.84 feet measure (97.80 feet Certificate of Survey), to the Southwesterly corner of said Area 21; thence S 63° 09' E, along the Southerly line of said Area 21, a distance of 93.61 feet, to the Southeasterly corner thereof; thence N 27° 16' 43" E, along the Easterly line of said Area 21, a distance of 6 feet; thence S 63° 09' E, a distance of 156.19 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 210.09 feet and a

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central angle of $16^{\circ} 00' 31''$, a distance of 58.70 feet, to a point on the Westerly line of Area 3 as shown on the Certificate of Survey of Area 3, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 969 at Page 435 in the Office of the Register of Deeds of said Johnson County, Kansas; thence $S 7^{\circ} 04' E$, along the Westerly line of said Area 3, a distance of 44.16 feet, to the Southwesterly corner thereof; thence $N 82^{\circ} 57' E$, along the Southerly line of said Area 3, a distance of 143.83 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 3, said line being on a curve to the left, having a radius of 192.52 feet, and a central angle of $21^{\circ} 32' 38''$, a distance of 72.39 feet, to the Southeasterly corner thereof; thence $N 7^{\circ} 04' W$, along the Easterly line of said Area 3, a distance of 36.88 feet; thence Northeasterly and Easterly, along a curve to the right, having a radius of 198.52 feet, a central angle of $21^{\circ} 57' 20''$, and whose initial tangent bearing is $N 60^{\circ} 59' 40'' E$, a distance of 76.08 feet, to a point of tangency; thence $N 82^{\circ} 57' E$, a distance of 161.81 feet, to a point of curvature; thence Easterly and Northeasterly, along a curve to the left, having a radius of 90.07 feet, and a central angle of $30^{\circ} 30'$, a distance of 47.95 feet, to a point of reverse curvature; thence Northeasterly and Easterly, along a curve to the right, having a radius of 95.19 feet, a central angle of $43^{\circ} 30' 42''$, and whose initial tangent bearing is $N 52^{\circ} 27' E$, a distance of 72.29 feet, to a point of tangency; thence $S 84^{\circ} 02' 18'' E$, a distance of 10 feet, to the point of beginning (Condolea Drive and Condolea Terrace)

and

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 494.50 feet Southwesterly of the Northeasterly corner thereof, as measured along said Easterly line, said point also being the Southeasterly corner of Area 16, as shown on the Certificate of Survey of Area 16, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as filed in Volume 1133 at Page 760 in the Office of the Register of Deeds of Johnson County, Kansas; thence Southwesterly, along the Easterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of $1^{\circ} 51' 22''$, and whose

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initial tangent bearing is S 24° 47' 27" W (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 34 feet; thence N 64° 26' 42" W, a distance of 6.63 feet, to a point of curvature; thence Northwesterly, Westerly and Southwesterly, along a curve to the left, having a radius of 24.55 feet and a central angle of 37° 13' 01", a distance of 15.95 feet, to a point of tangency; thence S 78° 20' 17" W, a distance of 65 feet, to a point of curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 254.76 feet and a central angle of 14° 33' 54", a distance of 64.76 feet, to a point of tangency; thence N 87° 05' 49" W, a distance of 21.59 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 9 feet and a central angle of 49° 52' 33", a distance of 7.83 feet, to a point of reverse curvature; thence Southwesterly, Westerly, Northwesterly, Northerly and Northeasterly, along a curve to the right, having a radius of 36 feet, a central angle of 155° 29' 54", and whose initial tangent bearing is S 43° 01' 38" W, a distance of 97.70 feet, to a point on the Westerly line of Area 17, as shown on the Certificate of Survey of Area 17, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1144 at Page 115 in the Office of the Register of Deeds of Johnson County, Kansas; thence S 2° 54' 11" W, along the Westerly line of said Area 17, a distance of 9.70 feet, to the Southwesterly corner thereof; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 4.67 feet; thence Northerly, Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 17, said line being on a curve to the right, having a radius of 30 feet, a central angle of 139° 52' 34", and whose initial tangent bearing is N 2° 54' 11" E, a distance of 73.24 feet, to a point of reverse curvature; thence Southeasterly and Easterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 15 feet, a central angle of 49° 52' 34", and whose initial tangent bearing is S 37° 13' 15" E, a distance of 13.06 feet, to a point of tangency; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 21.59 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 220.76 feet and a central angle of 14° 33' 54", a distance of 56.12 feet, to a point of tangency, said point also being the Southwesterly corner of said Area 16; thence N 78° 20' 17" E, along the Southerly line of said Area

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16, a distance of 65 feet, to a point of curvature; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 16, said line being on a curve to the right, having a radius of 58.55 feet and a central angle of $37^{\circ} 13' 01''$, a distance of 38.03 feet, to a point of tangency; thence $S 64^{\circ} 26' 42'' E$, along the Southerly line of said Area 16, a distance of 6.73 feet, to the point of beginning (Condolea Circle)

and

All that part of Area 16 as shown on the Certificate of Survey of Area 16, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1133 at Page 760 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at the Southwesterly corner of said Area 16; thence $N 78^{\circ} 20' 17'' E$, along the Southerly line of said Area 16, a distance of 65 feet, to a point of curvature; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 16, said line being on a curve to the right, having a radius of 58.55 feet and a central angle of $37^{\circ} 13' 01''$, a distance of 38.03 feet, to a point of tangency; thence $S 64^{\circ} 26' 42'' E$, along the Southerly line of said Area 16, a distance of 6.73 feet, to the Southeasterly corner thereof; thence Northeasterly, along the Easterly line of said Area 16, said line being on a curve to the left, having a radius of 1049.53 feet, a central angle of $0^{\circ} 19' 39''$, and whose initial tangent bearing is $N 24^{\circ} 47' 28'' E$, a distance of 6 feet; thence $N 64^{\circ} 26' 42'' W$, a distance of 6.63 feet, to a point of curvature; thence Northwesterly, Westerly and Southwesterly, along a curve to the left, having a radius of 64.55 feet and a central angle of $37^{\circ} 13' 01''$, a distance of 41.93 feet, to a point of tangency; thence $S 78^{\circ} 20' 17'' W$, a distance of 63.44 feet, to a point on the Westerly line of said Area 16; thence $S 2^{\circ} 54' 11'' W$, along the Westerly line of said Area 16, a distance of 6.20 feet, to the point of beginning (Condolea Circle)

and

All that part of Area 17 as shown on the Certificate of Survey of Area 17, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as filed in Volume 1144 at Page 115 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said

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Area 17 and 9.70 feet North of the Southwest corner thereof as measured along said West line; thence S 2° 54' 11" W, along the Westerly line of said Area 17, a distance of 9.70 feet, to the Southwesterly corner thereof; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 4.67 feet; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 17, said line being on a curve to the right, having a radius of 30 feet, a central angle of 139° 52' 34", and whose initial tangent bearing is N 2° 54' 11" E, a distance of 73.24 feet, to a point of reverse curvature; thence Southeasterly and Easterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 15 feet, a central angle of 49° 52' 34", and whose initial tangent bearing is S 37° 13' 15" E, a distance of 13.06 feet, to a point of tangency; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 21.59 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 220.76 feet, and a central angle of 14° 33' 54", a distance of 56.12 feet, to the Southeasterly corner of said Area 17; thence N 2° 54' 11" E, along the Easterly line of said Area 17, a distance of 6.20 feet; thence S 78° 20' 17" W, a distance of 1.56 feet, to a point of curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 214.76 feet and a central angle of 14° 33' 54", a distance of 54.59 feet, to a point of tangency; thence N 87° 05' 49" W, a distance of 21.59 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 9 feet and a central angle of 49° 52' 34", a distance of 7.83 feet, to a point of reverse curvature; thence Northwesterly, Westerly, Southwesterly and Southerly, along a curve to the left, having a radius of 36 feet, a central angle of 124° 15' 12", and whose initial tangent bearing is N 37° 13' 15" W, a distance of 78.07 feet, to the point of beginning (Condolea Circle)

and

All that part of Area 21, as shown on the Certificate of Survey of Area 21, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1361 at Page 840 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said

re Acceptance of six (6) deeds for street purposes
in Leawood South subdivision

Area 21, and 13.14 feet Southerly of the Northwesterly corner thereof, as measured along said Westerly line; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 6 feet; thence S 81° 12' 18" E, along the Westerly line of said Area 21, a distance of 14 feet; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 97.84 feet measure (97.80 feet Certificate of Survey), to the Southwesterly corner of said Area 21; thence S 63° 09' E, along the Southerly line of said Area 21, a distance of 93.61 feet, to the Southeasterly corner thereof; thence N 27° 16' 43" E, along the Easterly line of said Area 21, a distance of 6 feet; thence N 63° 09' W, a distance of 82.76 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right, having a radius of 9 feet and a central angle of 71° 56' 42", a distance of 11.30 feet, to a point of tangency; thence N 8° 47' 42" E, a distance of 92.96 feet; thence N 81° 12' 18" W, a distance of 20 feet, to the point of beginning (Condolea Drive)

and

All that part of Area 3 as shown on the Certificate of Survey of Area 3, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 969 at Page 435 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said Area 3 and 44.16 feet Northerly of the Southwesterly corner thereof, as measured along said Westerly line; thence S 7° 04' E, along the Westerly line of said Area 3, a distance of 44.16 feet, to the Southwesterly corner thereof; thence N 82° 57' E, along the Southerly line of said Area 3, a distance of 143.83 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 3, said line being on a curve to the left, having a radius of 192.52 feet and a central angle of 21° 32' 38", a distance of 72.39 feet, to the Southeasterly corner thereof; thence N 7° 04' W, along the Easterly line of said Area 3, a distance of 36.88 feet; thence Southwesterly, along a curve to the left, having a radius of 198.52 feet, a central angle of 1° 59' 23", and whose initial tangent bearing is S 60° 59' 40" W, a distance of 6.89 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 158.52 feet, a central angle of 23° 56' 43", and whose initial tangent bearing is S 59° 00' 17" W, a distance of 66.25 feet, to a point of tangency; thence S 82° 57' W, a distance of 79.30 feet, to a point

re Acceptance of six (6) deeds for street purposes
in Leawood South subdivision

of curvature; thence Westerly and Northwesterly, along a
curve to the right, having a radius of 210.09 feet and a
central angle of 17° 53' 29", a distance of 65.60 feet,
to the point of beginning (Condolea Drive)

subject to easements and rights-of-way of record, if any.

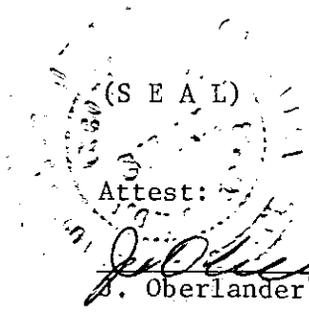
19-539. INCORPORATION BY REFERENCE. Section 2. Copies of said deeds
are attached to the original ordinance and thereby incorporated by refer-
ence.

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: 2/1/82 Second Reading: 2/16/82

Passed by the Governing Body this 16th day of February, 1982.

Approved by the Mayor this 16th day of February, 1982.



Kent E. Crippin
Kent E. Crippin

J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: Larry Wann III, City Attorney
Larry Wann III

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

21 day of December, 19 81, by and between Leawood South Townhouse Association, Inc.

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 y of the First Part, in consideration of the sum of One and No/100-----(\$1.00)----- Dollars to it 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:

STREET RIGHT-OF-WAY, CONDELEA DRIVE & CONDELEA TERRACE PART OF TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

SEE ATTACHMENT A - PAGES 1, 2, 3, & 4 - LEGAL DESCRIPTION FOR PROPOSED STREET RIGHT-OF-WAY, CONDELEA DRIVE & CONDELEA TERRACE, PART OF TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS.

Entered in Transfer Record
6 Day of Jan AD 1982
DONALD J. CUNY
Johnson County Clerk

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 convenient, 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

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 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 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 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.

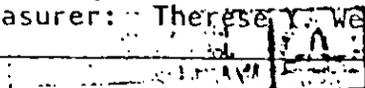
IN WITNESS WHEREOF, said Part y of the First Part has hereunto set its hand and seal

STATE OF KANSAS }
COUNTY OF JOHNSON }
FILED FOR RECORD

1982 JAN 11 AM 8 36.6

RUBIE M. SCOTT
REGISTER OF DEEDS

Billy Tate
President: Billy Tate
Theresa J. Webb
Secretary-Treasurer: Theresa J. Webb



INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____ :
COUNTY OF _____ : SS.

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 : SS.

BE IT REMEMBERED that on this 30th day of December, 1981, before me, the undersigned, a Notary Public in and for the County and State afore-said, came Billy Tate, President of Leawood South Townhouse

Association, Inc., a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas;

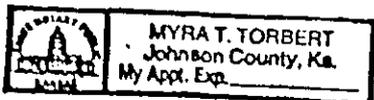
and Therese Y. Webb, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation, Leawood South Townhouse Association, Inc.

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

Myra T. Torbert
Myra T. Torbert, Notary Public

My Commission Expires

October 6, 1985





SHAFER, KLINE & WARREN, P.A.

CIVIL ENGINEERS

11100 WEST 91ST STREET, OVERLAND PARK, KANSAS 66214

TEL. (913) 888-7800

 PHILIP K. KLINE
 ROBERT H. MYERS
 TEX L. NEW
 ROGER H. SELLERS
 W. J. QUATEL
 EMMETT J. WARREN

December 7, 1981

LEGAL DESCRIPTION FOR
 PROPOSED STREET RIGHT-OF-WAY, CONDELEA DRIVE & CONDELEA TERRACE
 PART OF TRACT "F"
 LEAWOOD SOUTH, SECOND PLAT
 CITY OF LEAWOOD
 JOHNSON COUNTY, KANSAS

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 129.59 feet Southerly of the Northeasterly corner thereof, as measured along said Easterly line; thence Southerly, along the Easterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of $2^{\circ} 11' 01''$, and whose initial tangent bearing is $S 4^{\circ} 52' 11'' W$ (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40 feet; thence $N 84^{\circ} 02' 18'' W$, a distance of 10 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 55.19 feet and a central angle of $43^{\circ} 30' 42''$, a distance of 41.91 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 130.07 feet, a central angle of $30^{\circ} 30'$, and whose initial tangent bearing is $S 52^{\circ} 27' W$, a distance of 69.24 feet, to a point of tangency; thence $S 82^{\circ} 57' W$, a distance of 161.81 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 158.52 feet and a central angle of $23^{\circ} 56' 43''$, a distance of 66.25 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 198.52 feet, a central angle of $23^{\circ} 56' 43''$, and whose initial tangent bearing is $S 59^{\circ} 00' 17'' W$, a distance of 82.97 feet, to a point of tangency; thence $S 82^{\circ} 57' W$, a distance of 149.37 feet, to a point of curvature; thence Westerly, Southwesterly, Southerly and Southeasterly, along a curve to the left, having a radius of 13.52 feet and a central angle of 130° , a distance of 30.68 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the right, having a radius of 57.70 feet, a central angle of $22^{\circ} 13' 44''$, and whose initial tangent bearing is $S 47^{\circ} 03' E$, a distance of 22.39 feet, to a point of

tangency; thence S 24° 49' 16" E, a distance of 108.18 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 9 feet and a central angle of 49° 52' 33", a distance of 7.83 feet, to a point of reverse curvature; thence Southeasterly, Southerly and Southwesterly, along a curve to the right, having a radius of 36 feet, a central angle of 99° 45' 06", and whose initial tangent bearing is S 74° 41' 49" E, a distance of 62.68 feet, to a point of reverse curvature; thence Southwesterly, Southerly, and Southeasterly, along a curve to the left, having a radius of 9 feet, a central angle of 49° 52' 33", and whose initial tangent bearing is S 25° 03' 17" W, a distance of 7.83 feet, to a point of reverse curvature; thence Southeasterly and Southerly, along a curve to the right, having a radius of 120.37 feet, a central angle of 27° 43' 27", and whose initial tangent bearing is S 24° 49' 16" E, a distance of 58.24 feet, to a point of tangency; thence S 2° 54' 11" W, a distance of 131.63 feet, to a point of curvature; thence Southerly and Southeasterly, along a curve to the left, having a radius of 93.37 feet and a central angle of 34° 18' 48", a distance of 55.92 feet, to a point of tangency; thence S 31° 24' 37" E, a distance of 93.17 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 437.55 feet and a central angle of 6° 15' 18", a distance of 47.77 feet, to a point of tangency; thence S 37° 39' 55" E, a distance of 5.96 feet, to a point on the Southeasterly line of said Tract "F"; thence Southwesterly, along the Southeasterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of 2° 11' 01", and whose initial tangent bearing is S 51° 14' 34" W, a distance of 40 feet; thence N 37° 39' 55" W, a distance of 5.96 feet, to a point of curvature; thence Northwesterly, along a curve to the right, having a radius of 477.55 feet and a central angle of 6° 15' 18", a distance of 52.13 feet, to a point of tangency; thence N 31° 24' 37" W, a distance of 93.17 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right, having a radius of 133.37 feet and a central angle of 34° 18' 48", a distance of 79.87 feet, to a point of tangency; thence N 2° 54' 11" E, a distance of 131.63 feet, to a point of curvature; thence Northerly and Northwesterly, along a curve to the left, having a radius of 80.37 feet and a central angle of 27° 43' 27", a distance of 38.89 feet, to a point of compound curvature; thence Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of 49° 52' 33", and whose initial tangent bearing

is N 24° 49' 16" W, a distance of 7.83 feet, to a point of reverse curvature; thence Northwesterly, Northerly, and Northeasterly, along a curve to the right, having a radius of 36 feet, a central angle of 99° 45' 06", and whose initial tangent bearing is N 74° 41' 49" W, a distance of 62.68 feet, to a point of reverse curvature; thence Northeasterly, Northerly, and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of 49° 52' 33", and whose initial tangent bearing is N 25° 03' 17" E, a distance of 7.83 feet, to a point of tangency; thence N 24° 49' 16" W, a distance of 108.18 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 17.70 feet, and a central angle of 22° 13' 44", a distance of 6.87 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the right, having a radius of 53.52 feet, a central angle of 22° 22', and whose initial tangent bearing is N 47° 03' W, a distance of 20.89 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the left, having a radius of 228.99 feet, a central angle of 38° 28', and whose initial tangent bearing is N 24° 41' W, a distance of 153.74 feet, to a point of compound curvature; thence Northwesterly and Westerly, along a curve to the left, having a radius of 417.53 feet, a central angle of 18° 03' 18", and whose initial tangent bearing is N 63° 09' W, a distance of 131.57 feet, to a point of compound curvature; thence Westerly, Southwesterly and Southerly, along a curve to the left, having a radius of 9 feet, a central angle of 90°, and whose initial tangent bearing is N 81° 12' 18" W, a distance of 14.14 feet, to a point of tangency; thence S 8° 47' 42" W, a distance of 17.92 feet; thence N 81° 12' 18" W, a distance of 3 feet; thence S 8° 47' 42" W, a distance of 11 feet; thence N 81° 12' 18" W, a distance of 37 feet; thence N 8° 47' 42" E, a distance of 204.03 feet; thence S 81° 12' 18" E, a distance of 20 feet, to a point on the Westerly line of Area 21, as shown on the Certificate of Survey of Area 21, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as filed in Volume 1361 at Page 840 in the Office of the Register of Deeds of Johnson County, Kansas; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 6 feet; thence S 81° 12' 18" E, along the Westerly line of said Area 21, a distance of 14 feet; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 97.84 feet measure (97.80 feet Certificate of Survey), to the Southwesterly corner of said Area 21; thence S 63° 09' E, along

LEGAL DESCRIPTION FOR
PROPOSED STREET RIGHT-OF-WAY
CONDELEA DRIVE & CONDELEA TERRACE
PART OF TRACT "F"
LEAWOOD SOUTH, SECOND PLAT

the Southerly line of said Area 21, a distance of 93.61 feet, to the Southeasterly corner thereof; thence N 27° 16' 43" E, along the Easterly line of said Area 21, a distance of 6 feet; thence S 63° 09' E, a distance of 156.19 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 210.09 feet and a central angle of 16° 00' 31", a distance of 58.70 feet, to a point on the Westerly line of Area 3 as shown on the Certificate of Survey of Area 3, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 969 at Page 435 in the Office of the Register of Deeds of said Johnson County, Kansas; thence S 7° 04' E, along the Westerly line of said Area 3, a distance of 44.16 feet, to the Southwesterly corner thereof; thence N 82° 57' E, along the Southerly line of said Area 3, a distance of 143.83 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 3, said line being on a curve to the left, having a radius of 192.52 feet, and a central angle of 21° 32' 38", a distance of 72.39 feet, to the Southeasterly corner thereof; thence N 7° 04' W, along the Easterly line of said Area 3, a distance of 36.88 feet; thence Northeasterly and Easterly, along a curve to the right, having a radius of 198.52 feet, a central angle of 21° 57' 20", and whose initial tangent bearing is N 60° 59' 40" E, a distance of 76.08 feet, to a point of tangency; thence N 82° 57' E, a distance of 161.81 feet, to a point of curvature; thence Easterly and Northeasterly, along a curve to the left, having a radius of 90.07 feet, and a central angle of 30° 30', a distance of 47.95 feet, to a point of reverse curvature; thence Northeasterly and Easterly, along a curve to the right, having a radius of 95.19 feet, a central angle of 43° 30' 42", and whose initial tangent bearing is N 52° 27' E, a distance of 72.29 feet, to a point of tangency; thence S 84° 02' 18" E, a distance of 10 feet, to the point of beginning.

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

21 day of December, 19 81, by and between Leawood South Townhouse Association, Inc.

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 and no/100-----(\$1.00)----- Dollars to it 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:

STREET RIGHT-OF-WAY, CONDELEA CIRCLE, PART OF TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

SEE ATTACHMENT B - PAGES 1 and 2 - LEAGAL DESCRIPTION FOR PROPOSED STREET RIGHT-OF-WAY, CONDELEA CIRCLE, PART OF TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

Entered in Transfer Record 6 Day of Jan AD 19 82 DONALD J. [Signature] Johnson County Clerk

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 Party of the First Part for its heirs, executors, administrators, successors and assigns, do es hereby convenient, 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

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. Part 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 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.

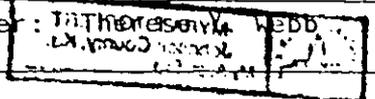
IN WITNESS WHEREOF, said Part y of the First Part ha s hereunto set its hand and seal

STATE OF KANSAS COUNTY OF JOHNSON FILED FOR RECORD

1982 JAN 11 AM 8 36 2

RUBIE M. SCOTT REGISTER OF DEEDS

Billy Tate President: Billy Tate Thelma Y. Webb Secretary-Treasurer



800

11/24/81

1982 509

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____ :
COUNTY OF _____ : SS.

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 : SS.

BE IT REMEMBERED that on this 30th day of December, 1981, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came Billy Tate, President of Leewood South Townhouse

Association, Inc., a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas;

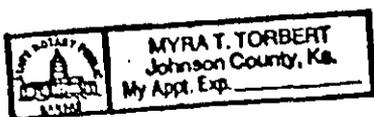
and Therese Y. Webb, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the same to be the act and deed of said Corporation, Leewood South Townhouse Association, Inc.

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

Myra T. Torbert
Myra T. Torbert, Notary Public

My Commission Expires

October 6, 1985





SHAFER, KLINE & WARREN, P.A.

CIVIL ENGINEERS

11100 WEST 91ST STREET, OVERLAND PARK, KANSAS 66214

TEL. (913) 888-7800

PHILIP K. KLINE
ROBERT R. MYERS
TEXTI NEA
ROGER H. SELLERS
WM J. SHAFER
EMMETT J. WARREN

December 7, 1981

LEGAL DESCRIPTION FOR
PROPOSED STREET RIGHT-OF-WAY, CONDELEA CIRCLE
PART OF TRACT "F"
LEAWOOD SOUTH, SECOND PLAT
CITY OF LEAWOOD
JOHNSON COUNTY, KANSAS

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 494.50 feet Southwesterly of the Northeasterly corner thereof, as measured along said Easterly line, said point also being the Southeasterly corner of Area 16, as shown on the Certificate of Survey of Area 16, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as filed in Volume 1133 at Page 760 in the Office of the Register of Deeds of Johnson County, Kansas; thence Southwesterly, along the Easterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of $1^{\circ} 51' 22''$, and whose initial tangent bearing is $S 24^{\circ} 47' 27'' W$ (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 34 feet; thence $N 64^{\circ} 26' 42'' W$, a distance of 6.63 feet, to a point of curvature; thence Northwesterly, Westerly and Southwesterly, along a curve to the left, having a radius of 24.55 feet and a central angle of $37^{\circ} 13' 01''$, a distance of 15.95 feet, to a point of tangency; thence $S 78^{\circ} 20' 17'' W$, a distance of 65 feet, to a point of curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 254.76 feet and a central angle of $14^{\circ} 33' 54''$, a distance of 64.76 feet, to a point of tangency; thence $N 87^{\circ} 05' 49'' W$, a distance of 21.59 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 9 feet and a central angle of $49^{\circ} 52' 33''$, a distance of 7.83 feet, to a point of reverse curvature; thence Southwesterly, Westerly, Northwesterly, Northerly and Northeasterly, along a curve to the right, having a radius of 36 feet, a central angle of $155^{\circ} 29' 54''$, and whose initial tangent bearing is $S 43^{\circ} 01' 38'' W$, a distance of 97.70 feet, to a point on the Westerly line of Area 17, as shown on the Certificate of Survey of Area 17, Tract "F",

LEGAL DESCRIPTION FOR
PROPOSED STREET RIGHT-OF-WAY
CONDELEA CIRCLE
PART OF TRACT "F"
LEAWOOD SOUTH, SECOND PLAT

-2-

December 7, 1931

LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1144 at Page 115 in the Office of the Register of Deeds of Johnson County, Kansas; thence S 2° 54' 11" W, along the Westerly line of said Area 17, a distance of 9.70 feet, to the Southwesterly corner thereof; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 4.67 feet; thence Northerly, Northeasterly, Easterly, and Southeasterly, along the Southerly line of said Area 17, said line being on a curve to the right, having a radius of 30 feet, a central angle of 139° 52' 34", and whose initial tangent bearing is N 2° 54' 11" E, a distance of 73.24 feet, to a point of reverse curvature; thence Southeasterly and Easterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 15 feet, a central angle of 49° 52' 34", and whose initial tangent bearing is S 37° 13' 15" E, a distance of 13.06 feet, to a point of tangency; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 21.59 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 220.76 feet and a central angle of 14° 33' 54"; a distance of 56.12 feet, to a point of tangency, said point also being the Southwesterly corner of said Area 16; thence N 78° 20' 17" E, along the Southerly line of said Area 16, a distance of 65 feet, to a point of curvature; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 16, said line being on a curve to the right, having a radius of 58.55 feet and a central angle of 37° 13' 01", a distance of 38.03 feet, to a point of tangency; thence S 64° 26' 42" E, along the Southerly line of said Area 16, a distance of 6.73 feet, to the point of beginning.

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

21 day of December, 19 81, by and between Kenneth P. Hunter, Inc.

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 and no/100 (\$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:

STREET RIGHT-OF-WAY, CONDELEA CIRCLE PART OF AREA 16, TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUTNY, KANSAS

SEE ATTACHMENT "C", PAGE 1 - LEGAL DESCRIPTION FOR PROPOSED STREET RIGHT-OF-WAY CONDELEA CIRCLE PART OF AREA 16, TRACT "F" LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD; JOHNSON COUNTY, KANSAS

Entered in Transfer Record 6 Day of Jan AD 1982 DONALD A. ... Johnson County Clerk

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, its heirs, executors, administrators, successors, or assigns.

And the Party of the First Part for its heirs, executors, administrators, successors and assigns, do es hereby convenient, 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

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 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 part y hereby agree s 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 ha s hereunto set its hand and seal the day and year first above written.

STATE OF KANSAS COUNTY OF JOHNSON FILED FOR RECORD.

1982 JAN 11 AM 8 37.6

RURIE M. SCOTT REGISTER OF DEEDS

11/24/81

800

800

Handwritten signatures of Kenneth P. Hunter and Hazel L. Moffatt

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Kansas :
COUNTY OF Johnson : SS.

BE IT REMEMBERED, That on the 21 day of December, 1981, before me, the undersigned, a Notary Public in and for said County and State, came Kenneth

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 : SS.

BE IT REMEMBERED that on this 21 day of December, 1981, before me, the undersigned, a Notary Public in and for the County and State afore-said, came Kenneth P. Hunter, President of Kenneth P.

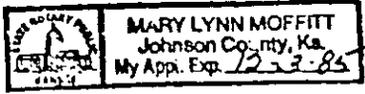
Hunter, Inc., a corporation duly organized, incorporated and existing under and by virtue of the laws of KANSAS;

and Hazel L. Moffitt, 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, Kenneth P. Hunter, Inc.

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

Mary Lynn Moffitt
Notary Public

My Commission Expires 12-3-85





SHAFFER, KLINE & WARREN, P.A.

CIVIL ENGINEERS

11100 WEST 91ST STREET, OVERLAND PARK, KANSAS 66214

TEL. (913) 888-7800

 PHILIP K. KEENE
 ROBERT R. MYERS
 TERRY NEW
 ROGER H. SELLENS
 WM. I. SHAFER
 EMMETT J. WARREN

December 8, 1981

LEGAL DESCRIPTION FOR
 PROPOSED STREET RIGHT-OF-WAY, CONDELEA CIRCLE
 PART OF AREA 16, TRACT "F"
 LEAWOOD SOUTH, SECOND PLAT
 CITY OF LEAWOOD
 JOHNSON COUNTY, KANSAS

All that part of Area 16 as shown on the Certificate of Survey of Area 16, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1133 at Page 760 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at the Southwesterly corner of said Area 16; thence N 78° 20' 17" E, along the Southerly line of said Area 16, a distance of 65 feet, to a point of curvature; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 16, said line being on a curve to the right, having a radius of 58.55 feet and a central angle of 37° 13' 01", a distance of 38.03 feet, to a point of tangency; thence S 64° 26' 42" E, along the Southerly line of said Area 16, a distance of 6.73 feet, to the Southeasterly corner thereof; thence Northeasterly, along the Easterly line of said Area 16, said line being on a curve to the left, having a radius of 1049.53 feet, a central angle of 0° 19' 39", and whose initial tangent bearing is N 24° 47' 28" E, a distance of 6 feet; thence N 64° 26' 42" W, a distance of 6.63 feet, to a point of curvature; thence Northwesterly, Westerly and Southwesterly, along a curve to the left, having a radius of 64.55 feet and a central angle of 37° 13' 01", a distance of 41.93 feet, to a point of tangency; thence S 78° 20' 17" W, a distance of 63.44 feet, to a point on the Westerly line of said Area 16; thence S 2° 54' 11" W, along the Westerly line of said Area 16, a distance of 6.20 feet, to the point of beginning.

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

21st day of December, 19 81, by and between Kenneth P. Hunter, Inc.

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

and no/100 (\$1.00) Dollars

to it 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:

STREET RIGHT-OF-WAY, CONDELEA CIRCLE, PART OF AREA 17, TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

SEE ATTACHMENT D - PAGE 1 and 2 - LEGAL DESCRIPTION FOR PROPOSED STREET RIGHT-OF-WAY, CONDELEA CIRCLE, PART OF AREA 17, TRACT "F", LEAWOOD SOUTH SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

Entered in Transfer Record 6 Day of Jan AD 1982 DONALD J. [Signature] Johnson County Clerk

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 convenient, 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

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 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 part y hereby agree s 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 of the First Part ha s hereunto set its hand and seal the day and year first above written.

STATE OF KANSAS } COUNTY OF JOHNSON } FILED FOR RECORD

[Signatures: Kenneth P. Hunter, Hazel M. Moffitt]

1982 JAN 11 AM 8 37

RUBIE M. SCOTT REGISTER OF DEEDS

11/24/81

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 KANSAS _____: SS.
COUNTY OF Johnson _____:

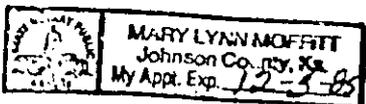
BE IT REMEMBERED that on this 21 day of December, 1981,
before me, the undersigned, a Notary Public in and for the County and State afore-
said, came Kenneth P. Hunter, President of Kenneth P.
Hunter, Inc., a corporation duly organized, incorporated
and existing under and by virtue of the laws of Kansas;

and Hazel L. Moffitt, 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, Kenneth P. Hunter, Inc.

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

Mary Lynn Moffitt
Notary Public

My Commission Expires 12-3-85





SHAFER, KLINE & WARREN, P.A.

CIVIL ENGINEERS

11100 WEST 91ST STREET, OVERLAND PARK, KANSAS 66214

TEL. (913) 888-7800

 PHILIP H. KLINE
 ROBERT H. WARREN
 TERRY L. NEW
 ROGER M. SELLERS
 WM. I. SHAFER
 EMMETT J. WARREN

December 7, 1981

LEGAL DESCRIPTION FOR
 PROPOSED STREET RIGHT-OF-WAY, CONDELEA CIRCLE
 PART OF AREA 17, TRACT "F"
 LEAWOOD SOUTH, SECOND PLAT
 CITY OF LEAWOOD
 JOHNSON COUNTY, KANSAS

All that part of Area 17 as shown on the Certificate of Survey of Area 17, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as filed in Volume 1144 at Page 115 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said Area 17 and 9.70 feet North of the Southwest corner thereof as measured along said West line; thence S 2° 54' 11" W, along the Westerly line of said Area 17, a distance of 9.70 feet, to the Southwesterly corner thereof; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 4.67 feet; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 17, said line being on a curve to the right, having a radius of 30 feet, a central angle of 139° 52' 34", and whose initial tangent bearing is N 2° 54' 11" E, a distance of 73.24 feet, to a point of reverse curvature; thence Southeasterly and Easterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 15 feet, a central angle of 49° 52' 34", and whose initial tangent bearing is S 37° 13' 15" E, a distance of 13.06 feet, to a point of tangency; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 21.59 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 220.76 feet, and a central angle of 14° 33' 54", a distance of 56.12 feet, to the Southeasterly corner of said Area 17; thence N 2° 54' 11" E, along the Easterly line of said Area 17, a distance of 6.20 feet; thence S 78° 20' 17" W, a distance of 1.56 feet, to a point of curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 214.76 feet and a central angle of 14° 33' 54", a distance of 54.59 feet, to a point of tangency; thence N 87° 05' 49" W, a distance of 21.59 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 9 feet and a central

LEGAL DESCRIPTION FOR
PROPOSED STREET RIGHT-OF-WAY
CONDELEA CIRCLE
PART OF AREA 17, TRACT "F"
LEAWOOD SOUTH, SECOND PLAT

angle of $49^{\circ} 52' 34''$, a distance of 7.83 feet, to a point of reverse curvature; thence Northwesterly, Westerly, Southwesterly and Southerly, along a curve to the left, having a radius of 36 feet, a central angle of $124^{\circ} 15' 12''$, and whose initial tangent bearing is $N 37^{\circ} 13' 15'' W$, a distance of 78.07 feet, to the point of beginning.

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

21 day of December, 19 81, by and between Kenneth P. Hunter, Inc.

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

and no/100 -----(\$1.00)----- Dollars

to it 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:

STREET RIGHT-OF-WAY, CONDELEA DRIVE, PART OF AREA 21, TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

SEE ATTACHEMNTN "E" - PAGE 1, LEGAL DESCRIPTION FOR PROPOSED STREET RIGHT-OF-WAY CONDELEA DRIVE, PART OF AREA 21, TRACT "F", LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

Entered in Transfer Record 6 Day of Jan AD 19 82 DONALD J. [Signature] Johnson County Clerk

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 convenient, 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

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 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 part y hereby agree s 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 its hand and seal the day and year first above written.

STATE OF KANSAS COUNTY OF JOHNSON FILED FOR RECORD

[Signatures: Kenneth P. Hunter, Donald J. [Signature]]

1982 JAN 11 AM 8 38

DURIE M. SCOTT

800 11/24/81

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____ :
COUNTY OF _____ : SS.

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 : SS.

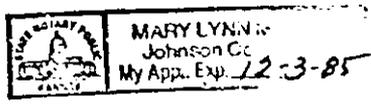
BE IT REMEMBERED that on this 21 day of December, 1981, before me, the undersigned, a Notary Public in and for the County and State afore-said, came Kenneth P. Hunter, President of Kenneth P. Hunter Inc., a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas;

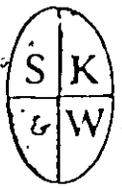
and Hazel L. Moffitt, Secretary of said corporation, who are personally known to me to be such officers and who are personally known to me to be the same persons who executed as such officers the within instrument on behalf of said Corporation, and such persons duly acknowledged the execution of the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

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

Mary Lynn Johnson
Notary Public

My Commission Expires 12-3-85





SHAFER, KLINE & WARREN, P.A.

CIVIL ENGINEERS

11100 WEST 91ST STREET, OVERLAND PARK, KANSAS 66214

TEL (913) 888-7800

 PHILIP K. KLINE
 ROBERT R. MYERS
 TEX L. NEW
 ROGER H. SELLEPS
 WM I. SHAFER
 EMMETT J. WARREN

December 7, 1981

 LEGAL DESCRIPTION FOR
 PROPOSED STREET RIGHT-OF-WAY, CONDELEA DRIVE
 PART OF AREA 21, TRACT "F"
 LEAWOOD SOUTH, SECOND PLAT
 CITY OF LEAWOOD
 JOHNSON COUNTY, KANSAS

All that part of Area 21, as shown on the Certificate of Survey of Area 21, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1361 at Page 840 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said Area 21, and 13.14 feet Southerly of the Northwestern corner thereof, as measured along said Westerly line; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 6 feet; thence S 81° 12' 18" E, along the Westerly line of said Area 21, a distance of 14 feet; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 97.84 feet measure (97.80 feet Certificate of Survey), to the Southwesterly corner of said Area 21; thence S 63° 09' E, along the Southerly line of said Area 21, a distance of 93.61 feet, to the Southeasterly corner thereof; thence N 27° 16' 43" E, along the Easterly line of said Area 21, a distance of 6 feet; thence N 63° 09' W, a distance of 82.76 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right, having a radius of 9 feet and a central angle of 71° 56' 42", a distance of 11.30 feet, to a point of tangency; thence N 8° 47' 42" E, a distance of 92.96 feet; thence N 81° 12' 18" W, a distance of 20 feet, to the point of beginning.

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

21 day of December, 19 81, by and between State Development Corporation

Inc.

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 and

no/100 (\$1.00) Dollars to it 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:

STREET RIGHT-OF-WAY, CONDELEA DRIVE
PART OF AREA 3, TRACT "F", LEAWOOD SOUTH,
SECOND PLAT, CITY OF LEAWOOD, JOHNSON
COUNTY, KANSAS

Entered in Transfer Record
6 Day of Jan AD 19 82
DONALD J. [Signature]
Johnson County Clerk

SEE ATTACHMENT "F" - PAGE 1 - LEGAL DESCRIPTION FOR PROPOSED STREET RIGHT-OF-WAY, CONDELEA DRIVE, PART OF AREA 3, TRACT "F" LEAWOOD SOUTH, SECOND PLAT, CITY OF LEAWOOD, JOHNSON COUNTY, KANSAS

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 convenient, 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

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 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 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 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 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.

STATE OF KANSAS
COUNTY OF JOHNSON
FILED FOR RECORD

1982 JAN 11 AM 8 37 0

800

RUBIE M. SCOTT

[Signatures]

INDIVIDUAL ACKNOWLEDGMENT

STATE OF _____ :
COUNTY OF _____ : SS.

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

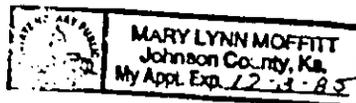
STATE OF KANSAS :
COUNTY OF Johnson : SS.

BE IT REMEMBERED that on this 21 day of December, 1981,
before me, the undersigned, a Notary Public in and for the County and State afore-
said, came John H. Moffitt, President of State Development
Corporation, a corporation duly organized, incorporated
and existing under and by virtue of the laws of Kansas;
and Harold L. Moffitt, 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, State Development

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

Mary Lynn Moffitt
Notary Public

My Commission Expires 12-3-85





SHAFER, KLINE & WARREN, P.A.

CIVIL ENGINEERS

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December 7, 1981

LEGAL DESCRIPTION FOR
PROPOSED STREET RIGHT-OF-WAY, CONDELEA DRIVE
PART OF AREA 3, TRACT "F"
LEAWOOD SOUTH, SECOND PLAT
CITY OF LEAWOOD
JOHNSON COUNTY, KANSAS

All that part of Area 3 as shown on the Certificate of Survey of Area 3, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 969 at Page 435 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said Area 3 and 44.16 feet Northerly of the Southwesterly corner thereof, as measured along said Westerly line; thence S 7° 04' E, along the Westerly line of said Area 3, a distance of 44.16 feet, to the Southwesterly corner thereof; thence N 82° 57' E, along the Southerly line of said Area 3, a distance of 143.83 feet, to a point of curvature; thence Easterly and North-easterly, along the Southerly line of said Area 3, said line being on a curve to the left, having a radius of 192.52 feet and a central angle of 21° 32' 38", a distance of 72.39 feet, to the Southeasterly corner thereof; thence N 7° 04' W, along the Easterly line of said Area 3, a distance of 36.88 feet; thence Southwesterly, along a curve to the left, having a radius of 198.52 feet, a central angle of 1° 59' 23", and whose initial tangent bearing is S 60° 59' 40" W, a distance of 6.89 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 158.52 feet, a central angle of 23° 56' 43", and whose initial tangent bearing is S 59° 00' 17" W, a distance of 66.25 feet, to a point of tangency; thence S 82° 57' W, a distance of 79.30 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 210.09 feet and a central angle of 17° 53' 29", a distance of 65.60 feet, to the point of beginning.

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first
Duly sworn, Deposes and says: That she is Director of Legal Publications 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 week, the first publication thereof being made
(weeks, days)
as aforesaid on the 24th day of February,
19 82, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 24th day of February,
19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$162.35
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, February 24, 1982.

ORDINANCE NO. 724

AN ORDINANCE RELATING TO ACCEPTANCE OF SIX (6) DEEDS FOR STREET PURPOSES IN LEAWOOD SOUTH SUB-DIVISION.

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

19-538. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept from various sources six (6) deeds for land to be used for street purposes, the legal descriptions of which are as follows:

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 129.59 feet Southerly of the Northeastly corner thereof, as measured along said Easterly line; thence Southerly, along the Easterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of 2° 11' 01", and whose initial tangent bearing is S 4° 52' 11" W (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 40 feet; thence N 84° 02' 18" W, a distance of 10 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 55.19 feet and a central angle of 43° 30' 42", a distance of 41.91 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 130.07 feet, a central angle of 30° 30', and whose initial tangent bearing is S 52° 27' W, a distance of 69.24 feet, to a point of tangency; thence S 82° 57' W, a distance of 161.81 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 158.52 feet and a central angle of 23° 56' 43", a distance of 66.25 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 198.52 feet, a central angle of 23° 56' 43", and whose initial tangent bearing is S 59° 00' 17" W, a distance of 82.97 feet, to a point of tangency; thence S 82° 57' W, a distance of 149.37 feet, to a point of curvature; thence Westerly, Southwesterly, Southerly and Southeasterly, along a curve to the left, having a radius of 13.52 feet and a central angle of 130°, a distance of 30.68 feet, to a point of reverse curvature; thence Southeasterly, along a curve to the right, having a radius of 57.70 feet, a central angle of 22° 13' 44", and whose initial tangent bearing is S 47° 03' E, a distance of 22.39 feet, to a point of tangency; thence S 24° 49' 16" E, a distance of 108.18 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 9 feet and a central angle of 49° 52' 33", a distance of 7.83 feet, to a point of reverse curvature; thence Southeasterly, Southerly and Southwesterly, along a curve to the right, having a radius of 36 feet, a central angle of 99° 45' 06", and whose initial tangent bearing is S 74° 41' 49" E, a distance of 62.68 feet, to a point of reverse curvature; thence Southwesterly, Southerly, and Southeasterly, along a curve to the left, having a radius of 9 feet, a central angle of 49° 52' 33", and whose initial tangent bearing is S 7.83 feet, to a point of reverse curvature; thence Southeasterly and Southerly, along a curve to the right, having a radius of 120.37 feet, a central angle of 27° 43' 27", and whose initial tangent bearing is S 24° 49' 16" E, a distance of 58.24 feet, to a point of tangency; thence S 2° 54' 11" W, a distance of 131.63 feet, to a point of curvature; thence Southerly and Southeasterly, along a curve to the left, having a radius of 93.37 feet and a central angle of 34° 18' 48", a distance of 55.92 feet, to a point of tangency; thence S 31° 24' 37" E, a distance of 93.17 feet, to a point of curvature; thence Southeasterly, along a curve to the left, having a radius of 437.55 feet and a central angle of 6° 15' 18", a distance of 47.77 feet, to a point of

tangency; thence S 37° 39' 55" E, a distance of 5.96 feet, to a point on the Southeasterly line of said Tract "F"; thence Southwesterly, along the Southeasterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of 2° 11' 01", and whose initial tangent bearing is S 51° 14' 34" W, a distance of 40 feet; thence N 37° 39' 55" W, a distance of 5.96 feet, to a point of curvature; thence Northwesterly, along a curve to the right, having a radius of 477.55 feet and a central angle of 6° 15' 18", a distance of 52.13 feet, to a point of tangency; thence N 31° 24' 37" W, a distance of 93.17 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right, having a radius of 133.37 feet and a central angle of 34° 18' 48", a distance of 79.87 feet, to a point of tangency; thence N 2° 54' 11" E, a distance of 131.63 feet, to a point of curvature; thence Northerly and Northwesterly, along a curve to the left, having a radius of 80.37 feet and a central angle of 27° 43' 27", a distance of 38.89 feet, to a point of compound curvature; thence Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of 49° 52' 33", and whose initial tangent bearing is N 24° 49' 16" W, a distance of 7.83 feet, to a point of reverse curvature; thence Northwesterly, Northerly, and Northeasterly, along a curve to the right, having a radius of 36 feet, a central angle of 99° 45' 06", and whose initial tangent bearing is N 74° 41' 49" W, a distance of 62.68 feet, to a point of reverse curvature; thence Northwesterly, Northerly, and Northwesterly, along a curve to the left, having a radius of 9 feet, a central angle of 49° 52' 33", and whose initial tangent bearing is N 24° 49' 16" W, a distance of 108.18 feet, to a point of curvature; thence Northwesterly, along a curve to the left, having a radius of 17.70 feet, and a central angle of 22° 13' 44", a distance of 6.87 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the right, having a radius of 53.52 feet, a central angle of 22° 22', and whose initial tangent bearing is N 47° 03' W, a distance of 20.89 feet, to a point of reverse curvature; thence Northwesterly, along a curve to the left, having a radius of 228.99 feet, a central angle of 38° 28', and whose initial tangent bearing is N 24° 41' W, a distance of 153.74 feet, to a point of compound curvature; thence Northwesterly and Westerly, along a curve to the left, having a radius of 417.53 feet, a central angle of 18° 03' 18", and whose initial tangent bearing is N 63° 09' W, a distance of 131.57 feet, to a point of compound curvature; thence Westerly, Southwesterly and Southerly, along a curve to the left, having a radius of 9 feet, a central angle of 90°, and whose initial tangent bearing is N 81° 12' 18" W, a distance of 14.14 feet, to a point of tangency; thence S 8° 47' 42" W, a distance of 17.92 feet; thence N 81° 12' 18" W, a distance of 3 feet; thence S 8° 47' 42" W, a distance of 11 feet; thence N 81° 12' 18" W, a distance of 37 feet; thence N 8° 47' 42" E, a distance of 204.03 feet; thence S 81° 12' 18" E, a distance of 20 feet, to a point on the Westerly line of Area 21, as shown on the Certificate of Survey of Area 21, Tract "F", LEAWOOD

SOUTH, SECOND PLAT, as filed in Volume 1361 at Page 840 in the Office of the Register of Deeds of Johnson County, Kansas; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 6 feet; thence S 81° 12' 18" E, along the Westerly line of said Area 21, a distance of 14 feet; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 97.84 feet measure (97.80 feet Certificate of Survey), to the Southwesterly corner of said Area 21; thence S 63° 09' E, along the Southerly line of said Area 21, a distance of 93.61 feet, to the Southeasterly corner thereof; thence N 27° 16' 43" E, along the Easterly line of said Area 21, a distance of 6 feet; thence S 63° 09' E, a distance of 156.19 feet, to a point of curvature; thence Southeasterly and Easterly, along a curve to the left, having a radius of 210.09 feet and a central angle of 16° 00' 31", a distance of 58.70 feet, to a point on the Westerly line of Area 3 as shown on the Certificate of Survey of Area 3, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 969 at Page 435 in the Office of the Register of Deeds of said Johnson County, Kansas; thence S 7° 04' E, along the Westerly line of said Area 3, a distance of 44.16 feet, to the Southwesterly corner thereof; thence N 82° 57' E, along the Southerly line of said Area 3, a distance of 143.83 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 3, said line being on a curve to the left, having a radius of 192.52 feet and a central angle of 21° 32' 38", a distance of 72.39 feet, to the Southeasterly corner thereof; thence N 7° 04' W, along the Easterly line of said Area 3, a distance of 36.88 feet; thence Northeasterly and Easterly, along a curve to the right, having a radius of 198.52 feet, a central angle of 21° 57' 20", and whose initial tangent bearing is N 60° 59' 40" E, a distance of 76.08 feet, to a point of tangency; thence N 82° 57' E, a distance of 161.81 feet, to a point of curvature; thence Easterly and Northeasterly, along a curve to the left, having a radius of 90.07 feet, and a central angle of 30° 30', a distance of 47.95 feet, to a point of reverse curvature; thence Northeasterly and Easterly, along a curve to the right, having a radius of 95.19 feet, a central angle of 43° 30' 42", and whose initial tangent bearing is N 52° 27' E, a distance of 72.29 feet, to a point of tangency; thence S 84° 02' 18" E, a distance of 10 feet, to the point of beginning (Condolea Drive and Condolea Terrace)

All that part of Tract "F", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Easterly line of said Tract "F", and 494.50 feet Southwesterly of the Northeastly corner thereof, as measured along said Easterly line, said point also being the Southeasterly corner of Area 16, as shown on the Certificate of Survey of Area 16, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as filed in Volume 1144 at Page 115 in the Office of the Register of Deeds of Johnson County, Kansas; thence Southwesterly, along the Easterly line of said Tract "F", said line being on a curve to the right, having a radius of 1049.53 feet, a central angle of 1° 51' 22", and whose initial tangent bearing is S 24° 47' 27" W (this and all other bearings are referenced to LEAWOOD SOUTH, SECOND PLAT bearing system), a distance of 34 feet; thence N 64° 26' 42" W, a distance of 6.63 feet, to a point of curvature; thence Northwesterly, Westerly and Southwesterly, along a curve to the left, having a radius of 24.55 feet and a central angle of 13° 13' 01", a distance of 15.95 feet, to a point of tangency; thence S 78° 20' 17" W, a distance of 65 feet, to a point of curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 254.76 feet and a central angle of 14° 33' 54", a distance of 64.76 feet, to a point of tangency; thence N 87° 05' 49" W, a distance of 21.59 feet, to a point of curvature; thence Westerly and Southwesterly, along a curve to the left, having a radius of 9 feet and a central angle of 49° 52' 33", a distance of 7.83 feet, to a point of reverse curvature; thence Southwesterly, Westerly, Northwesterly, Northerly and Northeasterly, along a curve to the right, having a radius of 36 feet, a central angle of 155° 29' 54", and whose initial tangent bearing is S 43° 01' 38" W, a distance of 97.70 feet, to a point on the Westerly line of Area 17, as shown on the Certificate of Survey of Area 17,

Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1144 at Page 115 in the Office of the Register of Deeds of Johnson County, Kansas; thence S 2° 54' 11" W, along the Westerly line of said Area 17, a distance of 9.70 feet, to the Southwesterly corner thereof; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 4.67 feet; thence Northerly, Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 17, said line being on a curve to the right, having a radius of 30 feet, a central angle of 139° 52' 34", and whose initial tangent bearing is N 2° 54' 11" E, a distance of 73.24 feet, to a point of reverse curvature; thence Southeasterly and Easterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 15 feet, a central angle of 49° 52' 34", and whose initial tangent bearing is S 37° 13' 15" E, a distance of 13.06 feet, to a point of tangency; thence S 87° 05' 49" E, along the Southerly line of said Area 17, a distance of 21.59 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 17, said line being on a curve to the left, having a radius of 220.76 feet and a central angle of 14° 33' 54", a distance of 56.12 feet, to a point of tangency, said point also being the Southwesterly corner of said Area 16; thence N 78° 20' 17" E, along the Southerly line of said Area 16, a distance of 65 feet, to a point of curvature; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 16, said line being on a curve to the right, having a radius of 58.55 feet and a central angle of 37° 13' 01", a distance of 38.03 feet, to a point of tangency; thence S 64° 26' 42" E, along the Southerly line of said Area 16, a distance of 6.73 feet, to the point of beginning (Condolea Circle)

All that part of Area 16 as shown on the Certificate of Survey of Area 16, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1133 at Page 760 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at the Southwesterly corner of said Area 16; thence N 78° 20' 17" E, along the Southerly line of said Area 16, a distance of 65 feet, to a point of curvature; thence Northeasterly, Easterly and Southeasterly, along the Southerly line of said Area 16, said line being on a curve to the right, having a radius of 58.55 feet and a central angle of 37° 13' 01", a distance of 38.03 feet, to a point of tangency; thence S 64° 26' 42" E, along the Southerly line of said Area 16, a distance of 6.73 feet, to the Southeasterly corner thereof; thence Northeasterly, along the Easterly line of said Area 16, said line being on a curve to the left, having a radius of 1049.53 feet, a central angle of 0° 19' 39", and whose initial tangent bearing is N 24° 47' 28" E, a distance of 6 feet; thence N 64° 26' 42" W, a distance of 6.63 feet, to a point of curvature; thence Northwesterly, Westerly and Southwesterly, along a curve to the left, having a radius of 64.55 feet and a central angle of 37° 13' 01", a distance of 41.93 feet, to a point of tangency; thence S 78° 20' 17" W, a distance of 63.44 feet, to a point on the Westerly line of said Area 16; thence S 2° 54' 11" W, along the Westerly line of said Area 16, a distance of 6.20 feet, to the point of beginning (Condolea Circle)

9 feet and a central angle of 49° 52' 34", a distance of 7.83 feet, to a point of reverse curvature; thence Northwesterly, Westerly, Southwesterly and Southerly, along a curve to the left, having a radius of 36 feet, a central angle of 124° 15' 12", and whose initial tangent bearing is N 37° 13' 15" W, a distance of 78.07 feet, to the point of beginning (Condolea Circle)

All that part of Area 21, as shown on the Certificate of Survey of Area 21, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 1361 at Page 840 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said Area 21, and 13.14 feet Southerly of the Northwesterly corner thereof, as measured along said Westerly line; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 6 feet; thence S 81° 12' 18" E, along the Westerly line of said Area 21, a distance of 14 feet; thence S 8° 47' 42" W, along the Westerly line of said Area 21, a distance of 97.84 feet measure (97.80 feet Certificate of Survey), to the Southwesterly corner of said Area 21; thence S 63° 09' E, along the Southerly line of said Area 21, a distance of 93.61 feet, to the Southeasterly corner thereof; thence N 27° 16' 43" E, along the Easterly line of said Area 21, a distance of 6 feet; thence N 63° 09' W, a distance of 82.76 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right, having a radius of 9 feet and a central angle of 71° 56' 42", a distance of 11.30 feet, to a point of tangency; thence N 8° 47' 42" E, a distance of 92.96 feet; thence N 81° 12' 18" W, a distance of 20 feet, to the point of beginning (Condolea Drive)

All that part of Area 3 as shown on the Certificate of Survey of Area 3, Tract "F", LEAWOOD SOUTH, SECOND PLAT, as recorded in Volume 969 at Page 435 in the Office of the Register of Deeds of Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Westerly line of said Area 3 and 44.16 feet Northerly of the Southwesterly corner thereof, as measured along said Westerly line; thence S 7° 04' E, along the Westerly line of said Area 3, a distance of 44.16 feet, to the Southwesterly corner thereof; thence N 82° 57' E, along the Southerly line of said Area 3, a distance of 143.83 feet, to a point of curvature; thence Easterly and Northeasterly, along the Southerly line of said Area 3, said line being on a curve to the left, having a radius of 192.52 feet and a central angle of 21° 32' 38", a distance of 72.39 feet, to the Southeasterly corner thereof; thence N 7° 04' W, along the Easterly line of said Area 3, a distance of 36.88 feet; thence Northeasterly, along a curve to the left, having a radius of 198.52 feet, a central angle of 21° 57' 20", and whose initial tangent bearing is S 60° 59' 40" W, a distance of 6.87 feet, to a point of reverse curvature; thence Southwesterly and Westerly, along a curve to the right, having a radius of 158.52 feet, a central angle of 23° 56' 43", and whose initial tangent bearing is S 59° 00' 17" W, a distance of 66.25 feet, to a point of tangency; thence S 82° 57' W, a distance of 79.30 feet, to a point of curvature; thence Westerly and Northwesterly, along a curve to the right, having a radius of 210.09 feet and a central angle of 17° 53' 29", a distance of 65.60 feet, to the point of beginning (Condolea Drive) subject to easements and rights-of-way of record, if any.

19-539. INCORPORATION BY REFERENCE Section 2. Copies of said deeds are attached to the original ordinance 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: 2/1/82 Second Reading: 2/16/82

Passed by the Governing Body this 16th day of February, 1982.

Approved by the Mayor this 16th day of February, 1982.

(s) Kent E. Crippin (SEAL)

Attest: (s) J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney (6021 IW)

AN ORDINANCE RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES FROM CENTRAL ESTATES, INC., AND REPEAL OF SECTION.

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

REPEAL OF SECTION. Section 1. Sections 19-683 and 19-684 of Revised Ordinances, as adopted by Ordinance No. 691, are hereby repealed and the following enacted in lieu thereof:

19-536. Section 2. The Governing Body of the City of Leawood, Kansas, does hereby accept from Central Estates, Inc. a deed for land to be used for street purposes, the legal description of which is as follows:

A tract of land 50 feet in width, across a part of Tract "I", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwesterly corner of said Tract "I"; thence N 87° 36' 57" E, along the South line of said Tract "I", a distance of 115 feet, to the true point of beginning of subject tract; thence N 9° 51' 47" W, a distance of 179.39 feet, to a point on the Northerly line of said Tract "I"; thence Easterly, along the Northerly line of said Tract "I", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of 2° 38' 10", and whose initial tangent bearing is N 69° 51' 25" E, a distance of 51.05 feet; thence S 9° 51' 47" E, a distance of 196.21 feet, to a point on the Southerly line of said Tract "I"; thence S 87° 36' 57" W, along the Southerly line of said Tract "I", a distance of 50.43 feet, to the true point of beginning of subject tract. (9,380 square feet, more or less)

subject to easements and rights-of-way of record, if any.

19-537. INCORPORATION BY REFERENCE. Section 3. A copy of said deed is attached to the original ordinance and thereby incorporated by reference.

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

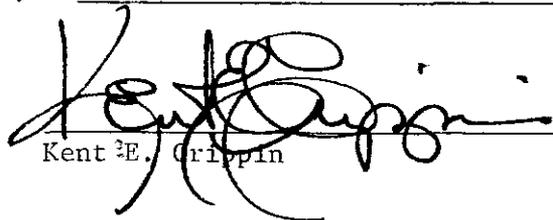
First Reading: 2/1/82 Second Reading: 2/16/82

Passed by the Governing Body this 16th day of February, 1982.

Approved by the Mayor this 16th day of February, 1982.

(S E A L)




Kent E. Grippin Mayor

Page 2

ORDINANCE NO. 723

re Acceptance of Deed from Central Estates, Inc.
for street purposes

Attest:


J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT , City Attorney
Larry Winn III

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

4th day of December, 1981, by and between ^{my} Central Estates, Inc.

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 and

no/100 ----- (\$1.00)----- Dollars

to it in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents does GRANT, BARGAIN, SELL AND CONVEY unto the Party of the Second Part forever all it's 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:

A tract of land 50 feet in width, across a part of Tract "I", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwesterly corner of said Tract "I"; thence N 87° 36' 57" E, along the South line of said Tract "I", a distance of 115 feet, to the true point of beginning of subject tract; thence N 9° 51' 47" W, a distance of 179.39 feet, to a point on the Northerly line of said Tract "I"; thence easterly, along the Northerly line of said Tract "I", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of 2° 38' 10", and whose initial tangent bearing is N 69° 51' 25" E, a distance of 51.05 feet; thence S 9° 51' 47" E, a distance of 196.21 feet, to a point on the Southerly line of said Tract "I", thence S 87° 36' 57" W, along the Southerly line of said Tract "I", a distance of 50.43 feet, to the true point of beginning of subject tract.

The above described tract contains 9380 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, it's heirs, executors, administrators, successors, or assigns.

And the Party of the First Part for it's heirs, executors, administrators, successors and assigns, does hereby covenant, 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

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 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 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 it's hand and seal the day and year first above written.

STATE OF KANSAS Central Estates, Inc. COUNTY OF JOHNSON FILED FOR RECORD

Handwritten signature

1982 JAN 11 AM 8 38.6

Handwritten signature: R. M. Kiddle Secretary

RUBIE M. SCOTT REGISTER OF DEEDS

11/24/81

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first
Duly sworn, Deposes and says: That she is Director of Legal Publications 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 week, the first publication thereof being made
(weeks, days)
as aforesaid on the 24th day of February,
19 82, with subsequent publications being made on the following dates:

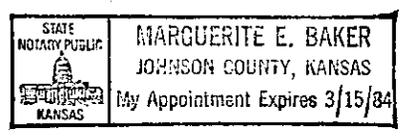
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 24th day of February
19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 21.40
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, February 24, 1982.

ORDINANCE NO. 723

AN ORDINANCE RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES FROM CENTRAL ESTATES, INC., AND REPEAL OF SECTION.

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

REPEAL OF SECTION. Section 1. Sections 19-683 and 19-684 of Revised Ordinances, as adopted by Ordinance No. 691, are hereby repealed and the following enacted in lieu thereof:

19-536. Section 2. The Governing Body of the City of Leawood, Kansas, does hereby accept from Central Estates, Inc. a deed for land to be used for street purposes, the legal description of which is as follows:

A tract of land 50 feet in width, across a part of Tract "1", LEAWOOD SOUTH, SECOND PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwesterly corner of said Tract "1"; thence N 87° 36' 57" E, along the South line of said Tract "1", a distance of 115 feet, to the true point of beginning of subject tract; thence N 9° 51' 47" W, a distance of 179.39 feet, to a point on the Northerly line of said Tract "1"; thence Easterly, along the Northerly line of said Tract "1", said line being on a curve to the left, having a radius of 1109.53 feet, a central angle of 2° 38' 10", and whose initial tangent bearing is N 69° 51' 25" E, a distance of 51.05 feet; thence S 9° 51' 47" E, a distance of 196.21 feet, to a point on the Southerly line of said Tract "1"; thence S 87° 36' 57" W, along the Southerly line of said Tract "1", a distance of 50.43 feet, to the true point of beginning of subject tract. (9,380 square feet, more or less)

subject to easements and rights-of-way of record, if any.

19-537. **INCORPORATION BY REFERENCE.** Section 3. A copy of said deed is attached to the original ordinance and thereby incorporated by reference.

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: 2/1/82 Second Reading: 2/16/82

Passed by the Governing Body this 16th day of February, 1982.

Approved by the Mayor this 16th day of February, 1982.

(s) Kent E. Crippin
Mayor

(SEAL)

Attest:
(s) J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT (s) Larry Winn III, City Attorney

(6019 1W)

ORDINANCE NO. 722

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF LAND OR AN INTEREST THEREIN LOCATED IN THE CITY OF LEAWOOD, KANSAS, BY CON- DEMNATION FOR CONSTRUCTION OF CERTAIN INTERSECTION IMPROVEMENTS TO THE INTERSECTION OF COLLEGE BOULEVARD AND ROE AVENUE WITHIN THE CITY OF LEAWOOD.

WHEREAS, the Governing Body of the City of Leawood, Kansas, did by Resolution No. 577 declare the necessity for the acquisition of private property and authorize a survey and description of the land or interest therein to be condemned by said City, for the construction of certain intersection improvements at the intersection of College Boulevard and Roe Avenue as shown by the official plans for said intersection improvement on file with the Director of Public Works of the City of Leawood, Kansas; and

WHEREAS, said survey and description has been filed with the City Clerk of Leawood, Kansas.

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

19-118. SECTION 1. It is hereby authorized and provided that the land or interest therein hereinafter described be acquired for the construction of intersection improvements at College Boulevard and Roe Avenue within the City of Leawood, Kansas:

PERMANENT STREET RIGHT-OF-WAY

See attached Exhibit A.

TEMPORARY CONSTRUCTION EASEMENT

See attached Exhibit B.

19-119. SECTION 2. It is further provided that, as soon as practicable following publication of this ordinance, the attorneys for the City of Leawood, the law firm of Bennett, Lytle, Wetzler, Winn & Martin, are authorized to initiate action to exercise the power of eminent domain in accordance with K.S.A. 26-501 et seq., to condemn all land or interest therein hereinbefore described.

SECTION 3. This ordinance shall take effect and be in force from and after its publication in the Johnson County Sun, an official City newspaper.

PASSED by the City Council this 1st day of February, 1982, after motion duly made, seconded and passed that the matter deemed to be an emergency matter not requiring a second reading.

APPROVED by the Mayor this 1st day of February, 1982.


Kent Crippin, Mayor


ATTEST:

Ginny Oberlander, City Clerk

APPROVED AS TO FORM AND CONTENT:

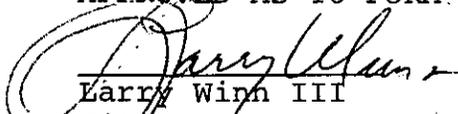

Larry Winn III
City Attorney

EXHIBIT A

Right-of-way (3,198.8 sq. ft.)

All of the West 40 feet of the South 319.88 feet of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas and subject to that portion now dedicated for street purposes.

Right-of-way (10,150 sq. ft.)

All of the North 40 feet of the West 335 feet of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16 . . . and also . . . All of the West 40 feet of the North 345 feet of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16 . . . and also . . . All that part of the NE $\frac{1}{4}$ of Section 16, more particularly described as follows: Beginning at a point 40 feet East of the West line, and 40 feet South of the North line of the NE $\frac{1}{4}$ of Section 16; thence Easterly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 50 feet; thence South westerly, to a point 40 feet East of the West line, and 80 feet South of the North line of the NE $\frac{1}{4}$ of said Section 16; thence Northerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 40 feet, to the point of beginning; all in Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas and all subject to that portion now dedicated for street purposes.

EXHIBIT B

Temporary Construction Easement (4,798.2 sq. ft.)

All that part of the NE $\frac{1}{4}$ 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 40 feet East of the West line, and 345 feet South of the North line of the NE $\frac{1}{4}$ of Section 16; thence Easterly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 15.0 feet; thence Southerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 319.88 feet; thence Westerly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 15.0 feet; then Northerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 319.88, to the point of beginning; containing 4,798.2 square feet, more or less.

Temporary Construction Easement (9,650 sq. ft.)

All that part of the NE $\frac{1}{4}$ 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 40 feet East of the West line, and 80 feet South of the North line of the NE $\frac{1}{4}$ of said Section 16; thence Northeasterly to a point 40 feet South of the North line and 90 feet East of the West line of the NE $\frac{1}{4}$ of said Section 16; thence Easterly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 245 feet; thence Southerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 15 feet; thence Westerly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 230 feet; thence Southwesterly to a point 55 feet West of the East line and 130 feet South of the North line of the NE $\frac{1}{4}$ of said Section 16; thence Southerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 215 feet; thence Westerly, along a line parallel to the North line of said Section 16; a distance of 15 feet; thence Northerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16, a distance of 265 feet, to the point of beginning; containing 9,650.0 square feet, more or less.

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 week (weeks, days), the first publication thereof being made as aforesaid on the 5th day of February, 19 82, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 5th day of February, 19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 48.41
Additional copies \$ _____



First Published in The Johnson County Sun, Friday, February 5, 1982.

ORDINANCE NO. 722
AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ACQUISITION OF LAND OR AN INTEREST THEREIN LOCATED IN THE CITY OF LEAWOOD, KANSAS, BY CONDEMNATION FOR CONSTRUCTION OF CERTAIN INTERSECTION IMPROVEMENTS TO THE INTERSECTION OF COLLEGE BOULEVARD AND ROE AVENUE WITHIN THE CITY OF LEAWOOD.

WHEREAS, the Governing Body of the City of Leawood, Kansas, did by Resolution No. 577 declare the necessity for the acquisition of private property and authorize a survey and description of the land or interest therein to be condemned by said City, for the construction of certain intersection improvements at the intersection of College Boulevard and Roe Avenue as shown by the official plans for said intersection improvement on file with the Director of Public Works of the City of Leawood, Kansas; and

WHEREAS, said survey and description has been filed with the City Clerk of Leawood, Kansas.

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

19-118. SECTION 1. It is hereby authorized and provided that the land or interest therein hereinafter described be acquired for the construction of intersection improvements at College Boulevard and Roe Avenue within the City of Leawood, Kansas:

**PERMANENT STREET
RIGHT-OF-WAY
EXHIBIT A**

Right-of-way (3,198.8 sq. ft.)
All of the West 40 feet of the South 319.88 feet of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas and subject to that portion now dedicated for street purposes.

Right-of-way (10,150 sq. ft.)
All of the North 40 feet of the West 335 feet of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16 . . . and also . . . All of the West 40 feet of the North 345 feet of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16 . . . and also . . . All that part of the NE $\frac{1}{4}$ of Section 16, more particularly described as follows: Beginning at a point 40 feet East of the West line, and 40 feet South of the North line of the NE $\frac{1}{4}$ of Section 16; thence Easterly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 50 feet; thence South westerly, to a point 40 feet East of the West line, and 80 feet South of the North line of the NE $\frac{1}{4}$ of said Section 16; thence Northerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 40 feet, to the point of beginning; all in Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas and all subject to that portion now dedicated for street purposes.

**TEMPORARY CONSTRUCTION
EASEMENT
EXHIBIT B**

Temporary Construction Easement (4,798.2 sq. ft.)
All that part of the NE $\frac{1}{4}$ 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 40 feet East of the West line, and 345 feet South of the North line of the NE $\frac{1}{4}$ of Section 16; thence Easterly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 15.0 feet; thence Southerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 319.88 feet; thence Westerly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 15.0 feet; then Northerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 319.88, to the point of beginning; containing 4,798.2 square feet, more or less.

Temporary Construction Easement (9,650 sq. ft.)
All that part of the NE $\frac{1}{4}$ 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 40 feet East of the West line, and 80 feet South of the North line of the NE $\frac{1}{4}$ of said Section 16; thence Northeasterly to a point 40 feet South of the North line and 90 feet East of the West line of the NE $\frac{1}{4}$ of said Section 16; thence Easterly, along a line parallel to the North line of the NE $\frac{1}{4}$

of said Section 16; a distance of 245 feet; thence Southerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of Section 16; a distance of 15 feet; thence Westerly, along a line parallel to the North line of the NE $\frac{1}{4}$ of said Section 16; a distance of 230 feet; thence Southwesterly to a point 55 feet West of the East line and 130 feet South of the North line of the NE $\frac{1}{4}$ of said Section 16; thence Southerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16; a distance of 215 feet; thence Westerly, along a line parallel to the North line of said Section 16; a distance of 15 feet; thence Northerly, along a line parallel to the West line of the NE $\frac{1}{4}$ of said Section 16, a distance of 265 feet, to the point of beginning; containing 9,650.0 square feet, more or less.

19-119. SECTION 2. It is further provided that, as soon as practicable following publication of this ordinance, the attorneys for the City of Leawood, the law firm of Bennett, Lytle, Wetzler, Winn & Martin, are authorized to initiate action to exercise the power of eminent domain in accordance with K.S.A. 26-501 et seq., to condemn all land or interest therein hereinbefore described.

SECTION 3. This ordinance shall take effect and be in force from and after its publication in the Johnson County Sun, an official City newspaper.

PASSED by the City Council this 1st day of February, 1982, after motion duly made, seconded and passed that the matter deemed to be an emergency matter not requiring a second reading.

APPROVED by the Mayor this 1st day of February, 1982.

(s) Kent Crippin, Mayor

ATTEST:

(s) Jinny Oberlander, City Clerk

APPROVED AS TO FORM AND CONTENT:

(s) Larry Winn III
City Attorney

L782 1F

ORDINANCE NO. 721

AN ORDINANCE RELATING TO ACCEPTANCE OF AN EASEMENT FOR STORM DRAINAGE PURPOSES FROM THE TRAVELERS INSURANCE COMPANY.

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

19-698. Section 1. The Governing Body of the City of Leawood, Kansas, does hereby accept a Permanent Drainage Easement from The Travelers Insurance Company, along with the restrictions and reservations as set forth therein, granting the City of Leawood, Kansas, its successors or assigns, easement or right-of-way to enter upon, locate, construct and maintain or to authorize the location, construction and maintenance of sewer mains, over, under, across and along the following described land, located in the County of Johnson, State of Kansas, to-wit:

All that part of the NW 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 55 feet West of the East line, and 55 feet South of the North line of the NW 1/4 of Section 16; thence Southerly, along a line parallel to the East line of the NW 1/4 of said Section 16; a distance of 25.00 feet; thence Westerly, along a line parallel to the North line of the NW 1/4 of said Section 16; a distance of 10.00 feet; thence Northerly, along a line parallel to the East line of the NW 1/4 of said Section 16; a distance of 25.00 feet to a point 55 feet south of the North line and 65 feet West of the East line of the NW 1/4 of said Section 16; thence Easterly along a line parallel to the North line of the NW 1/4 of said Section 16; a distance of 10.00 feet, to the point of beginning, containing 250.0 square feet, more or less.

(111th & Roe)

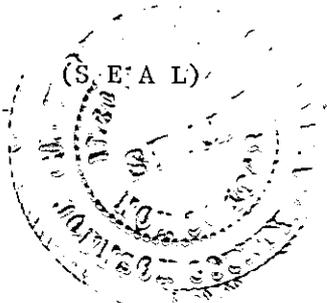
19-699. INCORPORATION BY REFERENCE. Section 2. A copy of said Permanent Drainage Easement is attached to the original of the ordinance and thereby incorporated by reference.

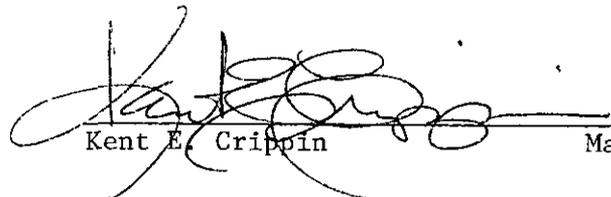
TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 1/18/82 Second Reading: 2/1/82

Passed by the Governing Body this 1st day of February, 1982.

Approved by the Mayor this 1st day of February, 1982.




Kent E. Crippin Mayor

Page 2

ORDINANCE NO. 721

re Acceptance of Permanent Drainage Easement
from The Travelers Insurance Co.



Attest:

J. Oberlander
J. Oberlander, City Clerk

APPROVED FOR FORM AND CONTENT: *Larry Winn III*, City Attorney
Larry Winn III

1354401

PERMANENT DRAINAGE EASEMENT

This agreement made and entered into this 5th day of January, 1982, by and between the Travelers Insurance Company 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 NW 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 55 feet West of the East line, and 55 feet South of the North line of the NW 1/4 of Section 16; thence Southerly, along a line parallel to the East line of the NW 1/4 of said Section 16; a distance of 25.00 feet; thence Westerly, along a line parallel to the North line of the NW 1/4 of said Section 16; a distance of 10.00 feet; thence Northerly, along a line parallel to the East line of the NW 1/4 of said Section 16; a distance of 25.00 feet to a point 55 feet south of the North line and 65 feet west of the East line of the NW 1/4 of said Section 16; thence Easterly along a line parallel to the North line of the NW 1/4 of said Section 16; a distance of 10.00 feet, to the point of beginning, containing 250.0 square feet, more or less.

(111th & Roe)

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 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 } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

1982 FEB 5 AM 9 45 .0
600

RUNE M. SCOTT
REGISTER OF DEEDS
DEP.

The Travelers Insurance Company

By Thomas Montgomery
Thomas Montgomery Vice President

BY R. M. Wymar
(R. M. Wymar) Secretary

600

INDIVIDUAL ACKNOWLEDGMENT

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 _____

CORPORATE ACKNOWLEDGMENT

STATE OF CONNECTICUT)
) SS. HARTFORD
COUNTY OF HARTFORD)

BE IT REMEMBERED, That on this 5th day of January, 19 82, before me, the undersigned, a Notary Public in and for the County and State aforesaid, came J. Thomas Montgomery Vice President of The Travelers

Insurance Company
a corporation duly organized, incorporated and existing under and by virtue of the laws of Connecticut; and R. M. Wyman 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.

Patricia H. Csaszar
Notary Public
(Patricia H. Csaszar)

My Commission Expires: 3-31-84

*Copy of document
9615 file of record
Revised No 66306*

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 week (weeks, days), the first publication thereof being made as aforesaid on the 5th day of February, 19 82, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 5th day of February, 19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 22.16
Additional copies \$



First Published in The
Johnson County Sun, Friday,
February 5, 1982.

ORDINANCE NO. 721
AN ORDINANCE RELAT-
ING TO ACCEPTANCE OF
AN EASEMENT FOR
STORM DRAINAGE PUR-
POSES FROM THE TRAVE-
LERS INSURANCE COM-
PANY.

Be it ordained by the Govern-
ing Body of the City of
Leawood, Kansas:

19-698. Section 1. The Govern-
ing Body of the City of
Leawood, Kansas, does here-
by accept a Permanent
Drainage Easement from The
Travelers Insurance Com-
pany, along with the restric-
tions and reservations as set
forth therein, granting the
City of Leawood, Kansas, its
successors or assigns, ease-
ment or right-of-way to enter
upon, locate, construct and
maintain or to authorize the
location, construction and
maintenance of sewer mains,
over, under, across and along
the following described land,
located in the County of
Johnson, State of Kansas, to-
wit:

All that part of the NW ¼ of
Section 16, Township 13,
Range 25 now in the City of
Leawood, Johnson County,
Kansas, more particularly
described as follows: Beginn-
ing at a point 55 feet West of
the East line, and 55 feet
South of the North line of the
NW ¼ of Section 16; thence
Southerly, along a line
parallel to the East line of the
NW ¼ of said Section 16; a
distance of 25.00 feet; thence
Westerly, along a line parallel
to the North line of the NW ¼
of said Section 16; a distance
of 10.00 feet; thence Northerly,
along a line parallel to the
East line of the NW ¼ of said
Section 16; a distance of 25.00
feet to a point 55 feet south of
the North line and 65 feet
West of the East line of the
NW ¼ of said Section 16;
thence Easterly along a line
parallel to the North line of
the NW ¼ of said Section 16; a
distance of 10.00 feet, to the
point of beginning, containing
250.0 square feet, more or
less.

(111th & Roe)

19-699. INCORPORATION

BY REFERENCE. Section 2.
A copy of said Permanent
Drainage Easement is at-
tached to the original of the
ordinance and thereby incor-
porated by reference.

TAKE EFFECT. Section 3.
This ordinance shall take ef-
fect and be in force from and
after its publication in the of-
ficial City newspaper.

First Reading: 1/18/82

Second Reading: 2/1/82

Passed by the Governing
Body this 1st day of
February, 1982.

Approved by the Mayor this
1st day of February, 1982.

(SEAL)

(s) Kent E. Crippin

Mayor

Attest:

(s) J. Oberlander

City Clerk

APPROVED AS TO FORM
AND CONTENT: (s) Larry
Winn III, City Attorney

(7781 1F)

AN ORDINANCE RELATING TO THE ESTABLISHMENT OF THE LEAWOOD ARTS COUNCIL.

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

28-101. ESTABLISHMENT AND MEMBERSHIP. Section 1. There is hereby established a Leawood Arts Council consisting of eleven members appointed by the Mayor with the consent of the City Council. Membership shall be comprised of one member of the City Council, the Chairman of the Plan Commission, and nine members appointed from the City at large.

For the purposes of this ordinance, the Leawood Arts Council shall hereinafter be referred to as The Council, and the Leawood City Council referred to as The Governing Body.

28-102. MEMBERSHIP TERMS AND QUALIFICATIONS. Section 2. All members of the Council shall be residents of the City and shall serve without compensation. The member of the City Council and the Chairman of the Plan Commission shall be appointed annually and the at-large members shall be appointed for a term of three years. Appointments will be from May to May, three members appointed yearly. Two of the three shall be appointed by the Mayor and one by The Council. Members appointed due to attrition will be by the Council for the unexpired term.

The initial membership shall make the determination as to their individual terms of service in order to establish staggered terms.

The Council shall elect its own chairman who shall serve for a term of one year, and shall elect a vice-chairman who shall serve as chairman in the absence of the chairman.

28-103. MEETINGS. Section 3. Meetings of the Council shall be held at the call of the chairman of The Council and at such other times as The Council may determine. Records of all official actions of The Council shall be filed in the office of the City Clerk. One-half of the membership constitutes a quorum for the transaction of business.

28-104. STATEMENT OF PURPOSE. Section 4.

1. To serve the Leawood community as its aesthetic conscience and to address issues to improve the cultural life of the City;
2. To provide advice and counsel to the Mayor, The Governing Body, committees, and department heads on matters relating to the arts and the aesthetics of all public improvements;
3. To initiate and implement programs and proposals for the encouragement, promotion, and development of cultural activities.

The term "cultural activities" as used herein, shall include the visual and performing arts, and shall include, but not be limited to, creative production of music, drama, dance, creative writing, arts and crafts,

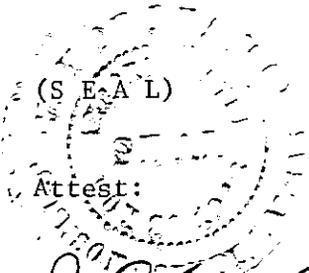
film, photocopying or photography; and works of art to include paintings, mural decorations, stained glass, bas-reliefs, tablets, sculptures, monuments, fountains, arches, or other structures of a permanent or temporary character intended for ornament or commemoration; and the creative presentation of such cultural activities.

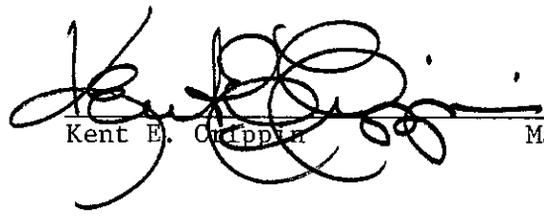
TAKE EFFECT. Section 5. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

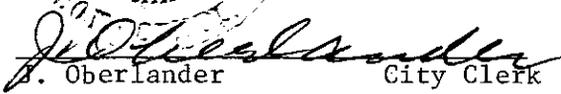
First Reading: 12/7/81 Second Reading: 12/21/81; 1/18/82

Passed by the Governing Body this 18th day of January, 1982.

Approved by the Mayor this 18th day of January, 1982.




Kent E. Crippin Mayor


J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: , City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 27th day of January, 1982, with subsequent publications being made on the following dates:

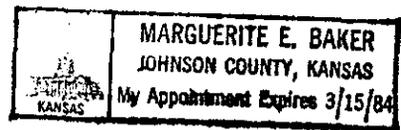
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 27th day of January, 1982.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee: \$ 30.85
Additional copies: \$ _____



First Published in The
Johnson County Sun, Wednes-
day, January 27, 1982.

ORDINANCE NO. 720

**AN ORDINANCE RELAT-
ING TO THE ESTABLISH-
MENT OF THE LEAWOOD
ARTS COUNCIL.**

**Be it ordained by the Govern-
ing Body of the City of
Leawood, Kansas:**

**28-101. ESTABLISHMENT
AND MEMBERSHIP.** Section 1. There is hereby es-
tablished a Leawood Arts
Council consisting of eleven
members appointed by the
Mayor with the consent of the
City Council. Membership
shall be comprised of one
member of the City Council,
the Chairman of the Plan
Commission, and nine
members appointed from the
City at large.

For the purposes of this or-
dinance, the Leawood Arts
Council shall hereinafter be
referred to as The Council,
and the Leawood City Council
referred to as The Governing
Body.

**28-102. MEMBERSHIP TE-
RMS AND QUALIFICA-
TIONS.** Section 2. All
members of the Council shall
be residents of the City and
shall serve without compen-
sation. The member of the
City Council and the
Chairman of the Plan Com-
mission shall be appointed an-
nually and the at-large
members shall be appointed
for a term of three years. Ap-
pointments will be from May
to May, three members ap-
pointed yearly. Two of the
three shall be appointed by
the Mayor and one by The
Council. Members appointed
due to attrition will be by the
Council for the unexpired
term.

The initial membership
shall make the determination
as to their individual terms of
service in order to establish
staggered terms.

The Council shall elect its
own chairman who shall
serve for a term of one year,
and shall elect a vice-
chairman who shall serve as
chairman in the absence of
the chairman.

28-103. MEETINGS. Section 3.
Meetings of the Council shall
be held at the call of the
chairman of The Council and
at such other times as The
Council may determine.
Records of all official actions
of The Council shall be filed in
the office of the City Clerk.
One-half of the membership
constitutes a quorum for the
transaction of business.

**28-104. STATEMENT OF
PURPOSE.** Section 4.

1. To serve the Leawood com-
munity as its aesthetic con-
science and to address issues
to improve the cultural life of
the City;

2. To provide advice and
counsel to the Mayor, The
Governing Body, committees,
and department heads on
matters relating to the arts
and the aesthetics of all
public improvements;

3. To initiate and implement
programs and proposals for
the encouragement, promo-
tion, and development of
cultural activities.

The term "cultural ac-
tivities" as used herein, shall

include the visual and per-
forming arts, and shall in-
clude, but not be limited to,
creative production of music,
drama, dance, creative
writing, arts and crafts, film,
photocopying or
photography; and works of
art to include paintings,
mural decorations, stained
glass, bas-reliefs, tablets,
sculptures, monuments, foun-
tains, arches, or other struc-
tures of a permanent or tem-
porary nature intended for

ornament or commemora-
tion; and the creative presen-
tation of such cultural ac-
tivities.

TAKE EFFECT. Section 5.
This ordinance shall take ef-
fect and be in force from and
after its publication in the of-
ficial City newspaper.

First Reading: 12/7/81 Sec-
ond Reading: 12/21/81;
1/18/82

Passed by the Governing
Body this 18th day of
January, 1982.

Approved by the Mayor this
18th day of January, 1982.

(s) Kent E. Crippin, Mayor

(SEAL)

Attest:

(s) J. Oberlander

City Clerk

APPROVED FOR FORM

AND CONTENT: (s) Larry

Winn III, City Attorney

(7365 1W)

ORDINANCE NO. 719

AN ORDINANCE RELATING TO ACCEPTANCE OF A DEED FOR STREET PURPOSES FROM JOHN W. WARREN.

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

19-533. Section 1. The Governing Body of the City of Leawood, Kansas does hereby accept from John W. Warren a deed for land to be used for street purposes, the legal description of which is as follows:

All of the North 40 feet of the NW 1/4 of the NW 1/4 of the NE 1/4 of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, except the West 335 feet thereof, subject to that portion dedicated for street right-of-way, containing approximately 6,590.4 square feet or 0.151 acres more or less

subject to easements and rights-of-way of record, if any. (Required for College and Roe intersection improvements.)

19-534. Section 2. As a part of its acceptance of said tract, the grantee agrees as follows:

1. Said tract, and all remaining real property owned by John W. Warren adjoining said tract, shall be exempt from any special assessments arising from the construction or improvement of the intersection of College Boulevard and Roe Avenue. Such exemption is granted pursuant to the provisions of K.S.A. 12-692 et seq.
2. The grantor or its successors or assigns shall, in conjunction with the development of the above tract, comply with the grantee's subdivision regulations requiring that a developer shall pay the cost of one-half of a forty-one foot major collector street.

19-535. Section 3. A copy of said deed is attached to the original ordinance and thereby incorporated by reference.

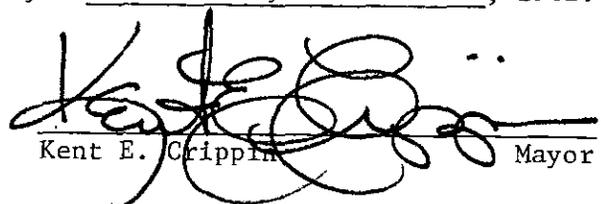
TAKE EFFECT. Section 4. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 12/21/81 Second Reading: 1/4/82; 1/18/82

Passed by the Governing Body this 18th day of January, 1982.

Approved by the Mayor this 18th day of January, 1982.




Kent E. Crippin Mayor

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

5th day of January, 19 82, by and between John W. Warren

and Anna M. Warren

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 Party of the First Part, In consideration of the sum of One Dollar

and no/100 ----- (\$1.00) ----- Dollars to him in hand paid by Party of the Second Part, receipt whereof is hereby acknowledged, by these presents does 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 of the North 40 feet of the NW 1/4 of the NW 1/4 of the NE 1/4 of Section 16, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, except the West 335 feet thereof, subject to that portion dedicated for street right-of-way, containing approximately 6,590.4 square feet or 0.151 acres more or less.

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1982 JAN 19 AM 9 19.7
600

RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

Entered in Transfer Record
19 Day of Jan AD 1982
WALDO J. CLINE
Johnson County Clerk

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 convenient, 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

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 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 hands and seal the day and year first above written.

John W. Warren
John W. Warren
Anna M. Warren
Anna M. Warren

INDIVIDUAL ACKNOWLEDGMENT

STATE OF KANSAS :
COUNTY OF JOHNSON :
SS.

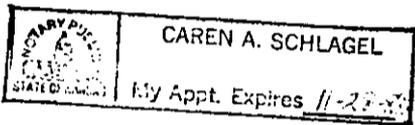
BE IT REMEMBERED, That on the 5th day January, 1982,
before me, the undersigned, a Notary Public in and for said County and State,
came John W. Warren and Anna M. Warren

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.

Caren A. Schlagel
Notary Public
Caren A. Schlagel

My Commission Expires:



LDL 1734 PAGE 454

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 of Lawrence

Page 2

ORDINANCE NO. 719

re Acceptance of deed for street purposes from

John W. Warren (for College & Roe intersection improvements)



Attest:

J. Oberlander
J. Oberlander, City Clerk

APPROVED FOR FORM AND CONTENT:

Larry Winn III, City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first

Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 27th day of January, 1982, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 27th day of January, 1982.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 19.72
Additional copies \$ _____



First Published in The
Johnson County Sun, Wednes-
day, January 27, 1982.

ORDINANCE NO. 719
AN ORDINANCE RELAT-
ING TO ACCEPTANCE OF
A DEED FOR STREET PUR-
POSES FROM JOHN W.
WARREN.

Be it ordained by the Govern-
ing Body of the City of
Leawood, Kansas:

19-533. Section 1. The Govern-
ing Body of the City of
Leawood, Kansas does here-
by accept from John W.
Warren a deed for land to be
used for street purposes, the
legal description of which is
as follows:

All of the North 40 feet of the
NW ¼ of the NW ¼ of the NE
¼ of Section 16, Township 13,
Range 25, now in the City of
Leawood, Johnson County,
Kansas, except the West 335
feet thereof, subject to that
portion dedicated for street
right-of-way, containing approx-
imately 6,590.4 square
feet or 0.151 acres more or
less

subject to easements and
rights-of-way of record, if
any. (Required for College
and Roe intersection im-
provements.)

19-534. Section 2. As a part of
its acceptance of said tract,
the grantee agrees as follows:

1. Said tract, and all remain-
ing real property owned by
John W. Warren adjoining
said tract, shall be exempt
from any special assessments
arising from the construction
or improvement of the in-
tersection of College
Boulevard and Roe Avenue.
Such exemption is granted
pursuant to the provisions of
K.S.A. 12-692 et seq.

2. The grantor or its succes-
sors or assigns shall, in con-
junction with the develop-
ment of the above tract, com-
ply with the grantee's sub-
division regulations requiring
that a developer shall pay the
cost of one-half of a forty-one

foot major collector street.

19-535. Section 3. A copy of
said deed is attached to the
original ordinance and there-
by incorporated by reference.

TAKE EFFECT. Section 4.
This ordinance shall take ef-
fect and be in force from and
after its publication in the of-
ficial City newspaper.

First Reading: 12/21/81 Se-
cond Reading: 1/4/82; 1/18/82
Passed by the Governing
Body this 18th day of
January, 1982.

Approved by the Mayor this
18th day of January, 1982.

(s)Ken E. Crippin,

Mayor

(SEAL)

Attest:

(s)J. Oberlander

City Clerk

APPROVED FOR FORM

AND CONTENT: (s)Larry

Winn III, City Attorney

(7364 1W)

ORDINANCE NO. 718

AN ORDINANCE VACATING A VEST-POCKET PARK IN THE CITY OF LEAWOOD, KANSAS.

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

19-206. Section 1. The City of Leawood does hereby convey the following described properties relative to the vest-pocket park between 91st and 92nd Streets and 91st Terrace and Lee Boulevard in the City of Leawood, Kansas, to the persons indicated:

Lot 716A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to John A. and Lee D. Wilson.

Lot 717A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Larry H. and Karol M. Brockhouse.

Lot 503A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Daniel S. Whitman.

Lot 504A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Ben B. and Margaret W. Jordan.

Lot 505A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Richard F. Spears.

Lot 530A, in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Arthur A. Hassenflu, Jr. and Virginia L. Hassenflu.

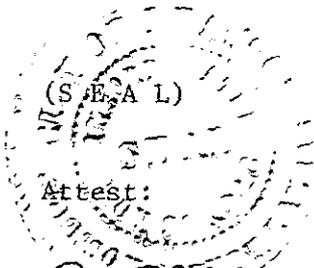
19-207. Section 2. A copy of the deed for each of the foregoing tracts is attached hereto and thereby incorporated by reference.

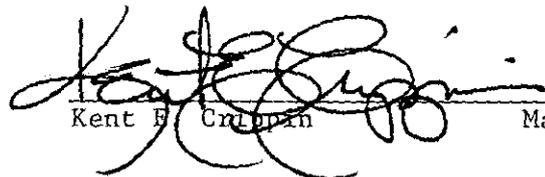
TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

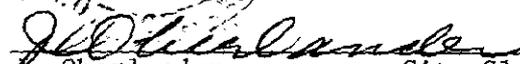
First Reading: 1/4/82 Second Reading: 1/18/82

Passed by the Governing Body this 18th day of January, 1982.

Approved by the Mayor this 18th day of January, 1982.




Kent F. Clapp Mayor


J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: , City Attorney
Larry Wing III

1352952 ✓

Kansas Quit-Claim Deed

CORPORATION

This Indenture, Made this 18th day of January A. D., 1982, between
 THE CITY OF LEAWOOD, KANSAS, a Municipal Corporation,
 a corporation duly organized, incorporated, and existing under and by virtue of the laws of the State
 of Kansas, and having its principal place of business at 9617 Lee Blvd., Leawood
 in the State of Kansas, of the first part, and
 DANIEL S. WHITMAN
 of Johnson County, in the State of Kansas, of the second part,

WITNESSETH, THAT THE SAID PARTY OF THE FIRST PART, in consideration of the sum
 of One Dollars (\$1.00) and other valuable consideration----- DOLLARS,
 to it duly paid, has sold, and by these presents do Remise, Release and Quitclaim
 unto the said party of the second part, his heirs and assigns, forever, all that
 tract or parcel of land situated in the County of Johnson and State of
 Kansas, and described as follows, to-wit:

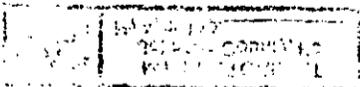
Lot 503A in LEAWOOD, a Subdivision in
 the City of Leawood, Johnson County,
 Kansas.

Entered in Transfer Record
 21 Day of Jan AD 1982
 DONALD J. CURRY
 Johnson County Clerk

STATE OF KANSAS } ss
 COUNTY OF JOHNSON }
 FILED FOR RECORD

1982 JAN 21 PM 1 34 .6

RUBIE H. SCOTT
 REGISTER OF DEEDS
 BY _____ DEP.



with the appurtenances, and all the estate, title, and interest of the said party of the first part therein.

TO HAVE AND TO HOLD, all and singular, the above-described premises, together with the appurtenances, unto the said party of the second part, his heirs and assigns, forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto caused this Deed to be signed on its behalf, by its President, thereunto duly authorized so to do, and to be attested by its Secretary, and has caused its common seal to be hereunto affixed, the day and year last above written.

Attest:
 J. Oberlander, City Clerk

THE CITY OF LEAWOOD, KANSAS
 By Kent E. Crippin, Mayor
 President.

KANSAS CORPORATION ACKNOWLEDGMENT

STATE OF KANSAS }
County of JOHNSON } ss.

BE IT REMEMBERED, That on this 18th day of January A. D. 19 82, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Kent E. Crippin ~~President~~ Mayor of the City of Leawood, Kansas, a municipal corporation ~~and~~ duly organized, incorporated and existing under and by virtue of the laws of Kansas and J. Oberlander, City Clerk ~~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 October 6, 19 85

Myra T. Torbert
Myra T. Torbert Notary Public.



VOL 1734 PAGE 976

Quit-Claim Deed

FROM

TO

Entered in Transfer Record in my office this _____ day of _____ 19__

County Clerk

STATE OF KANSAS, }
County, } ss.

Received for Record on the _____ day of _____ 19__, at _____ o'clock M., and duly Recorded in Book _____ of _____ at Page _____

Register of Deeds.

Fee, \$ _____

Leawood

1352953

Kansas Quit-Claim Deed

CORPORATION

This Indenture, Made this 18th day of January A. D., 19 82, between

THE CITY OF LEAWOOD, KANSAS, a Municipal Corporation

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

of Kansas, and having its principal place of business at 9617 Lee Blvd., Leawood

in the State of Kansas, of the first part, and

BEN B. AND MARGARET W. JORDAN, Husband and Wife, Joint Tenants with rights of survivorship

of Johnson County, in the State of Kansas, of the second part,

WITNESSETH, THAT THE SAID PARTY OF THE FIRST PART, in consideration of the sum

of One Dollar (\$1.00) and other valuable consideration----- DOLLARS,

to it duly paid, has sold, and by these presents do Remise, Release and Quitclaim

unto the said parties of the second part, their heirs and assigns, forever, all that

tract or parcel of land situated in the County of Johnson and State of

Kansas, and described as follows, to-wit:

Lot 504A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas.

Entered in Transfer Record
21 Day of Jan AD 1982
DONALD J. CURRY
Johnson County Clerk

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1982 JAN 21 PM 1 34 .9

RUDIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

with the appurtenances, and all the estate, title, and interest of the said party of the first part therein.

TO HAVE AND TO HOLD, all and singular, the above-described premises, together with the appurtenances, unto the said parties of the second part, their heirs and assigns, forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto caused this Deed to be signed on its behalf, by its President, thereunto duly authorized so to do, and to be attested by its Secretary, and has caused its common seal to be hereunto affixed, the day and year last above written.

THE CITY OF LEAWOOD, KANSAS

By Kent E. Shoppin Mayor President X

Attest: J. Oberlander Secretary X
J. Oberlander, City Clerk

KANSAS CORPORATION ACKNOWLEDGMENT

STATE OF KANSAS
County of JOHNSON } ss.

BE IT REMEMBERED, That on this 18th day of January A. D. 19 82, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Kent E. Crippin, Mayor ~~President~~ of the City of Leawood, Kansas, a Municipal Corporation ~~and~~ duly organized, incorporated and existing under and by virtue of the laws of Kansas and J. Oberlander, City Clerk ~~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 October 6, 19 85

Myra T. Torbert
Myra T. Torbert Notary Public.



VOL 1734 PAGE 978

Quit-Claim Deed

FROM

TO

Entered in Transfer Record in my office this... 19... day of... 19...

County Clerk

STATE OF KANSAS, } ss.
County, }

Received for Record on the... day of... 19..., at... o'clock M., and duly Recorded in Book... of... at Page...

Register of Deeds.

Fee, \$

Leawood

Kansas Quit-Claim Deed

CORPORATION

This Indenture, Made this 18th day of January A. D., 1982, between

THE CITY OF LEAWOOD, KANSAS, a Municipal Corporation

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

of Kansas, and having its principal place of business at 9617 Lee Blvd., Leawood

in the State of Kansas, of the first part, and

ARTHUR A. HASSENFLU, JR. and VIRGINIA L. HASSENFLU, Husband and Wife,
as Joint Tenants with Rights of Survivorship,
of Johnson County, in the State of Kansas, of the second part,

WITNESSETH, THAT THE SAID PARTY OF THE FIRST PART, in consideration of the sum
of One Dollar (\$1.00) and other valuable consideration----- DOLLARS,
to it duly paid, has sold, and by these presents do Remise, Release and Quitclaim
unto the said parties of the second part, their heirs and assigns, forever, all that
tract or parcel of land situated in the County of Johnson and State of
Kansas, and described as follows, to-wit:

Lot 530A, in LEAWOOD, a Subdivision
in the City of Leawood, Johnson
County, Kansas.

Entered in Transfer Record
21 Day of Jan AD 1982
DONALD J. CURRY
Johnson County Clerk

STATE OF KANSAS }
COUNTY OF JOHNSON } ss
FILED FOR RECORD

1982 JAN 21 PM 1 35 .1

RUDIE M. SCOTT
REGISTER OF DEEDS

BY _____ DEP.

with the appurtenances, and all the estate, title, and interest of the said party of the first part-therein.

TO HAVE AND TO HOLD, all and singular, the above-described premises, together with the appurtenances, unto the said parties of the second part, their heirs and assigns, forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto caused this Deed to be signed on its behalf, by its President, thereunto duly authorized so to do, and to be attested by its Secretary, and has caused its common seal to be hereunto affixed, the day and year last above written.

THE CITY OF LEAWOOD, KANSAS

By Kent E. Crippin
Mayor

Attest: J. Oberlander
Secretary
J. Oberlander, City Clerk

KANSAS CORPORATION ACKNOWLEDGMENT

STATE OF KANSAS
County of JOHNSON } ss.

BE IT REMEMBERED, That on this 18th day of January A. D. 1982, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Kent E. Crippin, Mayor ~~President~~ of the City of Leawood, Kansas, a Municipal Corporation ~~XXXXXX~~ duly organized, incorporated and existing under and by virtue of the laws of Kansas and J. Oberlander, City Clerk ~~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 October 6, 1985

Myra T. Torbert
Myra T. Torbert Notary Public.



VOL 1734 PAGE 980

Quit-Claim Deed

FROM

TO

Entered in Transfer Record in my office this _____ day of _____ 19____

County Clerk

STATE OF KANSAS, } ss.
County, }

Received for Record on the _____ day of _____ 19____, at _____ o'clock _____ M., and duly Recorded in Book _____ of _____ at Page _____

Register of Deeds.

Fee, \$ _____

*The City of Leawood
9417 Lee Blvd.
Leawood, Mo 66206*

Kansas Quit-Claim Deed

CORPORATION

This Indenture, Made this 18th day of January A. D., 1982, between

THE CITY OF LEAWOOD, KANSAS, A Municipal Corporation

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

of Kansas, and having its principal place of business at 9617 Lee Blvd., Leawood

in the State of Kansas, of the first part, and

RICHARD F. SPEARS

of Johnson County, in the State of Kansas, of the second part,

WITNESSETH, THAT THE SAID PARTY OF THE FIRST PART, in consideration of the sum

of ONE DOLLAR (\$1.00) and other valuable consideration----- DOLLARS,

to it duly paid, has sold, and by these presents do Remise, Release and Quitclaim

unto the said part y of the second part, his heirs and assigns, forever, all that

tract or parcel of land situated in the County of Johnson and State of

Kansas, and described as follows, to-wit:

Lot 505A, in LEAWOOD, a Subdivision
in the City of Leawood, Johnson
County, Kansas.

Entered in Transfer Record
21 Day of Jan 1982
DONALD J. GRIFFIN
Johnson County Clerk

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD.

1982 JAN 21 PM 1 33 5

RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

with the appurtenances, and all the estate, title, and interest of the said party of the first part therein.

TO HAVE AND TO HOLD, all and singular, the above-described premises, together with the appurtenances, unto the said part Y of the second part, his heirs and assigns, forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto caused this Deed to be signed on its behalf, by its President, thereunto duly authorized so to do, and to be attested by its Secretary, and has caused its common seal to be hereunto affixed, the day and year last above written.

THE CITY OF LEAWOOD, KANSAS

By Kent E. Crippin
Kent E. Crippin
Mayor

Attest:
J. Oberlander Secretary.
J. Oberlander, City Clerk

KANSAS CORPORATION ACKNOWLEDGMENT

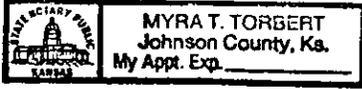
STATE OF KANSAS }
County of JOHNSON } ss.

BE IT REMEMBERED, That on this 18th day of January A. D. 1982, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Kent E. Crippin, Mayor ~~President~~ of the City of Leawood, Kansas, a Municipal corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas and J. Oberlander, City Clerk ~~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 October 6, 1985

Myra T. Torbert
Myra T. Torbert Notary Public.



VOL 1734 PAGE 370

Quit-Claim Deed

FROM

TO

Entered in Transfer Record in my office this _____ day of _____ 19____

County Clerk

STATE OF KANSAS, }
County, } ss.

Received for Record on the _____ day of _____ 19____, at _____ o'clock _____ M., and duly Recorded in Book _____ of _____ at Page _____

Register of Deeds.

Fee, \$ _____

The City of Leawood
9617 Lee Blvd.
Leawood, Ke
66205

1352950

Kansas Quit-Claim Deed

CORPORATION

This Indenture, Made this 18th day of January A. D., 1982, between

THE CITY OF LEAWOOD, KANSAS, a Municipal Corporation

a corporation duly organized, incorporated, and existing under and by virtue of the laws of the State of Kansas, and having its principal place of business at 9617 Lee Blvd., Leawood in the State of Kansas, of the first part, and

JOHN A. AND LEE D. WILSON, Husband and wife, as Joint Tenants with rights of survivorship, of Johnson County, in the State of Kansas, of the second part,

WITNESSETH, THAT THE SAID PARTY OF THE FIRST PART, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration----- DOLLARS, to it duly paid, has sold, and by these presents do Remise, Release and Quitclaim unto the said parties of the second part, their heirs and assigns, forever, all that tract or parcel of land situated in the County of Johnson and State of Kansas, and described as follows, to-wit:

Lot 716A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas.

Entered in Transfer Record
21 Day of Jan AD 1982
DONALD J. CURRY
Johnson County Clerk

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1982 JAN 21 PM 1 33.7

RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

with the appurtenances, and all the estate, title, and interest of the said party of the first part therein.

TO HAVE AND TO HOLD, all and singular, the above-described premises, together with the appurtenances, unto the said parties of the second part, their heirs and assigns, forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto caused this Deed to be signed on its behalf, by its President, thereunto duly authorized so to do, and to be attested by its Secretary, and has caused its common seal to be hereunto affixed, the day and year last above written.

THE CITY OF LEAWOOD, KANSAS

By Kent E. Crippin
Kent E. Crippin
MAYOR

Attest:
J. Oberlander
J. Oberlander, City Clerk

KANSAS CORPORATION ACKNOWLEDGMENT

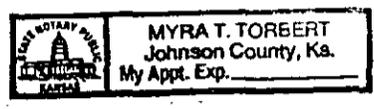
STATE OF KANSAS
County of JOHNSON } ss.

BE IT REMEMBERED, That on this 18th day of January A. D. 19 82, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Kent E. Crippin, Mayor ~~XXXXXX~~ of the City of Leawood, Kansas, a Municipal Corporation a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas and J. Oberlander, City Clerk ~~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 October 6, 19 85

Myra T. Torbert
Myra T. Torbert Notary Public.



VOL 1734 PAGE 972

Quit-Claim Deed

FROM

TO

Entered in Transfer Record in my office this _____ day of _____ 19____

County Clerk

STATE OF KANSAS, } ss.
County, }

Received for Record on the _____ day of _____ 19____, at _____ o'clock _____ M., and duly Recorded in Book _____ of _____ at Page _____

Register of Deeds.

Fee, \$ _____

Leawood.

1352951

Kansas Quit-Claim Deed

CORPORATION

This Indenture, Made this 18th day of January A. D., 1982, between
THE CITY OF LEAWOOD, KANSAS, a Municipal Corporation

a corporation duly organized, incorporated, and existing under and by virtue of the laws of the State
of Kansas, and having its principal place of business at 9617 Lee Blvd., Leawood
in the State of Kansas, of the first part, and

LARRY H. AND KAROL M. BROCKHOUSE, Husband and Wife, as Joint
Tenants with rights of survivorship
of Johnson County, in the State of Kansas, of the second part,

WITNESSETH, THAT THE SAID PARTY OF THE FIRST PART, in consideration of the sum
of One Dollars (\$1.00) and other valuable consideration----- DOLLARS,
to it duly paid, has sold, and by these presents do Remise, Release and Quitclaim
unto the said parties of the second part, their heirs and assigns, forever, all that
tract or parcel of land situated in the County of Johnson and State of
Kansas, and described as follows, to-wit:

Lot 717A in LEAWOOD, a Subdivision
in the City of Leawood, Johnson
County, Kansas.

Entered in Transfer Record
21 Day of Jan AD 1982
DONALD J. CURRY
Johnson County Clerk

STATE OF KANSAS }
COUNTY OF JOHNSON } ss
FILED FOR RECORD

1982 JAN 21 PM 1 34 .0

RUDIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

with the appurtenances, and all the estate, title, and interest of the said party of the first
part therein.

TO HAVE AND TO HOLD, all and singular, the above-described premises, together with the
appurtenances, unto the said parties of the second part, their heirs and assigns, forever.

IN WITNESS WHEREOF, The said party of the first part has hereunto caused this Deed to
be signed on its behalf, by its President, thereunto duly authorized so to do, and to be attested by
its Secretary, and has caused its common seal to be hereunto affixed, the day and year last above
written.

THE CITY OF LEAWOOD, KANSAS

By Kent H. Crispin
Kent H. Crispin
MAYOR

Attest:
J. Oberlander Secretary
J. Oberlander, City Clerk

KANSAS CORPORATION ACKNOWLEDGMENT

STATE OF KANSAS
County of JOHNSON ss.

BE IT REMEMBERED, That on this 18th day of January A. D. 1982, before me the undersigned, a Notary Public in and for the County and State aforesaid, came Kent E. Crippin, Mayor President of the City of Leawood, a Municipal Corporation a corporation duly organized, incorporated and existing under and by virtue of the laws of Kansas and J. Oberlander, City Clerk ~~Secretaries~~ 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 October 6, 1985

Myra T. Torbert
Myra T. Torbert Notary Public.



VOL. 1734 PAGE 974

Quit-Claim Deed

FROM

TO

Entered in Transfer Record in my office this _____ day of _____ 19____

County Clerk

STATE OF KANSAS, }
County, } ss.

Received for Record on the _____ day of _____ 19____, at _____ o'clock M., and duly Recorded in Book _____ of _____ at Page _____

Register of Deeds.

Fee, \$ _____

Handwritten signature

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 27th day of January, 19 82, with subsequent publications being made on the following dates:

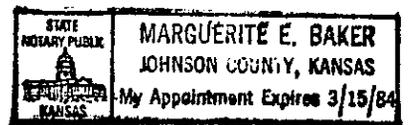
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 27th day of January, 19 82.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 17.82
Additional copies \$ _____



First Published in The Johnson County Sun, Wednesday, January 27, 1982.

ORDINANCE NO. 718

AN ORDINANCE VACATING A VEST-POCKET PARK IN THE CITY OF LEAWOOD, KANSAS.

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

19-206. Section 1. The City of Leawood does hereby convey the following described properties relative to the vest-pocket park between 91st and 92nd Streets and 91st Terrace and Lee Boulevard in the City of Leawood, Kansas, to the persons indicated:

Lot 716A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to John A. and Lee D. Wilson.

Lot 717A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Larry H. and Karol M. Brockhouse.

Lot 503A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Daniel S. Whitman.

Lot 504A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Ben B. and Margaret W. Jordan.

Lot 505A in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Richard F. Spears.

Lot 530A, in LEAWOOD, a Subdivision in the City of Leawood, Johnson County, Kansas; to Arthur A. Hassenflu, Jr. and Virginia L. Hassenflu.

19-207. Section 2. A copy of the deed for each of the foregoing tracts 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: 1/4/82 Second Reading: 1/18/82

Passed by the Governing Body this 18th day of January, 1982.

Approved by the Mayor this 18th day of January, 1982.

(SEAL)

(s) Kent E. Crippin
Mayor

Attest:

(s) J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney

(7363 IW)

ORDINANCE NO. 717

AN ORDINANCE ACCEPTING A PERMANENT SANITARY SEWER EASEMENT REQUIRED FOR THE RENOVATION OF THE LEAWOOD SEWER SYSTEM.

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

19-696. Section 1. The City of Leawood as the Governing Body of the Leawood Sanitary Sewer System does hereby accept Permanent Sanitary Sewer Easement LL 35-P from Russell J. and Loretta K. Pennavaria required for the renovation of the Leawood Sewer System.

19-697. 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: 12/7/81 Second Reading: 12/21/81

Passed by the Governing Body this 21st day of December, 1981.

Approved by the Mayor this 21st day of December, 1981.



Attest:

J. Oberlander
J. Oberlander City Clerk

Kent E. Crippin
Kent E. Crippin Mayor

APPROVED FOR FORM AND CONTENT: Larry Winn III, City Attorney
Larry Winn III

1347500

THIS AGREEMENT, made and entered into this 30th day of October, 1981

between Russell J. and Loretta K. Pennavaria owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One Dollar and other good and valuable consideration DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

Various tracts of land 10 feet in width across a part of Lot 35, LEAWOOD LANES, a platted subdivision of land now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at the Southeasterly lot corner of said Lot 35; thence N 00° 01'00" E (this and all other bearings are referenced to the Leawood Lanes bearing system) along the Easterly lot line thereof, a distance of 53.61 feet to the true point of beginning of said centerline; thence S 39° 40' 17" W, a distance of 35.10 feet to point "A"; thence S 38° 43' 15" W, a distance of 34.00 feet to a point on the Southerly lot line of said Lot 35. . . and also. . . Beginning at said point "A"; thence N 49° 19' 03" W, a distance of 50.40 feet.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers, except as expressly provided for in the Temporary Construction Agreement dated 10/30/81 between the parties herein. IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

Russell J. Pennavaria
Russell J. Pennavaria
Loretta K. Pennavaria
Loretta K. Pennavaria

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 30 day of October, 1981, before me, a notary public in and for said county and state came Russell J. Pennavaria and Loretta K. Pennavaria to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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



STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 NOV 20 AM 10:37.2

Mary E. Ayers
Notary Public Mary E. Ayers
State of KS

My Commission Expires: 3-11-83

REGISTER OF DEEDS
BY _____ DEP.

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 30th day of December, 1981, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 30th day of December, 1981.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 11.73
Additional copies \$



First Published In The
Johnson County Sun, Wednes-
day, December 30, 1981.

ORDINANCE NO. 717

AN ORDINANCE ACCEPT-
ING A PERMANENT SANI-
TARY SEWER EASEMENT
REQUIRED FOR THE RE-
NOVATION OF THE LEA-
WOOD SEWER SYSTEM.

Be it ordained by the Govern-
ing Body of the City of
Leawood, Kansas:

19-696. Section 1. The City of
Leawood as the Governing
Body of the Leawood Sanitary
Sewer System does hereby
accept Permanent Sanitary
Sewer Easement LL 35-P
from Russell J. and Loretta
K. Pennavaria required for
the renovation of the Leawood
Sewer System.

19-697. Section 2. A copy of
said Easement is attached
hereto and thereby incor-
porated by reference.

TAKE EFFECT. Section 3.
This ordinance shall take ef-
fect and be in force from and
after its publication in the of-
ficial City newspaper.

First Reading: 12/7/81

Second Reading: 12/21/81

Passed by the Governing
Body this 21st day of

December, 1981.

Approved by the Mayor this
21st day of December, 1981.

(s) ~~Walter E. Crippen~~ Mayor

(SEAL)

Attest:

(s) J. Oberlander
City Clerk

APPROVED FOR FORM
AND CONTENT: (s) Larry
Winn III, City Attorney

(7161 IW)

ORDINANCE NO. 716.

AN ORDINANCE RELATING TO THE ADOPTION OF PERSONNEL RULES AND REGULATIONS, AND REPEAL OF SECTIONS.

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

REPEAL OF SECTIONS. Section 1. Sections 1-1001 through 1-1001.5 of the Revised Ordinances, as adopted by Ordinance No. 598; Sections 1-1002, 1-1003, 1-1006 through 1-1018, 1-1020 through 1-1025, and 1-1027 through 1-1029.3 of the Revised Ordinances, as adopted by Ordinance No. 470; Sections 1-1004 and 1-1005 of the Revised Ordinances, as adopted by Ordinance No. 574; Sections 1-1019, 1-1019.1, and 1-1026 of the Revised Ordinances, as adopted by Ordinance No. 487; Section 1-1031 of Revised Ordinances, as adopted by Ordinance No. 599; and Sections 1-1036, 1-1037, and 1-1038 of Revised Ordinances, as adopted by Ordinance No. 531, are hereby repealed and the following enacted in lieu thereof:

1-1001. ADOPTION OF PERSONNEL RULES AND REGULATIONS. Section 2. The Governing Body of the City of Leawood, Kansas, does hereby adopt the document known as the "Personnel Rules and Regulations", dated November 16, 1981. *repealed by Ord. 797 1/31/89*

1-1002. INCORPORATION BY REFERENCE. Section 3. A copy of said document is attached to the original ordinance and thereby incorporated by reference.

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: 11/2/81 Second Reading: 11/16/81

Passed by the Governing Body this 16th day of November, 1981.

Approved by the Mayor this 19th day of November, 1981.

(S E A L)

Kent E. Crippin
Kent E. Crippin Mayor

Attest:

J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: *Larry Winn*, City Attorney
Larry Winn 1/1

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Carole J. Burhans, 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 _____, the first publication thereof (weeks, days)

being made as aforesaid on the _____ 25th day of

November, 19 81, with subsequent publications

being made on the following dates:

_____, 19 _____, 19 _____
_____, 19 _____, 19 _____
_____, 19 _____, 19 _____

Carole J. Burhans

Subscribe and sworn to before me this 25th day of November
19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$16.77
Additional copies \$ _____



First Published in The
Johnson County Sun, Wednes-
day, November 25, 1981.

ORDINANCE NO. 716
AN ORDINANCE RELAT-
ING TO THE ADOPTION
OF PERSONNEL RULES
AND REGULATIONS, AND
REPEAL OF SECTIONS.

Be it ordained by the Govern-
ing Body of the City of
Leawood, Kansas:

REPEAL OF SECTIONS.

Section 1. Sections 1-1001
through 1-1001.5 of the
Revised Ordinances, as
adopted by Ordinance No.
598; Sections 1-1002, 1-1003, 1-
1006 through 1-1018, 1-1020
through 1-1025, and 1-1027
through 1-1029.3 of the
Revised Ordinances, as
adopted by Ordinance No.
470; Sections 1-1004 and 1-1005
of the Revised Ordinances, as
adopted by Ordinance No.
574; Sections 1-1019, 1-1019.1,
and 1-1026 of the Revised Or-
dinances, as adopted by Or-
dinance No. 487; Section 1-
1031 of Revised Ordinances,
as adopted by Ordinance No.
599; and Sections 1-1036, 1-
1037, and 1-1038 of Revised Or-
dinances, as adopted by Or-
dinance No. 531, are hereby
repealed and the following
enacted in lieu thereof:

1-1001. **ADOPTION OF PER-**
SONNEL RULES AND RE-
GULATIONS. Section 2. The
Governing Body of the City of
Leawood, Kansas, does here-
by adopt the document known
as the "Personnel Rules and
Regulations", dated
November 16, 1981.

1-1002. **INCORPORATION**
BY REFERENCE. Section 3.
A copy of said document is at-
tached to the original or-
dinance and thereby incor-
porated by reference.

TAKE EFFECT. Section 4.
This ordinance shall take ef-
fect and be in force from and
after its publication in the of-
ficial City newspaper.

First Reading: 11/2/81
Second Reading: 11/16/81
Passed by the Governing
Body this 16th day of
November, 1981.

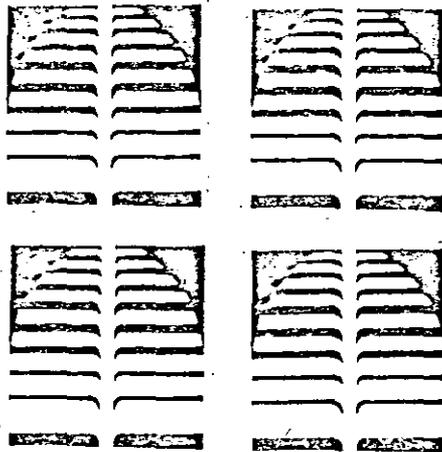
Approved by the Mayor this
19th day of November, 1981.
(s) Kent E. Crippin Mayor
(SEAL)

Attest:
(s) J. Oberlander City Clerk
APPROVED FOR FORM
AND CONTENT: (s) Larry
Winn III, City Attorney
(4193 1W)

*filed copy
Council 10/29/81*

PERSONNEL RULES & REGULATIONS

City of Leawood



APPROVED 11/16/81

SEPTEMBER 1981

CITY OF LEAWOOD
PERSONNEL RULES AND REGULATIONS
SEPTEMBER, 1981

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PERSONNEL RULES AND REGULATIONS

SECTION 1. GENERAL PROVISIONS

1.1 PURPOSE OF RULES

It is the purpose of these rules to set forth the principles and procedures which will be followed by the City of Leawood in the administration of its personnel program. They are intended to establish an efficient, equitable, and functional system of paid personnel administration based on merit principles which govern the appointment, promotion, transfer, layoff, dismissal, discipline, and other related conditions of employment.

1.2 POSITIONS COVERED BY RULES

These rules shall apply to all positions in the classified service in all departments of the city and to such positions in the unclassified service as may be provided herein.

1.3 ADMINISTRATION OF RULES

The City Administrator or his/her designee shall be the Personnel Director and shall be charged with the responsibility for the administration of these rules.

1.4 DEPARTMENTAL REGULATIONS

These rules shall not be construed as limiting in any way the power and authority of any Department Head to make departmental rules and regulations governing the conduct and performance of employees. Departmental rules and regulations shall not conflict with the provisions of these rules or ordinances. Departmental rules shall be approved by the Personnel Director and shall be published and a copy furnished each employee to whom they apply. Such rules and regulations, when approved, published, and distributed as herein provided, shall have the force and affect of rules of that department and disciplinary action may be based upon breach of any such rules and regulations.

1.5 PROHIBITION OF POLITICAL ACTIVITY AND DISCRIMINATION

(a) No person in the classified or unclassified service, or seeking admission thereto, shall be appointed, promoted, demoted, removed, or advanced on any basis or for any reason other than qualification, merit, and fitness for the service or lack thereof.

(b) No person shall use or promise to use, directly or indirectly, any official authority or influence, whether possessed or anticipated, to secure or attempt to secure for any person an appointment or advantage in appointment to a position in the classified service, or an increase in pay or other advantage in employment in any such position, for the purpose of influencing a vote or political action of any person.

1.6 UNLAWFUL ACTS PROHIBITED

(a) No person shall willfully or corruptly make any false statement, certificate, mark, rating, or report in regards to any application for employment, test, certification, or appointment held or made under these rules, or in any manner commit or attempt to commit any fraud preventing the impartial execution of such personnel provisions for the rules and regulations made thereunder.

(b) No persons seeking appointments, promotion or retention in the classified service shall either directly or indirectly give, promise, render, or pay any money, service, or other valuable thing to any person for, or on account of, or in connection with, his test, appointment proposed appointment, promotion or proposed promotion.

(c) No employee shall defeat, deceive, or obstruct any person in his right to examination, eligibility, certification or appointment under these rules, or furnish to any person any special or confidential information for the purpose of affecting the rights or prospects of any person with respect to employment, promotion or retention in the municipal service.

1.7 PERSONNEL COMMITTEE

There is hereby created a Personnel Committee consisting of the City Administrator, the Personnel Director, who shall act as chairman in the absence of the City Administrator, and all department heads. The Personnel Committee shall have jurisdiction over subject matter referred or designated to it by ordinance or administrative regulation. In addition, the Personnel Committee may request further representation as it deems necessary.

SECTION 2. DEFINITION OF TERMS

The following words and phrases shall have the meanings indicated throughout these rules except where the context clearly indicates otherwise.

ALLOCATION

The establishment of a position in a department budget.

ANNIVERSARY DATE

The beginning of the quarter nearest the date of hire, promotion, or demotion shall constitute the employee anniversary date for pay purposes.

APPEAL

Any permanent employee in the classified service who is separated, demoted, or suspended shall have the right of appeal to the Personnel Committee.

APPOINTING AUTHORITY

The officer having the power of appointment and removal of subordinate positions in any office, department, or any person or group of persons having the power by virtue of the City Ordinance, or other lawfully delegated authority to make appointment to positions in the municipal service.

APPOINTMENT

The designation to a position in the classified service of a person on an appropriate eligible list who has qualified for the appointment through an appropriate examination.

ASSEMBLED EXAMINATION

An examination for which applicants are required to appear at a specific place for the purpose of taking a written test.

CERTIFICATION

The act of the Personnel Director in supplying an appointing authority with an appropriate number of names of applicants who are eligible, in accordance with the provisions of the City Ordinance and these rules, or appointment to a position for which certification is required.

CITY ORDINANCES

The Ordinances of the City of Leawood, Kansas, and its subsequent amendments and revisions.

CLASS

One or more positions sufficiently similar in respect to assigned work duties and responsibilities, which justify assignment to the same salary range.

CLASSIFICATION

The original assignment of a position to an appropriate class on the basis of the kind, difficulty, and responsibility of work to be performed.

CLASS SERIES

The arrangement in a sequence of classes that are alike in kind of work and responsibility, but not at the level of assigned work and responsibility.

DEMOTION

The movement of an employee from one position to another position having a lower maximum salary rate because of disciplinary reasons, incapacity to perform the work, inefficiency or unsatisfactory work performance.

DEPARTMENT

Any of the departments in the municipal government, now or as hereafter established under provisions of the city ordinances of the City of Leawood, Kansas.

DEPARTMENT HEAD

The official head of any department.

DIRECTOR

The Personnel Director.

ELIGIBLE

A person whose name is on a current eligible list and who may under these rules be certified for appointment to a position in the classified service.

EMERGENCY

A sudden and unforeseen happening that requires the unscheduled services of an employee to protect the health, welfare, and safety of the community.

GRIEVANCE

A grievance is a disagreement relating to employment and working conditions or relationships between an employee and his supervisor or other employees.

IMMEDIATE FAMILY

Spouse, children, mother, father, sister, brother, mother-in-law, father-in-law, or any blood relative residing on the premises of the employee.

LAYOFF

The separation of an employee from the classified service which has been made necessary by lack of work or funds or other reasons not related to fault, delinquency, or misconduct on the part of the employee.

EMPLOYMENT DATE

Date of official appointment to a position in the municipal service for any period of continuous service.

PERMANENT EMPLOYEE

A regular employee who has successfully completed the probationary period.

POSITION

A group of current duties and responsibilities assigned or delegated by competent authority, requiring the full-time, part-time, or temporary employment of one person.

(a) REGULAR a position included in the adopted annual budget that is neither specified as part-time or temporary employment, nor limited for a period of less than the budget year; also any such position established during a given budget year unless the appointing authority certifies to the Director that such person shall not be continued in the succeeding year's budget.

(b) PART-TIME employment in a permanent position for work on a basis of less than 1820 hours per year which may be of regular or intermittent nature.

(c) TEMPORARY a position comprising duties which occur, terminate and reoccur seasonally, intermittently according to the needs of a department.

POSITION DESCRIPTION

A written statement of the characteristic duties, responsibilities and qualification requirements that distinguish a specific position from other positions.

PROBATIONARY PERIOD

A 12 month working test period during which a newly appointed employee is required to demonstrate his fitness by actual performance of the duties of the position to which he is appointed.

PROMOTION

The movement of any employee, after proper examination and certification, from one position to a position having a higher maximum salary rate.

PROMOTIONAL EXAMINATION

An examination for positions in a particular class, admission to which is limited to permanent employees in the classified service who meet the qualifications set forth in the examination announcement notice.

PROMOTIONAL LIST

The names of persons arranged in descending order of their final ratings on promotional examinations for classes of positions for which they have competed and are qualified for appointment.

RECLASSIFICATION

The official determination by the Personnel Director that a position be assigned to a class different from the one to which it was previously classified.

REGULAR EMPLOYEE

An employee who has been appointed to a permanent position in the classified service in accordance with these rules.

RESIDENT

A person whose principal place of domicile is within the corporate boundaries of the City of Leawood, Kansas.

TRANSFER

The movement of an employee from one department, division, or unit of the municipal government to another, from one position to another position of the same class, or to another class having the same maximum salary range.

UNASSEMBLED EXAMINATION

An examination process which consists of the rating of training and work experience and/or oral interview test.

VACANCY

A duly created position which is not occupied and for which funds have been provided.

SECTION 3. CLASSIFIED AND UNCLASSIFIED SERVICES

3.1 UNCLASSIFIED SERVICE

The unclassified service shall comprise all positions in all departments and offices as specifically cited below:

- (a) All persons filling elective office.
- (b) Members of appointed Boards, Commissions, and Committees.
- (c) Persons engaged under contract to supply expert professional or technical services for a definite period of time.
- (d) Volunteer personnel.
- (e) City Administrator.
- (f) Heads of all departments.

3.2 CLASSIFIED SERVICE

The classified service shall comprise all positions in all departments and offices not specifically included in the unclassified service.

3.3 STATUS AND RIGHTS OF OFFICERS AND EMPLOYEES

Employees who have secured permanent status under previously existing personnel systems of the City of Leawood shall be considered to have attained the status of permanent employees as provided by these rules; those who are serving probationary periods under previously existing systems shall continue in a probationary status until they have successfully completed such periods as defined under preceding systems at which time they shall attain the status of permanent employees.

SECTION 4. CLASSIFICATION PLAN

4.1 THE CLASSIFICATION PLAN

A position classification plan, based upon and graded according to assigned work duties and responsibilities, shall be developed and maintained by the Personnel Director to provide standardization and the proper classification of all positions in the classified service of the city. With the approval of the City Administrator and as adopted by ordinance, new classes may be established, combined or abolished. The position classification plan shall include:

- (a) An outline of classes of positions in the classified service arranged in appropriate salary ranges.
- (b) Position descriptions in such form as prescribed by the Director and approved by the City Administrator.

4.2 PURPOSE OF THE CLASSIFICATION PLAN

- (a) To provide like pay for like work.
- (b) To establish standards for recruiting, testing, and other selection purposes.
- (c) To provide appointing authorities with the means of analyzing work distribution, areas of responsibility, lines of authority, and other relevant relationships between individuals and groups of positions.
- (d) To assist appointing authorities in determining personal service costs and projections for the annual budget requirements.
- (e) To provide a basis for developing standards of work performance.
- (f) To establish lines for promotional opportunity.
- (g) To indicate employee training needs and development potentials.
- (h) To provide the fundamental basis of the compensation program and the other aspects of the personnel program.

4.3 ADMINISTRATION OF THE CLASSIFICATION PLAN

The Director shall conduct position classification studies at such times as he deems it necessary or whenever the duties and responsibilities of existing positions have undergone significant change, or, when he is notified that new positions are to be established or upon request of an appointing authority, department head, or affected employee, if the classification of such position has not been reviewed within the last 12 months. If the Director finds that a substantial change in the organization, the creation or change of positions, or other pertinent conditions make necessary the amendment of an existing class, he may amend the classification plan subject to review by the City Administrator.

4.4 CLASSIFICATION OF POSITIONS

(a) Each position in the classified service shall be classified by the Personnel Committee at the direction of the Director to its appropriate class in accordance with the character, difficulty and responsibility of its designated duties. Positions shall be assigned to a specific class when: (1) the same descriptive title may be used to designate each position in the class; and (2) the same kinds and levels of work, education, experience, knowledge, ability, skill and other qualifications may be required of incumbents; and (3) similar tests of fitness may be used to apply equally under substantially the same general employment conditions.

(b) Compensation or the pay range shall not be a factor in determining the classification of any position or the standing of any incumbent.

(c) In allocating any position to a class, consideration shall be given to the general duties, specific tasks, responsibilities for such position and the relationship thereof to other classes.

(d) It shall be the duty of the Department Head to report to the Director any and all organization and program changes which will significantly alter or affect changes in existing positions or positions proposed to be established. When any Department Head requests establishment of new or additional positions, or a change in allocation of an existing position, he shall address his request to the Director, accompanied by a statement of the work duties and responsibilities of the position, and the current organization chart.

4.5 EFFECT OF CLASSIFICATION CHANGES ON INCUMBENT

(a) Whenever the title of a class is changed without a change in duties and responsibilities, the incumbent shall have the same status in the retitled class as he had in the former class.

(b) When a position is assigned to a class different from the one to which it was previously classified, the pay status of the employee affected will be changed in accordance with the applicable rules and regulations governing transfers, demotions, and promotions in the classified service.

4.6 POSITION DESCRIPTIONS

The City Clerk and the Personnel Director shall maintain a master set of all approved position descriptions. Said position descriptions, as approved by the Director and the City Administrator, shall constitute the official position descriptions of the position classification plan. The Director shall provide each Department Head and appointing authority with a set of the position descriptions for the position classification plan.

(a) NATURE OF DESCRIPTIONS. Position descriptions are descriptive only and not restrictive. They are intended to indicate the kinds of positions that are to be assigned to the respective classes as determined by their duties and responsibilities and shall not be held to exclude those duties and responsibilities which are not specifically mentioned, but are similar as to kind and level.

(b) IMPLIED QUALIFICATIONS. Qualifications commonly required of all incumbents of positions of different classes, such as acceptable physical condition, honesty, sobriety and industry, shall be deemed to be implied as qualification requirements for each class, even though they are not specifically mentioned in the position description.

(c) INTERPRETATION OF POSITION DESCRIPTIONS. The position descriptions are intended to indicate assigned duties, responsibilities, and specific tasks and are not to be construed as declaring what the duties or responsibilities of any position may be or as limiting or modifying the power of any Department Head to assign, direct, and control the work of employees under his supervision.

4.7 USE IN SELECTION PROCESS

The description for any position as interpreted herein, shall constitute the basis for the recruitment and for the test to be included in examination for the position and for the evaluation of qualifications of candidates.

4.8 USE OF POSITION TITLES

The position titles shall be the official title of every position assigned to the classification plan for the purpose of personnel actions and shall be used on all payrolls, budget estimates, and official records. Administrative titles or other working titles authorized by a Department Head may be used to designate any position for purposes of internal administration or in oral or written contacts with the public.

SECTION 5. THE COMPENSATION PLAN

5.1 AUTHORITY TO ESTABLISH SALARIES

The City Council shall have the power to establish salaries of the City Administrator and all other officers and employees under the jurisdiction of the City Administrator.

5.2 THE COMPENSATION PLAN

The compensation plan for the classified service shall include:

- (a) A schedule of standard salary ranges and rates of pay indicating the minimum and maximum rates of pay for each pay range.
- (b) A list of classes of positions by grade, with the minimum and maximum rates of pay shown for each.
- (c) Annual salary administration guidelines.
- (d) Supplements, amendments and/or revisions from time to time, as passed by the City Council.

5.3 STANDARDS FOR DETERMINATION OF PAY RANGES

Pay ranges shall be related directly to the position classification plan for the classified service and shall be determined with due consideration to ranges of pay for other grades, the relative difficulty and responsibility of work in the several grades, the recruiting experience of the city, the availability of employees in particular occupational categories, prevailing rates of pay for similar employment in private and other public jurisdictions in the area, employee turnover, cost-of-living factors, the financial policies and economic considerations of the city. The minimum and maximum rates of pay assigned to several grades shall be those which most nearly reflect these factors.

5.4 AMENDMENT OF THE COMPENSATION PLAN

Prior to preparation of each annual budget, as well as other times, the Director shall make comparative salary studies as he deems necessary concerning factors affecting the level of salaries in the municipal service. On the basis of the information derived from such a wage and salary study, the Director shall recommend to the City Administrator such changes in the pay plan pertinent to the fairness and adequacy of the overall compensation program.

In arriving at such salary recommendations, the Director shall take into consideration the advice and suggestion of Department Heads and appointing officers as to the duties, degree of responsibility and working conditions involved. Recommendations made by the Director for the amendment of the compensation plan for specific grades shall be submitted to the City Council by the City Administrator. When passed by the City Council, these amendments shall become part of the compensation plan and shall become the current official salary schedule applicable to the respective grades as enumerated therein and shall be used by all departments in connection with all payrolls, budget estimates, and official records and reports relating to salaries and wages of positions in the municipal service.

5.5 TOTAL REMUNERATION

(a) Any salary rate established for an employee shall be the total remuneration for the employee, not including reimbursement for official travel or other special allowances as provided herein. Except as otherwise provided in this article, no employee shall receive pay from the city in addition to the salary authorized under the schedules provided in the pay plan for services rendered by him either in the discharge of his ordinary duties or any additional duties which may be imposed upon him or which he may undertake or volunteer to perform.

(b) In any case in which part of the compensation for services in a city position exclusive of all overtime services, is paid by another department, division, or any outside agency such as the county, state, or the federal government, or from a different fund or account, any such payment shall be deducted from the compensation of the employee concerned, to the end that the total compensation paid to any employee from all sources combined for any period, shall not exceed the amount payable at the rate prescribed for the class of position to which the employee is assigned.

5.6 APPLICATION OF THE COMPENSATION PLAN

The compensation plan, containing standard salary ranges for respective grades of positions, shall be applied to all grades in accordance with the following:

(a) RATES. All rates prescribed in the ranges of pay represent the remuneration authorized for full-time employment. Where employment in a position is on a part-time basis, that is, where the week's work is less than the ordinary work week, or where the days worked totaled weekly on a continuing basis consist of less than the ordinary work week total, or where the days worked on a continuing basis consist of less than the ordinary number of working hours of an ordinary working day, such service shall be compensated on the basis of the equivalent hourly rate for full-time employment.

(b) MINIMUM AND MAXIMUM RATES. Under each salary schedule there is set forth a minimum and a maximum salary rate. Except as otherwise provided in these rules, appointment to any permanent position shall be made at the minimum rate and advancement from one salary rate to the next higher rate and to the maximum rate for the grade shall be made on the basis of meritorious service and efficiency.

(c) TEMPORARY EMPLOYMENT. Temporary employees shall be compensated at the hourly rate established in the annual budget and shall be paid for only those hours which they actually work.

5.7 BEGINNING SALARY

The minimum rate of pay for a grade shall normally be paid to any person on his original appointment to a position in the *municipal service*. Original appointment above this rate may be made upon the approval of the Director of Personnel, subject to one or more of the following conditions:

- (a) The applicant must clearly exceed the minimum requirements for the position as set out in the official position description.
- (b) The requisitioning department must provide documented evidence that the position opening has been extensively advertised in local and regional publications and that there is a shortage of qualified persons.
- (c) It must be demonstrated by the requisitioning department that there are no other applicants with equal qualifications.
- (d) When an employee is reemployed, the Director of Personnel may authorize an appointment at a salary in the range for the grade corresponding to that which the employee had been receiving upon the termination of his previous service.

A full reference check must be made by the requisitioning department and fully documented. All documents are to be submitted to the Director of Personnel with the original request.

5.8 SALARY ADVANCEMENTS

Salary advancements will be granted only in accordance with the annual salary administration guidelines.

5.9 PAY RATE ADJUSTMENTS

The following personnel actions as initiated by the Department Head shall affect the pay status of an employee in the manner provided:

- (a) TRANSFER. When an employee is transferred between departments and divisions of the municipal government or between positions within the same maximum salary rate, the salary rate of the employee will remain unchanged.
- (b) PROMOTION. When an employee is promoted from a position in one grade to a position in another grade having a higher maximum salary rate, the salary rate of the promoted employee shall be increased to the new minimum or to 7% above his rate of pay prior to his promotion, whichever is greater. An employee promoted to a classification which is above the next highest grade shall receive an additional 3.5% for each grade beyond the next highest grade. A promoted employee shall not be eligible for a salary increase for a period of one year from the time of promotion.

(c) DEMOTION-INVOLUNTARY. When an employee is involuntarily demoted for disciplinary or other reasons, from a position in one grade to a position in a grade having a lower maximum salary rate, the salary of the employee shall be reduced a minimum of 7 percent, or more if necessary, to be within the pay range established for the class to which the employee is demoted and the employee shall not be eligible for promotion or a salary increase for a period of one year from the time of demotion.

(d) DEMOTION-VOLUNTARY. When an employee is voluntarily demoted from a position in one grade to a position in a grade having a lower pay range, the rate of pay for the employee shall be reduced a minimum of 7 percent.

(e) SALARY REDUCTION. A Department Head may reduce for cause the salary of a regular employee within the employee's assigned pay range. Such a reduction shall not exceed 7 percent of the employee's salary or reduction to the minimum pay for the range, whichever is less.

1. In the case of a permanent employee, notice of intention to effect a reduction in pay and the reasons for such action shall be given to the employee and to the Director not less than 15 calendar days prior to the affected date of salary reduction. Within 5 calendar days of notice of reduction in salary, a permanent employee may appeal in writing to the Personnel Committee for a hearing.

2. In the case of a temporary employee, notice of intention to effect a reduction in pay and reasons for such action shall be given to the employee and to the Director not less than 5 calendar days prior to the effective date of salary reduction. A temporary employee does not have the right to appeal to the Personnel Committee.

5.10 PAY ANNIVERSARY DATES

The effective date of any salary increase or decrease, except for an across the board increase, shall constitute an employee's pay anniversary date.

5.11 TEMPORARY DESIGNATION TO AN ACTING POSITION

Any regular employee who is designated to work temporarily in a regular position in a grade with a higher maximum salary than his own for a minimum of a normal pay period shall be compensated at the minimum rate established for the higher grade when he is performing in the higher grade. In the event, the employee's salary equals or is greater than the minimum salary of the higher grade, a minimum of a 7 percent increase in salary shall be paid for temporary assignment to a higher level position.

The employee who is designated to serve in an acting position and actually serves in a higher level position must be fully qualified to perform and must actually perform the full range of duties of the higher level position in order to be eligible for additional compensation herein provided for.

No employee shall be assigned to a higher level position entitling him to out of grade pay without prior approval of the Personnel Director and the City Administrator.

5.12 OVERTIME/COMPENSATORY TIME

(a) Overtime or arrangements for overtime work, inasmuch as possible, shall be approved in advance by the Department Head. Employees shall be paid for overtime work in excess of his regular work shift at the rate of time and a half of the normal hourly rate for the assigned position classification.

(b) Ordinarily, Department Heads and supervisors, as designated by Department Heads shall not be compensated for overtime work.

(c) Whenever an employee qualified for overtime is held over because of an emergency he shall receive overtime payment at the rate of time and a half for all hours worked in excess of his regular work shift.

(d) An emergency means a sudden and unforeseen happening that in the opinion of the Department Head or authorized supervisor requires the unscheduled services of an employee to protect the health, welfare and safety of the community. Employees shall be required to work overtime when the same is necessary, and disciplinary action may be taken against employees who without good or sufficient reason:

1. Refuse to work overtime.
2. Fail to appear when scheduled to work overtime.
3. Having indicated he or she would work overtime, fail to appear.

(e) Employees who may have been granted compensatory time under previously existing personnel systems of the City of Leawood shall not be compensated for said benefits or be eligible for previously accrued compensatory time.

5.13 CALL BACK TIME

Whenever an employee qualified for overtime is called back on an emergency to work after his regular working hours and after he has left his last work site, the minimum overtime payment shall be two hours of work at the rate of time and a half.

5.14 TRAVEL ALLOWANCES

(a) The City Administrator will review and approve all requests for reimbursable travel for city employees to receive authorization to attend a meeting, seminar, or school that pertains to city business. The employee's Department Head will submit a request to the City Administrator in writing stating the purpose of and location of the meeting, seminar, or school. If the city employee is authorized to attend the meeting, seminar, or school that pertains to city business, expenses such as lodging, meals, parking fees, commercial transportation, telephone and telegraph charges, tips, and other justifiable expenses shall be reimbursed at actual cost and should be appropriated for the purpose of the trip and necessary for the conduct of city business.

(b) All travel expense reports including receipts shall be filed within 30 days of completion of the meeting, seminar, or school or within 30 days of the payment of the advance of the requested funds for the meeting, seminar, or school.

(c) A trip report in writing shall be transmitted to the Department Head within 2 weeks of the end of the meeting, seminar, or school.

(d) When authorized, mileage allowances for trips by personal vehicles will be reimbursed at the rate annually established by the secretary of administration for public officers as provided in K.S.A. 75-3203a.

(e) Employees who use their personal automobile in the performance of official duties, either as incidental to or a normal part of their regular work assignment, shall be reimbursed at the above rate, provided they are not paid a monthly expense allowance for the use of said automobile and provided prior authorization for such use was given by the Department Head.

5.15 PAYROLL CHECK SCHEDULE

Payroll checks are written biweekly and distributed every other Wednesday. If the normal payday falls on a holiday, payroll checks shall be distributed on the workday prior to the holiday.

SECTION 6. APPLICATIONS AND APPLICANTS

6.1 APPLICATION FORM

All applications shall be on forms prescribed by the Director and shall be filed with the appropriate department on or prior to the closing date specified in the announcement. Applications may require information concerning personal characteristics, education, experience, reference and other pertinent information. All applications shall be signed and the truth of the statements contained therein certified by such signature.

6.2 DISQUALIFICATION

The Director may disqualify an applicant or may consult with the appointing authority in taking steps to remove a person already appointed, if the person:

- (a) is physically or mentally unable to perform the duties of the class.
- (b) is addicted to use of narcotics or the habitual use of intoxicating liquors to excess.
- (c) has made false statement of material fact in his application.
- (d) has used or attempted to use political pressure or bribery to secure an advantage in the position.
- (e) has failed to submit his application correctly or within the prescribed time limits.

- (f) has previously been dismissed from a position in service of the City of Leawood for cause.
- (g) has otherwise violated the provision of these rules.

Whenever an application is rejected or an employee is removed from service for any of the above reasons, notification shall be given to the applicant or employee. Applications, when accepted, shall become a part of the personnel file and shall not be returned. Applications which are rejected shall remain on file for one (1) year.

SECTION 7. EXAMINATIONS

7.1 COMPETITIVE EXAMINATIONS

All appointments in the classified service shall be according to merit and fitness to be ascertained so far as practical by competitive examinations. Examination shall be practical and shall relate to the matters which shall test fairly the capacity and fitness of the candidate to discharge efficiently, the duties of the position for which examinations are held. The examinations may be assembled or unassembled and may include oral, physical, or performance tests or any combination of these. The Director may adopt or authorize the use of such other examination procedures as he determines to be appropriate in order to meet the needs of the service while assuring the selection of such employees on the basis of merit and fitness.

7.2 ELIGIBILITY FOR COMPETITIVE EXAMINATIONS

Competitive examinations shall be open to all personnel whose applications shall meet the standards or requirements of the position to be filled. No question in any test shall relate to race, sex, age, national origin, political or religious opinion, affiliation or service. Any applicant who takes an entrance examination for any position and fails to make a passing grade, is eligible to retake the examination again after 60 days.

7.3 RATING OF EXAMINATIONS

Sound measurement techniques and procedures shall be used in rating the results of examinations and determining the relative standings of the competitors. In all examinations, the minimum ratings by which eligibility may be achieved shall be set by the Director. The final examination grade may be based on all factors of the examination including education requirements, experience and other pertinent information. The final earned rating of each competitor shall be determined by computing the earned ratings on each part prior to the date of the examination. All competitors may be required to obtain at least a minimum rating on each or any part of the examination in order to receive a final passing grade or to be allowed to participate in the remaining parts of the examination.

7.4 MEDICAL EXAMINATIONS

The Director may determine by medical examinations whether applicants for any position or employees possess the prescribed standard of health.

The Director may require reexamination of eligibles or employees to determine whether they possess the required physical fitness for assigned duties. The expense of required medical examinations shall be paid by the city.

SECTION 8. ELIGIBLE LIST

8.1 REEMPLOYMENT LIST

A reemployment list composed of those persons having been released from the classified service without prejudice and not of their own volition, but because of a reduction in working force in a department shall be maintained. Those persons with the longest continuous employment in the classified positions shall be placed at the top of the list for consideration for first reemployment rights.

8.2 VACANCIES

Should a vacancy occur in the city service, the Director shall determine the most appropriate method for soliciting applicants for the position.

8.3 RESIDENCY REQUIREMENTS

Individuals shall be recruited from a geographic area as wide as necessary to assure obtaining well qualified candidates. Employment shall not be limited to residents of the city, except those instances where residency is required to conform with city ordinance.

8.4 EMPLOYMENT OF RELATIVES

Persons related to each other by blood or marriage shall not be employed in the same division or department, which would cause them to work under the same supervisor or to cause the possibility of one relative supervising another. If two permanent employees in the same department marry during the period of their employment, one of the employees shall be transferred to another department without loss of pay when a position of equal grade is available and for which employee is qualified.

SECTION 9. APPOINTMENTS

9.1 VACANCIES

All vacancies in the classified service shall be filled by reemployment, promotion, original appointment, transfer or demotion as provided in these rules. When a vacancy in the classified service is to be filled, the Department Head shall submit a requisition for each vacancy to the Director. This requisition shall state the class title and other appropriate information. No appointment to the classified service shall be made without certification and prior authorization.

9.2 APPOINTMENTS

(a) EMERGENCY APPOINTMENTS. In the case of an emergency which could not have been foreseen, such as but not limited to a flood, tornado, or blizzard, which requires immediate employment of one or more persons to prevent serious impairment of the public business an appointing authority may appoint any qualified person during such emergency for a period not to exceed 30 days.

9.3 TRANSFER

A position may be filled by transferring an employee from a position of the same class or similar class with essentially the same basic minimum qualifications and having the maximum salary rate. Interdepartmental transfers must be approved by the requisitioning department and the employee concerned. The relinquishing department may delay the transfer for up to 30 calendar days in order to obtain a replacement.

9.4 APPOINTMENT FORMS

No duly appointed employee may be placed on the payroll until all appointment and other forms have been properly completed and signed by the Director.

SECTION 10. PROBATIONARY PERIOD

10.1 PURPOSE

The probationary period is for employees new to the city service, reemployed by the city and employees affected by an interdepartmental transfer and shall be an integral part of the selection process. The probationary period shall be utilized by the Department Head as an opportunity to observe the new or transferred employee's work, to train and aid the new or transferred employee in adjustment to his position and to reject any employee whose work performance fails to meet the required work standards.

10.2 DURATION

All original appointments shall be tentative and subject to a probationary period of twelve months of actual service. Any interruption of service during the probationary period shall not be counted as part of the probationary period.

10.3 TRANSFER DURING PROBATIONARY PERIOD

An employee who is transferred within a department to another position in the class prior to the completion of his probationary period shall complete that service period in the latter position by adding thereto his service in the former position. Verification of satisfactory employment in the new position by the Department Head will also constitute verification of satisfactory service in the original position.

10.4 RESIGNATION OR DISMISSAL DURING PROBATIONARY PERIOD

During the probationary period, any employee who resigns or is dismissed and who is subsequently reemployed shall commence a new probationary period. At any time during the probationary period, an employee whose performance does not meet the required standards may be dismissed by an appointing authority, provided that he shall report the dismissal and reasons thereof in writing to the Director and the employee concerned.

10.5 NOTIFICATION OF END OF PROBATIONARY PERIOD

At least ten days prior to the expiration of an employee's probationary period and in such manner as the Director may prescribe, the Department Head shall notify the Director in writing whether the services of the employee have been satisfactory and whether the employee will be continued in his position. A copy of this notice shall be given to the employee by the Department Head. Upon receipt by the Director of a favorable report, the appointment of the employee shall be made permanent at the expiration of the probationary period.

10.6 APPEAL RIGHTS OF PROBATIONARY EMPLOYEES

An employee who is rejected or dismissed during the probationary period does not have the right of appeal against such action.

SECTION 11. HOURS OF WORK, LEAVES OF ABSENCE AND OTHER BENEFITS

11.1 HOURS OF WORK

Regular working hours for all full-time employees shall be 40 hours each week, which shall be the standard work week, except as otherwise provided herein, or except as otherwise provided by departmental regulations approved by the City Administrator.

11.2 HOLIDAYS

(a) All regular employees in the classified service and unclassified service of the city shall receive their regular compensation for the following holidays: New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Thanksgiving Day, Friday after Thanksgiving, Christmas, and any other day which shall, by resolution of the City Council be declared to be a holiday.

(b) Employees scheduled to work on a holiday shall be paid at double their normal rate of pay for that holiday.

11.3 ADDITIONAL HOLIDAY

Regular employees may take one additional holiday per fiscal year in addition to regularly scheduled holidays. This is to be a holiday scheduled with the approval of the Department Head and, as much as possible, to meet the requests of the employee to observe a special occasion of his choosing. This holiday may be used for a full work shift and shall not be taken in increments. If not taken in the fiscal year, this holiday is forfeited.

11.4 VACATION LEAVE

(a) AMOUNT. Each full-time or regular employee in the classified service and unclassified service (except for an employee of the Fire Department) shall receive vacation leave credit annually as follows:

1st year of service	Up to 10 working days per year
After 1 full year of service	10 working days per year
After 5 full years of service	15 working days per year
After 10 full years of service	20 working days per year

A regular employee appointed to the classified or unclassified service on or prior to the 15th day of the month shall receive vacation leave credit beginning on the first day of the month; such employee appointed to the municipal service subsequent to the 15th day of the month shall receive vacation leave credit beginning on the first day of the succeeding month.

(b) WHEN TAKEN. No annual leave may be taken by an employee until he has been in the service of the city continuously for a period of six (6) months. Vacation leave must be earned before it can be granted. Each Department Head shall schedule vacation leave with particular regard to the seniority of employees, in accord with operating requirements, and insofar as possible, the requests of employees.

(c) ACCRUAL. Vacation leave shall accrue monthly, prorated according to the number of years of service of the employee. If an employee has accumulated vacation leave in excess of twenty four days at the end of the calendar year, all days in excess of twenty four will be deducted from the employee's record with no compensation being granted an employee.

(d) TERMINAL LEAVE. Any permanent employee leaving the municipal service shall be compensated for vacation credited and unused through the last full calendar month prior to the date of his separation or resignation, provided he has been in the service of the city for at least six full months. If a person is reemployed, his new employment date shall be the basis of computation of vacation leave.

(e) WAIVING VACATION PROHIBITED. As vacation leave is granted to employees for a period of recreation, no employee shall be permitted to waive such leave for the purpose of receiving double pay.

(f) HOLIDAYS OCCURRING DURING VACATION. Any official holiday as set forth in this article which shall occur during an employee's scheduled vacation period shall not be counted as a day of vacation.

11.5 SICK LEAVE

(a) AMOUNT. Each regular employee in the classified and unclassified service (except for employees of the Fire Department) shall accrue sick leave at the rate of one day per each calendar month of actual employment. A regular employee appointed on or prior to the 15th day of the month shall receive sick leave credit beginning on the first day of that month; a regular employee appointed subsequent to the 15th day of the month shall receive sick leave credit on the first day of the succeeding month.

(b) WHEN TAKEN. Sick leave with pay must be earned before it can be granted. Sick leave with pay will be granted for absence from duty because of actual personal illness, noncompensable bodily injury or disease, exposure to contagious disease, to keep a doctor's or dentist's appointment (if the appointment cannot be made before or after normal work hours) or to attend to a member of the employee's immediate family whose illness requires the employee's presence.

When an employee finds it necessary to be absent for any of the reasons specified herein, he shall cause the facts to be reported to his Department Head or Division Head 60 minutes prior to the daily work time for reporting to work if a relief employee is required or if the employee is a member of a work crew. All other employees shall notify their Department Head or Division Head prior to ten o'clock of the first working day of absence. Sick leave shall not be granted unless such report has been made.

An employee must keep his Department Head informed daily of his condition if the absence extends beyond the first day of more than three days duration. An employee may be required to submit a medical certificate for any absence. Failure to fulfill these requirements may result in a denial of sick leave. No refund of vacation time shall be allowed for illness incurred while on vacation leave, unless such illness is certified by a physician and approved by the Director.

(c) ACCRUAL. Sick leave accrual shall be unlimited.

(d) SICK LEAVE AT RETIREMENT. In the case of the employee preparing to qualify for retirement, all accrued sick leave may be added to the employee's total service to compute his total length of service for purposes of determining his retirement date. The employee may depart service to the city on that date whereby his length of full-time service plus his accumulated sick leave totals the necessary length of service required for retirement under whatever retirement program the city might be operating under at the time of retirement. The city will maintain said employee on employment rolls as a full-time full-paid employee during this period.

(e) RECORDING OF SICK LEAVE. All absences on sick leave must be recorded on the payroll time sheet by use of the symbols SL to indicate absence of a full day or shift, or SL followed by a figure to indicate the number of hours of absence on account of sickness. All absences on sick leave in the case of an illness in the employee's family must be recorded in a like manner using the symbols SLF.

11.6 INJURY LEAVE (JOB RELATED INJURY)

(a) ELIGIBILITY. Any employee injured on the job shall be eligible for injury leave with pay for a period of up to six months from the date of injury. Such leave will not be charged against an employee's sick leave or vacation leave.

(b) COMPENSATION. While on injury leave an employee will be paid at a rate equivalent to his regular salary, but in no case shall the total worker's compensation benefits and injury leave pay exceed the employee's normal salary.

(c) EXTENDED INJURY LEAVE. After using the six months of injury leave with pay, an employee shall use his sick leave accrual and, if more leave is required, his vacation leave accrual. Sick leave and vacation leave shall continue to accrue while an employee is on injury or extended injury leave.

(d) SUBSEQUENT TREATMENTS. If, after returning to work, an employee must receive subsequent treatments due to his on-the-job injury, time off required for such treatment shall not be charged to the employee's accumulated sick leave or vacation leave. Such time off must be substantiated by a physician's statement as to the need and duration of said treatments.

(e) NOTIFICATION. To be eligible for injury leave with pay, the employee must notify his Department Head of the injury within twenty-four hours of the time the injury is sustained. Weekend and holiday injury reports must be made on the next regular working day. Notification must be made to the Director with a written statement from a physician authenticating the extent of the injury and the estimated date of return to work.

Prior to returning to work, the employee shall provide his Department Head a written statement for the attending physician certifying that the employee is able to return to the job. This certification shall be forwarded to the Director and made part of the employee's personnel records.

11.7 MILITARY LEAVE

(a) ELIGIBILITY. Regular employees in the classified and unclassified service who have been in the employ of the city for at least one year immediately preceding leaving the service of the city to enter the uniformed service of the United States, drafted into such service or employees subject to compulsory service who voluntarily enlist, shall be granted a military leave of absence without pay to extend for six months beyond the date of termination of act of uniformed service.

(b) RESTORATION. An employee returning from military leave shall be entitled to restoration to his former position, provided he makes application within six months after his release from duty and has not been dishonorably discharged and he is physically and mentally capable of performing the duties of the position involved. In the event that the position he vacated no longer exists at the time he qualified for return to work, such person shall be entitled to be reemployed in another existing position of the same class.

(c) SALARY. An employee returning from military leave shall be reemployed at the prevailing salary range for the position to which he has been restored. He may be eligible for a merit increase upon completion of one year of service which shall include his time between his last merit increase and the date military leave was granted to him.

(d) SENIORITY. Employees granted military leave of absence may count down such service as time spent on the job for computing seniority in the event of a layoff.

(e) DISPOSITION OF VACATION AND SICK LEAVE. A regular employee who leaves the municipal service directly for such military leave, may elect to be paid for any accrued vacation as he may be entitled to if he were actually separating from the city service. His decision shall be noted on the personnel action form affecting the leave. If the employee elects not to be paid for vacation leave, then accrued vacation and sick leave credits shall be reinstated upon return of the employee.

(f) All regular employees who are members of the National Guard or any reserve component of the Armed Forces shall be entitled to leave of absence from their respective duties without loss of time, pay, regular leave, impairment of efficiency rating, or any other right or benefit to which otherwise entitled, on all days on which they are employed with or without pay under the orders or authorization of competent authority on active training duty, duty with troops, field exercises, or instruction for a period not to exceed a total of ten working days in any calendar year.

11.8 JURY DUTY LEAVE

An employee may receive special leave with pay when he is required to serve on a jury and the hours of jury duty conflict with the hours of his city work.

11.9 FUNERAL LEAVE

In the event of a death in the immediate family of an employee, up to 3 working days with pay shall be allowed for personal matters relating to the death. Immediate family includes: spouse, children, mother, father, sister, brother, mother-in-law, father-in-law, or any blood relative residing on the premises of the employee. One day with pay will be allowed for other relatives.

11.10 LEAVE OF ABSENCE WITHOUT PAY

A Department Head, with the approval of the Director, may grant a regular employee leave of absence without pay for a period not to exceed one year. Such leave shall be granted only when it is in the best interest of the city and when it will not cause undue or unnecessary imbalances. No such leave shall be granted primarily in the interest of the employee.

Upon expiration of leave without pay, the employee shall return to work in the position held at the time leave was granted or to any other vacant position of the same class. Failure without good cause of the employee on leave to report promptly when leave has expired shall be considered as a resignation.

11.11 ABSENCE WITHOUT LEAVE

Any unauthorized absence of an employee from duty shall be deemed to be in absence without pay and may be made grounds for disciplinary action by the Department Head. In absence of such disciplinary action, any employee who absents himself for three or more days without authorized leave shall be deemed to have resigned. Such absence may be approved by the Department Head subsequently where extenuating circumstances are found to have existed.

11.12 MATERNITY

Maternity shall be treated as any other nonduty temporary disability covered under the rules pertaining to sick leave and leave of absence without pay.

At any one time during pregnancy an employee is aware that her and/or her unborn child's health is endangered by her job, she shall immediately make this fact known in writing to her Department Head. By the end of the sixth month of pregnancy and at such other times as deemed necessary by the Department Head, pregnant employees shall submit to their Department Head a doctor's statement indicating the employee's physical ability to perform her job. Employees returning to work after childbirth shall submit to their Department Head a doctor's statement indicating the employee's physical ability to return to the job.

11.13 HEALTH AND LIFE INSURANCE

Regular full-time employees in the classified and unclassified service will be enrolled, without cost, in the group life insurance program. Full-time employees and their dependents may enroll in the medical insurance program, the cost of which may be shared between the city and the employee. The effective date of coverage shall be 31 days subsequent to the date of employment. During any authorized leave of absence with pay, the coverage is continued. In the event an employee is authorized leave of absence without pay in excess of 30 calendar days, he must make his own arrangements to pay the insurance premiums during this period.

11.14 RETIREMENT PLAN

Regular full-time employees in the municipal service who qualify for membership will be enrolled as a participating member of the KPERs Retirement Plan as a condition of employment after one (1) full year of service.

11.15 EDUCATIONAL ASSISTANCE

All permanent status employees are encouraged to take advantage of educational and vocational courses, which help improve their performance in their current position and better prepare them for promotion to related and higher level positions in the municipal service. Application requests for educational assistance will be forwarded to the Director, after review by the Department Head, for approval. The proposed course(s) to be taken must show a direct relationship to the employee's work, i.e. to improve the work performance of the present or envisioned future work of the employee for the city. Upon the successful completion of any approved course with a minimum grade of "C" at the undergraduate level of "B" at the graduate level, the city will reimburse an employee for 75 percent of the tuition cost for the approved course. All other expenses incurred in connection with the course are to be borne by the employee and all courses must be scheduled on off-duty hours if reimbursement is to be received from the city. In approving requests for educational assistance the employee may be receiving. The granting of educational assistance benefits are contingent upon availability of funds in the department to which the employee is assigned.

SECTION 12. SEPARATION AND DISCIPLINARY ACTIONS

12.1 RESIGNATIONS

Any employee who is in good standing may resign from the service by presenting

his resignation in writing to the Department Head within a reasonable time prior to the effective date. Such resignations shall be promptly forwarded to the Director. The Director may make such investigation as deemed warranted for the purpose of verifying reasons for each resignation. Such resignation may be withdrawn by the employee at any time prior to the effective date with the approval of the Director and the Department Head.

12.2 CAUSE FOR DISCIPLINARY ACTION

Circumstances which may constitute cause for disciplinary action are listed below, although charges may be based upon cause and complaints other than those listed. The determination of whether or not an employee's actions may be subject to disciplinary action may be based upon the impact of the employee's action on his ability to adequately perform the duties of his position.

- (a) Habitual use of alcoholic beverages to excess or the illegal use of narcotics.
- (b) Adjudication of guilt of a crime when the criminal act:
 - 1. directly affects the employee's ability to perform the duties of his/her position
 - 2. directly relates to the duties and responsibilities of the position.
- (c) The use of intoxicating beverages or intoxication while on duty.
- (d) Use of abusive or improper treatment to a person in custody, provided the act committed was not necessarily or lawfully done in self-defense or to protect the lives of others, or to prevent the escape of a person lawfully in custody.
- (e) Offensive conduct or language towards the public or towards city officers or employees.
- (f) Insubordination.
- (g) Intentional damage or negligence in the care and handling of property.
- (h) Violation of any lawful and reasonable official regulation made or given by his superior, where such violation or failure to obey amounted to an act of insubordination or a serious breach of proper discipline, or resulted, or might reasonably have expected to result, in loss or in injury to the city or to the public.
- (i) Commission of acts or omissions unbecoming and incumbent of the particular office or position held, which render his reprimand, suspension, demotion, or discharge necessary or desirable for the economical or efficient conduct of the business of the city or for the best interest of the municipal government.

(j) Willful violation of any of the provisions of the city ordinances or any administrative regulation of his superior.

(k) Inducing or attempting to induce any officer or employee in the municipal service to commit an illegal act, to act in violation of any lawful and reasonable departmental or official regulation or order, or to participate therein.

(l) Solicitation or receipt from any person of, or participation in any fee, gift, or other valuable thing that is given in the hope or expectation of receiving a favor or better treatment than that accorded other persons.

(m) Use or attempted use of political influence or bribery to secure an advantage in an examination or promotion.

(n) Absence from duty, without leave, contrary to these rules, or failure to report after leave of absence has been expired or after such leave of absence has been disapproved or revoked and cancelled by the proper authority.

(o) Engaging in activities which disrupt or which are intended to hinder or interfere with the regular work activities of a section, division or department, including concerted action with others to not report for duty or to not work at usual capabilities in performance of normal duties.

(p) Theft of city property.

12.3 REPRIMAND

A Department Head may reprimand any employee for cause. Such reprimand shall be in writing and addressed to the employee. A signed copy shall be delivered to the Personnel Department for inclusion in the employee's personnel file except for reprimands for violation of departmental regulations which shall remain within the department's files. Reprimands may not be appealed. However, the employee may file a letter of response to the reprimand which shall be attached to the reprimand in his personnel file. Reprimands shall be deemed inactive 24 months after issuance.

12.4 SUSPENSION

A Department Head may, for cause, suspend an employee without pay for a period or periods not exceeding 30 calendar days in any 12 months, however, no single suspension shall be for more than 15 calendar days. The suspension shall be effective immediately upon notification of a Department Head. Such notice shall include the reasons for and the duration of the suspension. Within 5 calendar days of notice of suspension, any permanent employee who is suspended may appeal in writing to the Personnel Committee for a hearing.

The Department Head shall notify the Director of any permanent employee who is arrested for a felony charge or a serious violation of law and is either imprisoned pending a trial or released on bail or bond pending a trial. The employee's case shall be reviewed by the Personnel Committee. The Personnel Committee, taking into consideration the duties and services of the employee,

shall have the authority to reassign an employee to a less sensitive position or to suspend the employee until such time as a judgment is rendered by the court. If the employee is subsequently convicted, he may be removed from the municipal service. If the suspended employee is found not guilty and is released by court, he may be reinstated in his position.

12.5 DEMOTION

A Department Head may demote an employee for cause. A written statement of the reasons for any such action shall be furnished to the employee and a copy filed with the Director at least 15 calendar days prior to the effective date of the action. No demotion shall be made as a disciplinary action unless the employee to be demoted is eligible for employment in the lower class. Within 5 calendar days after receiving written notice of demotion, any permanent employee may appeal, in writing, to the Personnel Committee for a hearing.

12.6 DISMISSAL

A Department Head may dismiss for cause any permanent employee under his jurisdiction by delivering at least 15 calendar days before the effective date thereof, a written statement of reasons to the employee concerned and to the Director. If the Department Head, because of the reasons for the discharge, desires to make an immediate separation from the service, he may make a suspension without pay pending discharge. By so notifying the Director in writing, such action shall automatically result in permanent separation at the end of the period of suspension. Suspension pending discharge shall not be subject to the limitations provided in other sections of these rules. Within 5 calendar days of the receipt of notification of dismissal, any permanent employee so dismissed shall have the right to appeal, in writing, to the Personnel Committee and shall be granted a hearing as provided for in these rules.

An employee shall have the right to appeal a termination decision of the Personnel Committee by advising the Director in writing within five (5) days of the date of the committee's decision. If written notice of appeal is received within five days, the Governing Body of the City of Leawood shall within thirty (30) days of receipt of the appeal conduct a hearing in reference to the appeal. This hearing shall be in executive session, unless the employee requests a public hearing. At the appeal hearing, the employee shall have the right to appear, in person, to testify on his or her own behalf, to have counsel available, to have witnesses on his or her own behalf and to examine witnesses who would testify on behalf of the City. At the conclusion of the appeal hearing, the Governing Body shall render a decision as to whether the termination of the employee shall be affirmed or whether and under what circumstances the employee shall be reinstated.

12.7 REDUCTION IN FORCE - LAYOFF

A Department Head may separate any employee without *prejudice* because of lack of funds or curtailment of work, after giving notice of at least ten working days to such employee. However, no permanent employee shall be separated from any department while there are provisional, probationary, part-time or temporary employees serving in the same class of positions in that department. Whenever a classified position is abolished or reduction in force becomes necessary, layoffs shall be accomplished in the following manner:

(a) The first employees to be laid off are those who received a rating of below average or unsatisfactory on their last employee's service rating.

(b) The remainder of employees shall be laid off in reverse order of their total service with the city.

(c) The names of all employees who have been laid off shall be assigned to reemployment list. An appointing authority may, with the approval of the Director, appoint an employee who is to be laid off to any existing vacancy in a lower class for which he is qualified.

SECTION 13. APPEALS, GRIEVANCES AND INVESTIGATIONS

13.1 APPEALS

Any permanent employee who is suspended, removed, or reduced in pay shall have the right to appeal this action to the Personnel Committee. An appeal must be filed with the Director within five calendar days after the effective date of such disciplinary action. The appeal must be in writing and set forth the reasons why the disciplinary action is believed to be improper. The Personnel Committee will begin such hearings within five calendar days from receipt of the written request from an employee.

13.2 CLASSIFICATION APPEALS

All appeals pertaining to the classification of an employee shall be made in writing to the Director. The Director may refer such an appeal to the Personnel Committee. The decision of the Director or the Personnel Committee shall be final in all matters of classification and the employee shall have no further right of administrative appeal.

13.3 RETROACTIVE ADJUSTMENT

All adjustments of grievances and appeals processed under the procedures provided in these rules shall be retroactive to the time the grievance or appeal is first submitted in writing by the aggrieved employee to his immediate supervisor.

13.4 GRIEVANCE POLICY

It shall be the policy of the City of Leawood to give individual employees an opportunity to discuss their grievances with their supervisors in order to find mutually satisfactory solutions as rapidly as possible. In the presentation of grievances at any supervisory level, employees are assured of freedom from restraint, interference, discrimination or reprisal.

13.5 GRIEVANCE PROCEDURE

(a) ORAL REPORT. An employee who has a grievance shall first present his grievance to his immediate supervisor.

(b) WRITTEN REPORT. If the oral grievance presentation fails to resolve the grievance, the employee may within three working days submit a written grievance report to his immediate supervisor. Within three working days after receiving such grievance, the immediate supervisor shall furnish the employee with a written reply to the grievance.

(c) APPEAL TO DEPARTMENT HEAD. If the written reply to the grievance is not satisfactory to the employee, he may within ten working days after receiving a reply, submit an appeal in writing to his Department Head. The Department Head shall confer with the aggrieved employee before rendering a decision. Such decision shall be reduced in writing and shall be delivered to the aggrieved employee within ten working days of the date on which the appeal was received by the Department Head.

(d) APPEAL TO THE CITY ADMINISTRATOR. If appeal to the Department Head fails to resolve the grievance, the employee may within five days of receipt of decision on the appeal submit an appeal in writing to the City Administrator. Within ten working days of the receipt of such an appeal, the City Administrator or his representative shall hear matters pertinent to the grievance. The decision of the City Administrator shall be final and no further appeal of the grievance shall be provided to employees. The City Administrator shall forward one copy of the course of action he intends to follow to the employee concerned and to the Department Head.

13.6 CONDUCT OF INVESTIGATIONS

In connection with the review of a grievance, appeal, or for any other purpose necessary to determine the adherence to any provision of these rules, the Director may conduct such investigation involving the production of records or reports by a municipal department which shall be conducted in such manner as to cause the least possible disruption or inconvenience to such department in the conduct of its regular work.

SECTION 14. EMPLOYEE RELATIONS

14.1 HEALTH AND SAFETY

The Director shall make every effort to promote among employees and in the departments maximum standards of safety and good health. The Director may make investigations of working conditions and may make recommendations to the Department Heads concerning suggestions for the correction of harmful conditions which are believed to be preventable or which are not in compliance with established rules, regulations, and requirements. In making investigations and reports on such matters, the Director shall cooperate with and use the services of federal, state, and local agencies concerned with industrial health and safety.

14.2 PERFORMANCE STANDARDS

The Director shall assist Department Heads in developing standards of performance and systems for evaluating and recording work performance in relation to such standards. The standards of performance shall give consideration to the quality and quantity of work done, the manner in which the service is rendered, the conduct of employees, their faithfulness to their duties, and such other work characteristics as will measure fairly the work performance of employees. Such standards of performance and performance evaluations may be used in determining the suitability of probationary employees and the eligibility of salary adjustments, in discovering employees who should be transferred or promoted in rating suitability for promotion, and in developing necessary training activities. Performance evaluation shall be reported in such manner and such times as the Director may require.

14.3 GENERAL TRAINING ACTIVITIES

The Director shall in all ways possible encourage training activities for employees and supervisors to the end that service rendered to the city may be

made more effective and that employees may become at the same time qualified for promotion to higher level positions. If indicated or requested by a Department Head, the Director shall assist the Department Head on any training problem relating to the development of formal or informal training programs for employees.

SECTION 15. PERFORMANCE APPRAISALS

15.1 GENERAL

Performance appraisals shall be prepared for all employees in the classified service, and for all employees in the unclassified service as directed by the City Administrator.

15.2 FREQUENCY OF PERFORMANCE APPRAISALS

Employees shall be appraised regularly on an annual basis. Annual appraisals will coincide with the employee's pay anniversary date. Employees will also be appraised on the following special occasions:

(a) Two weeks prior to the conclusion of the probationary period for initial appointments.

(b) Anytime for unsatisfactory service.

15.3 RESPONSIBILITY FOR PERFORMANCE APPRAISALS

The Director shall have the responsibility for administering the performance appraisal system. Each employee shall be rated by his immediate supervisor, whose rating then will be reviewed by the next higher supervisor when applicable. Copies of the service rating will be transmitted to the Personnel Department with copies retained by the department and the employee affected.

15.4 MERIT INCREASES DEPENDENT UPON PERFORMANCE APPRAISALS

An employee must receive a performance appraisal of at least AVERAGE on his performance appraisal in order to be eligible for promotion or for an annual merit increase (if authorized by the City Council). An employee receiving a rating of UNSATISFACTORY shall be reevaluated after a period of three months. Any employee receiving a rating of UNSATISFACTORY for two consecutive times shall be dismissed by the appointing authority for unsatisfactory service.

SECTION 16. EMPLOYEES CONDUCT

16.1 DISCHARGE OF DUTIES

Employees in the classified service of the city, recognizing that the public interest is their primary concern, shall faithfully discharge their official duties regardless of personal considerations.

16.2 CODE OF CONDUCT

In the discharge of their duties, employees shall adhere to the following code of conduct:

(a) Employees in the service of the city shall give fair and equal treatment to every citizen.

(b) No employee in the service of the city shall grant a special consideration, treatment or advantage to any citizen beyond that which is available to every other citizen.

(c) No employee in the service of the city shall engage in any business or transaction, or have a financial or other personal interest, direct or indirect which is incompatible with the proper discharge of his official duties in the public interest or would tend to impair his independence of judgment or action in the performance of his official duties.

(d) An employee in the service of the city who has a financial or other private interest in any proposed city legislation shall disclose the nature and the extent of such interest.

(e) No employee in the service of the city shall accept any valuable gift, whether in the form of service, loan promise, or any other form from any person which, to his knowledge, is interested, directly or indirectly, in any matter whatsoever, in business dealings with the city.

(f) No employee in the service of the city shall disclose information, the disclosure of which would be detrimental to the city, nor shall he use such information to advance the financial or other private interests of himself or others.

(g) No employee in the service of the city shall engage in or accept private employment or render services for private interest when such employment or service is incompatible with the proper discharge of his official duties.

(h) No employee in the service of the city shall sell or barter anything to the city, or to a contractor to be supplied to the city, or make any contract with the city, or purchase anything from the city other than those things which the city offers generally to the public and then only on the same terms as are offered to the public.

(i) No employee in the service of the city shall continue in such position after becoming a candidate for nomination or election to any city office.

(j) No employee in the service of the city shall solicit any monetary contribution to the campaign funds of any candidate for city office nor shall any employee of the service participate in the campaign of any candidate for city office.

(k) No employee in the service of the city shall, directly or indirectly, solicit, receive or be of any manner concerned in soliciting, obtaining, or receiving any monetary contribution or assistance, financial, or otherwise, for any political purpose whatsoever from any officer or employee of the city.

(l) No employee in the service of the city shall request or permit the use of city owned property for any purpose except the conduct of city business and no such employee shall, directly or indirectly, attempt to obtain any service or benefit from city personnel for the personal affairs of such employee.

16.3 RESPONSIBILITY OF EMPLOYEES

Each employee in the service of the city is responsible for the proper use and protection of city property entrusted to his use. Failure to exercise good judgment for the use and protection of equipment, tools, and vehicles so entrusted may be cause for disciplinary action.

16.4 SUPPLEMENTAL RULES

Each Department Head may supplement the employees code of conduct, as set out in this article, with provisions which would be uniquely particular or applicable only to that department, however, any such additional provisions shall be submitted to the to the Director for approval.

16.5 ENFORCEMENT

Any violation of the provisions of these rules may be cause for removal from the service of the city.

SECTION 17. RECORDS AND REPORTS

17.1 PERSONNEL RECORDS

The Personnel Department shall be the central depository for all such personnel files and records as the Director deems necessary.

17.2 SERVICE REGISTER

The Director shall establish and maintain a service register for all employees in the classified and unclassified service identifying for each the class title, department assignment, salary rate, dates of employment, employment history, and such other data as he deems pertinent.

17.3 REPORTS TO DIRECTOR

Every appointment, transfer, promotion, demotion, dismissal, sick leave, vacation leave, and other temporary or permanent changes in the status of employees in both the classified and unclassified service shall be reported to the Director in writing. The Director is authorized to prescribe the time, manner, form and method of making any written report as may be stipulated in any of these rules.

ORDINANCE NO. 715

AN ORDINANCE RELATING TO WARD BOUNDARY CHANGES WITHIN 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 6-103, 6-105, and 6-106.1 of Revised Ordinances, as adopted by Ordinance No. 507; and Sections 6-104, 6-106, and 6-106.2 of Revised Ordinances, as adopted by Ordinance No. 688, 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 of Leawood; thence south along the eastern limits of the City to the centerline of 95th Street; thence west along the centerline of 95th Street to the centerline of High Drive; thence north along the centerline of High Drive to the north side of the power line easement; thence west along the north side of the power line to the centerline of Lee Boulevard; thence north along the centerline of Lee Boulevard to the southwest corner of Lot 368 of Leawood, a subdivision according to the recorded plat thereof; thence west along the southern boundaries of the park and Lots 360, 359, 358, 357, and 356 of Leawood; thence south to the southeast corner of Lot 932 of Leawood; thence due west in a straight line to the southwest corner of Lot 937 of Leawood; thence due south in a straight line to the centerline of 89th Street; thence west along the centerline of 89th Street to the western limits of the City; thence north along the western limits of the City until the junction of said western limits with the northern limits of the City; thence east along the northern limits of the City 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 south along the eastern limits of the City to the centerline of 97th Street; thence westerly along the centerline of 97th Street to the centerline of Lee Boulevard; thence southerly along the centerline of Lee Boulevard to the centerline of 98th Street; thence westerly along the centerline of 98th Street to the southeast corner of Lot 658 of Leawood Estates, a subdivision according to the recorded plat thereof; thence northerly along the western boundaries of Lots 658, 659, 660, 661, and 662 of Leawood Estates, to the northwest corner of Lot 662, Leawood Estates; thence east to the northeast corner of Lot 662, Leawood Estates; thence due north in a straight line to the centerline of 95th Street; thence west along the centerline of 95th Street to the western limits of the City; thence north along the western limits of the City to the centerline of 89th Street; thence easterly and following the southern boundary of Ward 1 to the point of beginning.

6-105. BOUNDARIES OF WARD 3. Section 4. That territory of the City of Leawood beginning at the centerline of 97th Street at the eastern limits of the City; thence south along the eastern limits of the City to the centerline of I-435; thence west along the centerline of I-435 to the western limits of the City; thence north along the western limits of the City to the northwest

Repealed by Ord. 800, 1/31/84

Repealed by Ord. 12/31/84

corner of Lot 969, Leawood Estates, a subdivision according to the recorded plat thereof; thence due east in a straight line to the northwest corner of Lot 662, Leawood Estates; thence southerly and easterly and following the southern boundary of Ward 2 to the point of beginning.

6-106. BOUNDARIES OF WARD 4. Section 5. That territory of the City of Leawood beginning at the centerline of I-435 at the eastern limits of the City; thence southerly along the eastern limits of the City to the southern limits of the City; thence westerly along the southern limits of the City to the western limits of the City; thence northerly along the western limits of the City to the centerline of I-435; thence easterly along the centerline of I-435 to the point of beginning.

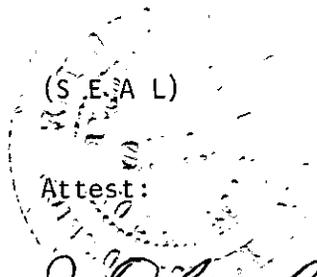
6-107. VALIDITY OF ORDINANCE. Section 6. Should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

TAKE EFFECT. Section 7. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 10/5/81 Second Reading: 10/19/81; 11/2/81

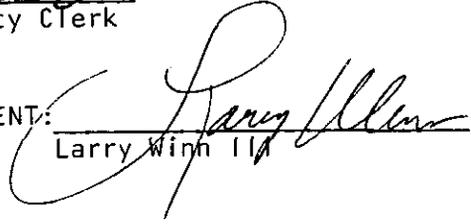
Passed by the Governing Body this 2nd day of November, 1981.

Approved by the Mayor this 2nd day of November, 1981.




Kent E. Crippin Mayor


J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT:  City Attorney
Larry Winn II

Approved by C. C. 5/31/12

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1

consecutive day (weeks, days), the first publication thereof being made

as aforesaid on the 6th day of November

19 81, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 6th day of November

19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 40.64
Additional copies \$ _____



First Published in The Johnson County Sun, Friday, November 6, 1981.

**ORDINANCE NO. 715
AN ORDINANCE RELATING TO WARD BOUNDARY CHANGES WITHIN 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 6-103, 6-105, and 6-106.1 of Revised Ordinances, as adopted by Ordinance No. 507; and Sections 6-104, 6-106, and 6-106.2 of Revised Ordinances, as adopted by Ordinance No. 688, 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 of Leawood; thence south along the eastern limits of the City to the centerline of 95th Street; thence west along the centerline of 95th Street to the centerline of High Drive; thence north along the centerline of High Drive to the north side of the power line easement; thence west along the north side of the power line to the centerline of Lee Boulevard; thence north along the centerline of Lee Boulevard to the southwest corner of Lot 368 of Leawood, a subdivision according to the recorded plat thereof; thence west along the southern boundaries of the park and Lots 360, 359, 358, 357, and 356 of Leawood; thence south to the southeast corner of Lot 932 of Leawood; thence due west in a straight line to the southwest corner of Lot 937 of Leawood; thence due south in a straight line to the centerline of 89th Street; thence west along the centerline of 89th Street to the western limits of the City; thence north along the western limits of the City until the junction of said western limits with the northern limits of the City; thence east along the northern limits of the City 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 south along the eastern limits of the City to the centerline of 97th Street; thence westerly along the centerline of 97th Street to the centerline of Lee Boulevard; thence southerly along the centerline of Lee Boulevard to the centerline of 98th Street; thence westerly along the centerline of 98th Street to the southeast corner of Lot 658 of Leawood Estates, a subdivision according to the recorded plat thereof; thence northerly along the western boundaries of Lots 658, 659, 660, 661, and 662 of Leawood Estates, to the northwest corner of Lot 662, Leawood Estates; thence east to the northeast corner of Lot 662, Leawood Estates; thence due north in a straight line to the centerline of 95th Street; thence west along the centerline of 95th Street to the western limits of the City; thence north along the western limits of the City to the centerline of 89th Street; thence easterly and following the southern boundary of Ward 1 to the point of beginning.

6-105. BOUNDARIES OF WARD 3. Section 4. That territory of the City of Leawood beginning at the centerline of 97th Street at the eastern limits of the City; thence south along the eastern limits of the City to the centerline of I-435; thence west along the centerline of I-435 to the western limits of the City; thence north along the western limits of the City to the northwest corner of Lot 969, Leawood Estates, a subdivision according to the recorded plat thereof; thence due east in a straight line to the northwest corner of Lot 662, Leawood Estates; thence southerly and easterly and following the southern boundary of Ward 2 to the point of beginning.

6-106. BOUNDARIES OF WARD 4. Section 5. That territory of the City of Leawood beginning at the centerline of I-435 at the eastern limits of the City; thence southerly along the eastern limits of the City to the southern limits of the City; thence westerly along the southern limits of the City to the western limits of the City; thence northerly along the western limits of the City to the centerline of I-435; thence easterly along the centerline of I-435 to the point of beginning.

6-107. VALIDITY OF ORDINANCE. Section 6. 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 7. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 10/5/81
Second Reading: 10/19/81;
11/2/81

Passed by the Governing Body this 2nd day of November, 1981.

Approved by the Mayor this 2nd day of November, 1981.

(s) Kent E. Crippin

Mayor

(SEAL)

Attest:

(s) J. Oberlander

City Clerk

APPROVED FOR FORM AND CONTENT: (s) Larry Winn III, City Attorney
(4504 1F)

AN ORDINANCE CHANGING THE NAME OF A CERTAIN STREET WITHIN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the name "Overbrook Road" was originally assigned to the 12300 block of Leawood South; and

WHEREAS, the name "Overbrook Road" was subsequently assigned to a street in the 12300 block of Hunter's Ridge, First Plat; and

WHEREAS, it is felt to be in the best interest of public safety and convenience that such street names not be duplicated;

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

13-201.1. Section 1. The name of the following street within the City of Leawood is hereby changed, to wit:

Overbrook Road adjacent to Lots 13, 14, and 15 of Block 1, and Lot 1 of Block 2, on the First Plat of Hunter's Ridge, a subdivision of land in the City of Leawood, Johnson County, Kansas, is changed to Pembroke Lane

13-201.2. Section 2. The City Clerk shall, upon publication of this ordinance in the official City newspaper, send a certified copy hereof to the Register of Deeds for recording.

The following shall also be advised: County Clerk, County Appraiser, County Treasurer, County Engineer, U.S. Postal Service, Fire Dispatcher's Office, Johnson County Sheriff's Office, Johnson County Emergency Medical Service, and utility companies.

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: 10/5/81 Second Reading: 10/19/81

Passed by the Governing Body this 19th day of October, 1981.

Approved by the Mayor this 19th day of October, 1981.

Kent E. Crippin
Kent E. Crippin Mayor

Attest:
J. Oberlander
J. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: *Larry Winn III*, City Attorney
Larry Winn III

I, J. Oberlander, do hereby certify that I am the duly appointed, qualified and acting City Clerk of the City of Leawood, Kansas, and that the above is a full, true and correct copy of Ordinance No. 714, passed by the Governing Body at an adjourned meeting held October 19, 1981. Said Ordinance was published October 23, 1981 in THE JOHNSON COUNTY SUN.

STATE OF KANSAS } ss
COUNTY OF JOHNSON }
FILED FOR RECORD

J. Oberlander
J. Oberlander
City Clerk
City of Leawood, Kansas
November 4, 1981

1981 NOV 5 PM 12 37 .5

RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

ORDINANCE NO. 714

AN ORDINANCE CHANGING THE NAME OF A CERTAIN STREET WITHIN THE CITY OF LEAWOOD, KANSAS.

WHEREAS, the name "Overbrook Road" was originally assigned to the 12300 block of Leawood South; and

WHEREAS, the name "Overbrook Road" was subsequently assigned to a street in the 12300 block of Hunter's Ridge, First Plat; and

WHEREAS, it is felt to be in the best interest of public safety and convenience that such street names not be duplicated;

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

~~28-101~~ **28-101** Sec. no. changed by '84 Code

~~13-201-1.~~ Section 1. The name of the following street within the City of Leawood is hereby changed, to wit:

Overbrook Road adjacent to Lots 13, 14, and 15 of Block 1, and Lot 1 of Block 2, on the First Plat of Hunter's Ridge, a subdivision of land in the City of Leawood, Johnson County, Kansas, is changed to Pembroke Lane

~~28-102~~ **28-102** Sec. no. changed by '84 Code

~~13-201-2.~~ Section 2. The City Clerk shall, upon publication of this ordinance in the official City newspaper, send a certified copy hereof to the Register of Deeds for recording.

The following shall also be advised: County Clerk, County Appraiser, County Treasurer, County Engineer, U.S. Postal Service, Fire Dispatcher's Office, Johnson County Sheriff's Office, Johnson County Emergency Medical Service, and utility companies.

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: 10/5/81 Second Reading: 10/19/81

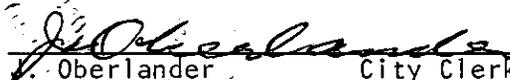
Passed by the Governing Body this 19th day of October, 1981.

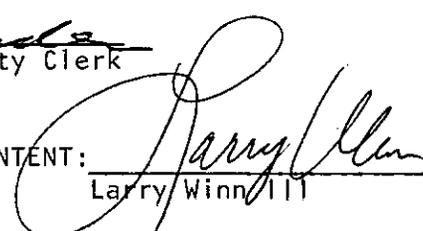
Approved by the Mayor this 19th day of October, 1981.

(S E A L)


Kent E. Crippin Mayor

Attest:


Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: 
Larry Winn City Attorney

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first
Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1

consecutive day (weeks, days), the first publication thereof being made

as aforesaid on the 23rd day of October

19 81, with subsequent publications being made on the following dates:

- _____, 19 _____, 19 _____
- _____, 19 _____, 19 _____
- _____, 19 _____, 19 _____

Cynthia E. Anderson

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

19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 18.03
Additional copies \$ _____



First Published in The
Johnson County Sun, Friday,
October 23, 1981.

ORDINANCE NO. 714
AN ORDINANCE CHANG-
ING THE NAME OF A CER-
TAIN STREET WITHIN THE
CITY OF LEAWOOD,
KANSAS.

WHEREAS, the name
"Overbrook Road" was
originally assigned to the
12300 block of Leawood South;

and
WHEREAS, the name
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in the 12300 block of Hunter's
Ridge, First Plat; and

WHEREAS, it is felt to be in
the best interest of public
safety and convenience that
such street names not be
duplicated;

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

13-201.1. Section 1. The name
of the following street within
the City of Leawood is hereby
changed, to-wit:

Overbrook Road adjacent to
Lots 13, 14, and 15 of Block 1,
and Lot 1 of Block 2, on the
First Plat of Hunter's Ridge,
a subdivision of land in the
City of Leawood, Johnson
County, Kansas, is changed to
Pembroke Lane

13-201.2. Section 2. The City
Clerk shall, upon publication
of this ordinance in the of-
ficial City newspaper, send a
certified copy hereof to the
Register of Deeds for
recording.

The following shall also be
advised: County Clerk,
County Appraiser, County
Treasurer, County Engineer,
U.S. Postal Service, Fire
Dispatcher's Office, Johnson
County Sheriff's Office,
Johnson County Emergency
Medical Service, and utility
companies.

TAKE EFFECT. Section 3.
This ordinance shall take ef-
fect and be in force from and
after its publication in the of-
ficial City newspaper.

First Reading: 10/5/81 Se-
cond Reading: 10/19/81

Passed by the Governing
Body this 19th day of October,
1981.

Approved by the Mayor this
19th day of October, 1981.

(s) Kent E. Crippin, Mayor

(SEAL)

Attest:

(s) J. Oberlander

City Clerk
APPROVED FOR FORM
AND CONSENT: (s) Larry
Winn III, City Attorney

ORDINANCE NO. 713

AN ORDINANCE ACCEPTING PERMANENT SANITARY SEWER EASEMENTS REQUIRED FOR THE RENOVATION OF THE LEAWOOD SEWER SYSTEM.

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

19-694. Section 1. The City of Leawood as the Governing Body of the Leawood Sanitary Sewer System does hereby accept the following Permanent Sanitary Sewer Easements required for the renovation of the Leawood Sewer System:

- No. NP3-P from V. Keith and Angie M. Chader
- No. 52-P from William F. and Rosemary Cuni
- No. 9-P from James J. and Linda Z. Hamilton
- No. NP1-P from Gene and Barbara A. Samuelson
- No. NP2-P from C. Duane Haverty
- No. NP22-P from Sally McKinney

19-695. Section 2. Copies of said Easements are attached hereto and thereby incorporated by reference.

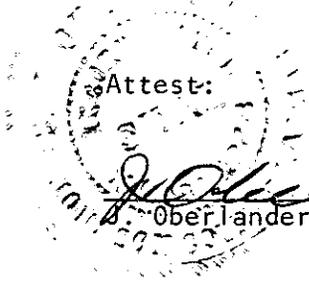
TAKE EFFECT. Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 10/5/81 Second Reading: 10/19/81

Passed by the Governing Body this 19th day of October, 1981.

Approved by the Mayor this 19th day of October, 1981.

(S E A L)



Attest:

J. Oberlander
Oberlander City Clerk

Kent E. Crippin
Kent E. Crippin Mayor

APPROVED FOR FORM AND CONTENT:

Larry Winn III, City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first
Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1
consecutive day (weeks, days), the first publication thereof being made
as aforesaid on the 23rd day of October,
19 81, with subsequent publications being made on the following dates:

_____, 19 _____, 19 _____
_____, 19 _____, 19 _____
_____, 19 _____, 19 _____

Cynthia E. Anderson

Subscribe and sworn to before me this 23rd day of October
19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 14.25
Additional copies \$ _____

STATE NOTARY PUBLIC
MARGUERITE E. BAKER
JOHNSON COUNTY, KANSAS
My Appointment Expires 3/15/84

First Published in The
Johnson County Sun, Friday,
October 23, 1981.

**ORDINANCE NO. 713
AN ORDINANCE AC-
CEPTING PERMANENT
SANITARY SEWER EASE-
MENTS REQUIRED FOR
THE RENOVATION OF THE
LEAWOOD SEWER
SYSTEM.**

**Be it ordained by the Govern-
ing Body of the City of
Leawood, Kansas:**

19-694. Section 1. The City of
Leawood as the Governing
Body of the Leawood Sanitary
Sewer System does hereby
accept the following Perma-
nent Sanitary Sewer Ease-
ments required for the
renovation of the Leawood
Sewer System:

No. NP2-P from V. Kelth and
Angie M. Chader
No. 52-P from William F. and
Rosemary Cuni
NO. 9-P from James J. and
Linda Z. Hamilton
No. NP1-P from Gene and
Barbara A. Samuelson
No. NP2-P from C. Duane
Haverty
No. NP22-P from Sally
McKinney

19-695. Section 2. Copies of
said Easements are attached
hereto and thereby incor-
porated by reference.

TAKE EFFECT. Section 3.
This ordinance shall take ef-
fect and be in force from and
after its publication in the of-
ficial City newspaper.

First Reading: 10/5/81 Se-
cond Reading: 10/19/81
Passed by the Governing
Body this 19th day of October,
1981.

Approved by the Mayor this
19th day of October, 1981.

(s) Kent E. Crippin

Mayor

(SEAL)

Attest:

(s) J. Oberlander

City Clerk

APPROVED FOR FORM

AND CONTENT: (s) Larry

City Attorney

(3951 1F)

THIS AGREEMENT, made and entered into this 14th day of July, 19 81

between Sally McKinney owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One Hundred Five Dollars and no/100

--(\$105.00) ---DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 22, 98TH PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the Northerly right-of-way line of Aberdeen Drive, as now platted, and 7.8 feet Westerly of the most Easterly lot corner thereof, as measured along said Northerly right-of-way line; thence Northerly to a point on the Northeasterly lot line of said Lot 22, and 44.6 feet Northwesterly of the most Easterly lot corner thereof, as measured along said Northeasterly lot line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the City during period of construction, repair or maintenance of the sanitary sewer.

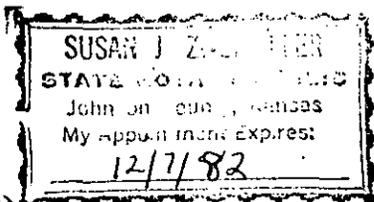
IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

Sally McKinney
Sally McKinney

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 14th day of July, 1981, before me, a notary public in and for said county and state came Sally McKinney to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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



STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 AUG 31 AM 8 43 9

Susan J. Zweriniller
Notary Public
Susan J. Zweriniller

My Commission Expires:

Dec. 7, 1982

RUDOLPH S. SLOTT
REGISTER OF DEEDS

BY DEP.

THIS AGREEMENT, made and entered into this 6th day of August, 19 81

between C. Duane Haverty owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One Hundred Seventy Dollars and no/100-----

---(\$170.00)----- DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 2, 98TH PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the Easterly lot line of said Lot 2, and 155.8 feet Southerly of the Northeast lot corner thereof, as measured along said Easterly lot line; thence Westerly to a point on the Westerly lot line of said Lot 2, and 131.1 feet Southerly of the Northwest lot corner thereof, as measured along said Westerly lot line.

- 1. The drainage ditch will be restored to provide free runoff.
2. All areas disturbed during construction will be graded and resodded with blue grass sod.
3. The bridge across the drainage ditch shall be removed during construction and reset and anchored to resist high water in the ditch during overflow of the ditch.
4. The contractor is obligated for a period of two years from the acceptance of the project by the City to correct any settlement of backfill and resodding the area where settlement occurred.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the City during period of construction, repair or maintenance of the sanitary sewer.

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

[Signature of C. Duane Haverty]
C. Duane Haverty

Messamie Jackson

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 6 day of August, 19 81, before me, a notary public in and for said county and state came C. Duane Haverty to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

STATE OF KANSAS
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 AUG 31 AM 8 43.6

[Signature of Helen H. Cavender]
Notary Public
Helen H. Cavender

My Commission Expires:
HELEN H. CAVENDER
Notary Public - State of Missouri
Commissioned in Jackson County
My Commission Expires January 1, 1982

THIS AGREEMENT, made and entered into this 5th day of August, 1981

between Gene Samuelson & Barbara A. Samuelson
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One Hundred Seventy Dollars and no/100

-----(\$170.00)----- DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 1, 98TH PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the Easterly lot line of said Lot 1, and 131.1 feet Southerly of the Northeast lot corner thereof, as measured along said Easterly lot line; thence Westerly to a point on the Westerly lot line of said Lot 1, and 106.6 feet Southerly of the Northwest lot corner thereof, as measured along said Westerly lot line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the City during period of construction, repair or maintenance of the sanitary sewer.

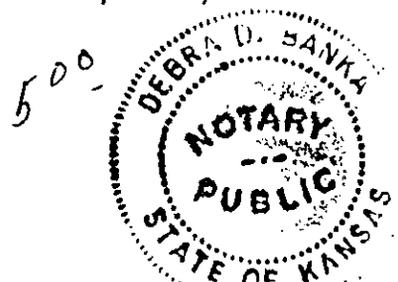
IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

G. R. Samuelson
G. R. Samuelson
Barbara A. Samuelson
Barbara A. Samuelson

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 5th day of August, 1981, before me, a notary public in and for said county and state came Gene Samuelson AKA G.P. Samuelson and BARBARA A. Samuelson to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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



STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 AUG 31 AM 8 43 3

Debra D. Banka
Notary Public
Debra D. Banka

My Commission Expires:

10/30/83

RUSIE H. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

THIS AGREEMENT, made and entered into this 6th day of July, 19 81

between James J. and Linda Z. Hamilton
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, herein-
after known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of Two Thousand Six Hundred and no/100

-----(\$2,600.00)-----DOLLARS, receipt of which is hereby acknowledged, the under-
signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and
release(s) to the Party of the Second Part a permanent construction easement
hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 9, LEAWOOD HERITAGE, a sub-
division of land now in the City of Leawood, Johnson County, Kansas, lying 5 feet
on each side of the following described centerline: Commencing at the Southwesterly
lot corner of said Lot 9; thence N 00° 29' 10" E (this and all other bearings are
referenced to the LEAWOOD HERITAGE bearing system), along the Westerly lot line thereof,
a distance of 232.41 feet to the true point of beginning of said centerline; thence
S 82° 10' 54" E, a distance of 86.99 feet; thence S 41° 33' 14" E, a distance of
78.67 feet to a point on the Westerly right-of-way line of Cherokee, as now platted.

If future maintenance involves the replacement of pipe under the concrete drive after the
two year maintenance period of the construction contract, a new agreement must be mutually
agreed for damages and loss of ingress and egress during the progress of the work.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the
City during period of construction, repair, or maintenance of the sanitary sewer.

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

James J. Hamilton
James J. Hamilton

Linda Ziemer Hamilton
Linda Ziemer Hamilton

Missouri Jackson
STATE OF KANSAS, JOHNSON COUNTY, SS:

Linda Ziemer Hamilton

BE IT REMEMBERED that on this 6 day of July, 19 81, before
me, a notary public in and for said county and state of Kansas, *James J. Hamilton*
to me personally known to be the same persons who executed the
foregoing instrument and duly acknowledged the execution of the same.

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

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 AUG 31 AM 8 43 .1

Nadyne Perry
Notary Public
Nadyne Perry

RUELE M. SCOTT
REGISTER OF DEEDS

My Commission Expires: BY _____ DEP.

506

500

11/21/81 1981

THIS AGREEMENT, made and entered into this 15 day of JULY 19, 81

between William F. and Rosemary Cuni
owners of property herein described, hereinafter known as (Party) (Parties) of the
First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and
existing pursuant to the laws of the State of Kansas, hereinafter known as Party of
the Second Part:

WITNESSETH:

In consideration of the sum of Ninety-six and no/100 (\$96.00)

DOLLARS, receipt of which is hereby acknowledged, the undersigned
(Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to
the Party of the Second Part a permanent construction easement hereinafter more
particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 52, LEAWOOD HERITAGE,
a platted subdivision of land now in the City of Leawood, Johnson County,
Kansas, lying 5 feet on each side of the following described centerline:
Commencing at the most Northerly lot corner of said Lot 52; thence Southerly
along the Easterly right-of-way line of Cherokee, as now platted, a distance
of 44.20 feet to the true point of beginning of said centerline; thence N
62° 13' 23" E (as referenced to the LEAWOOD HERITAGE bearing system), a
distance of 52.51 feet.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the City during
period of construction, repair or maintenance of the sanitary sewer.

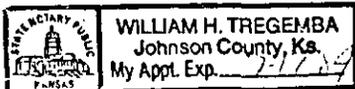
IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal
the day and year first above written.

Rosemary Cuni
Rosemary Cuni
William F. Cuni
William F. Cuni

STATE OF KANSAS, JOHNSON COUNTY, SS:

~~BE IT REMEMBERED~~ that on this 15 day of July, 1981, before
me, a notary public in and for said county and state came Rosemary Cuni &
William F. Cuni to me personally known to be the same persons who executed the
foregoing instrument and duly acknowledged the execution of the same.

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



STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 AUG 31 AM 8 42.7

William H. Tregemba
Notary Public
William H. Tregemba

My Commission Expires:

7-17-84

RUDIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

THIS AGREEMENT, made and entered into this 1st day of SEPT, 1981

between V. Keith Chader and Angie ^{M.} Chader owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of Fifty Dollars and no/100 -----
-----(\$50.00)----- DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (doss) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 3, 98TH PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the Southerly lot line of said Lot 3, and 22.5 feet Easterly of the Southwest lot corner thereof, as measured along said Southerly lot line; thence N 22° 01' 50" W, (as referenced to the 98TH PLACE bearing system) a distance of 14.8 feet; thence Westerly to a point on the Westerly lot line of said Lot 3, and 26.6 feet Northerly of the Southwest lot corner thereof, as measured along said Westerly lot line.

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 SEP 3 PM 12 12.2

⁵⁰⁰
RUBIE M. SCOTT
REGISTER OF DEEDS

BY _____ DEP.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the City during period of construction, repair or maintenance of the sanitary sewer.

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

V. Keith Chader
V. Keith Chader
A. M. Chader
A. M. Chader

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 1st day of September, 1981, before me, a notary public in and for said county and state came V. KEITH CHADER A. M. CHADER to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

RONALD L. ANDERSON
Johnson County, Ka
My Aqpt. Exp. 10/17/82

Ronald L. Anderson
Notary Public
Ronald L. Anderson

My Commission Expires:

10-17-82

Repealed by Ord. #839

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

8-501. LOUDSPEAKERS, SOUND TRUCKS; LICENSE REQUIRED. Section 1. There is hereby levied a license fee upon every person who shall, within the City, conduct, pursue, carry on or operate the calling, trade or occupation of advertising or announcing by means of any loudspeaker, radio or phonograph device, either in or attached to any automobile or other vehicle operated on the streets of said City by which the sound of such advertisement or announcements, either in the form of music, voice or otherwise by any of the means aforesaid, is projected into any public street, for the purpose of calling attention to persons in such public streets or elsewhere the advertisement or announcement projected from or by means of any such device.

8-502. LOUDSPEAKERS, SOUND TRUCKS; LICENSE FEE. Section 2. The license fee levied and provided for under the provisions of the preceding section shall be in the sum of three dollars (\$3) per day for each loudspeaker, radio or phonograph device from which advertisement or announcement is projected, and it shall be unlawful for any person to use any such device within the City and upon the public streets thereof or adjacent to any such public street until such person shall have applied to the City Clerk for such license, and shall pay the license fee provided for herein and shall have received a license from the City Clerk to conduct, pursue, carry on or operate within the City, for the time for which such license fee is paid, such calling, trade or occupation.

8-503. LOUDSPEAKERS, SOUND TRUCKS; PROHIBITED HOURS. Section 3. It shall be unlawful for any person to use or operate any such device as mentioned in Section 8-501, within the City at any time after the hour of nine o'clock (9:00) p.m. and earlier than the hour of eight o'clock (8:00) a.m. in any day, and no license issued under the provisions of this article shall be deemed to permit the use thereof during any of the time when such use is prohibited by the provisions of this section.

8-504. PROHIBITIONS. Section 4. No person shall use the public streets or highways of the City for the sale of services or merchandise except as herein provided. No person shall have any exclusive right to any location in the public streets, nor shall he be permitted a stationary location, nor shall he be permitted to operate in any congested area where his operations might impede or inconvenience the public. For the purpose of this article, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.

8-505. REVOCATION OF LICENSES. Section 5. Licenses may be revoked for the following causes and notice given in the manner as follows:

- a. Licenses issued under the provisions of this article may be revoked by the Governing Body of the City after notice and hearing, for any of the following causes:

ORDINANCE NO. 712

re Commercial use of streets-loudspeakers

1. Fraud, misrepresentation or false statement contained in the application for license;
2. Fraud, misrepresentation or false statement made in the course of carrying on the business;
3. Any violation of this article;
4. Conviction of any crime or misdemeanor involving moral turpitude;
5. Conducting the business in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

b. Notice of the hearing for revocation of a license shall be given in writing.

8-506. VALIDITY OF ORDINANCE. Section 6. Should any section, paragraph, sentence, clause or phrase of Article 5 of this ordinance be declared unconstitutional or invalid for any reason, the remainder shall not be thereby affected.

TAKE EFFECT. Section 7. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 8/3/81 Second Reading: 8/17/81

Passed by the Governing Body this 17th day of August, 1981, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 17th day of August, 1981.



J. Oberlander
City Clerk

Kent E. Crippin
Mayor

APPROVED FOR FORM AND CONTENT: Larry Winn III, City Attorney

Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first
Duly sworn, Deposits and says: That she is Director of Legal Publications 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 1
consecutive day (weeks, days), the first publication thereof being made
as aforesaid on the 21st day of August
19 81, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 21st day of August
19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$34.45
Additional copies \$ _____

STATE NOTARY PUBLIC
MARGUERITE E. BAKER
JOHNSON COUNTY, KANSAS
My Appointment Expires 3/15/84

First Published in The Johnson County Sun, Friday,
August 21, 1981.

ORDINANCE NO. 712

AN ORDINANCE RELATING TO COMMERCIAL USE OF STREETS-LOUDSPEAKERS.

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

8-501. LOUDSPEAKERS, SOUND TRUCKS; LICENSE REQUIRED. Section 1. There is hereby levied a license fee upon every person who shall, within the City, conduct, pursue, carry on or operate the calling, trade or occupation of advertising or announcing by means of any loudspeaker, radio or phonograph device, either in or attached to any automobile or other vehicle operated on the streets of said City by which the sound of such advertisement or announcements, either in the form of music, voice or otherwise by any of the means aforesaid, is projected into any public street, for the purpose of calling attention to persons in such public streets or elsewhere the advertisement or announcement projected from or by means of any such device.

8-502. LOUDSPEAKERS, SOUND TRUCKS; LICENSE FEE. Section 2. The license fee levied and provided for under the provisions of the preceding section shall be in the sum of three dollars (\$3) per day for each loudspeaker, radio or phonograph device from which advertisement or announcement is projected, and it shall be unlawful for any person to use any such device within the City and upon the public streets thereof or adjacent to any such public street until such person shall have applied to the City Clerk for such license, and shall pay the license fee provided for herein and shall have received a license from the City Clerk to conduct, pursue, carry on or operate within the City, for the time for which such license fee is paid, such calling, trade or occupation.

8-503. LOUDSPEAKERS, SOUND TRUCKS; PROHIBITED HOURS. Section 3. It shall be unlawful for any person to use or operate any such device as mentioned in Section 8-501, within the City at any time after the hour of nine o'clock (9:00) p.m. and earlier than the hour of eight o'clock (8:00) a.m. in any day, and no license issued under the provisions of this article shall be deemed to permit the use thereof during any of the time when such use is prohibited by the provisions of this section.

8-504. PROHIBITIONS. Section 4. No person shall use the public streets or highways of the City for the sale of services or merchandise except as herein provided. No person shall have any exclusive right to any location in the public streets, nor shall he be permitted a stationary location, nor shall he be permitted to operate in any congested area where his operations might impede or inconvenience the public. For the purpose of this article, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.

8-505. REVOCATION OF LICENSES. Section 5. Licenses may be revoked for the following causes and notice given in the manner as follows:

- a. Licenses issued under the provisions of this article may be revoked by the Governing Body of the City after notice and hearing, for any of the following causes:
 1. Fraud, misrepresentation or false statement contained in the application for license;
 2. Fraud, misrepresentation or false statement made in the course of carrying on the business;
 3. Any violation of this article;
 4. Conviction of any crime or misdemeanor involving moral turpitude;
 5. Conducting the business in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.
- b. Notice of the hearing for revocation of a license shall be given in writing.

8-506. VALIDITY OF ORDINANCE. Section 6. Should any section, paragraph, sentence, clause or phrase of Article 5 of this ordinance be declared unconstitutional or invalid for any reason, the remainder shall not be thereby affected.

TAKE EFFECT. Section 7. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

First Reading: 8/3/81 Second Reading: 8/17/81

Passed by the Governing Body this 17th day of August, 1981, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 17th day of August, 1981.

(S E A L)

Kent E. Grubbs Mayor

Attest:

D. Oberlander City Clerk

APPROVED FOR FORM AND CONTENT: /s/ Larry Winn III City Attorney
Larry Winn III (5042 1F)

ORDINANCE NO. 711

AN ORDINANCE AUTHORIZING THE CONDEMNATION OF CERTAIN TEMPORARY AND PERMANENT SANITARY SEWER EASEMENTS.

WHEREAS, the City of Leawood, Kansas, operates as the governing authority of the Leawood Sanitary Sewer System; and

WHEREAS, the City of Leawood has entered into certain contracts for the construction of supplemental sewer facilities within the James Branch portion of the Leawood Sanitary Sewer System; and

WHEREAS, the Governing Body has determined that certain temporary and permanent sanitary sewer easements are required in order to properly construct and complete said sanitary sewer project, said easements being specifically described on Exhibit A attached to this ordinance; and

WHEREAS, pursuant to K. S. A. 26-501 et sequi, the Governing Body has the power to acquire real property or interest in real property by the exercise of the power of eminent domain in the manner described in Article 5, Chapter 26 of Kansas Statutes Annotated; and

WHEREAS, the Governing Body has previously determined the acquisition of said easement to be necessary and in the best interest of the City of Leawood and has authorized the preparation of a survey and description of said easement, all in accordance with K. S. A. 26-201; and

WHEREAS, the Governing Body has determined that the acquisition of the easement described herein by exercise of its power of eminent domain is necessary for the purposes mentioned above; and

WHEREAS, THE City of Overland Park has agreed to cooperate with the City of Leawood in the acquisition of said easements, although a part of the Leawood Sanitary Sewer System is physically located within the incorporated limits of the City of Overland Park;

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

19-693 Section 1. That the Governing Body of the City of Leawood, Kansas authorize and direct its administrative staff and attorneys for the City of Leawood, the law firm of Bennett, Lytle, Wetzler, Winn and Martin, to proceed in the manner authorized by law to acquire the subject easement by exercise of the power of eminent domain; and to take all reasonable and necessary action to accomplish that purpose.

TAKE EFFECT. Section 2. 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 3rd day of August, 1981, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 3rd day of August, 1981.


Kent E. Crippie, Mayor

Attest:

G. Oberlander, City Clerk

Approved for Form and Content:


Larry Winn III, City Attorney

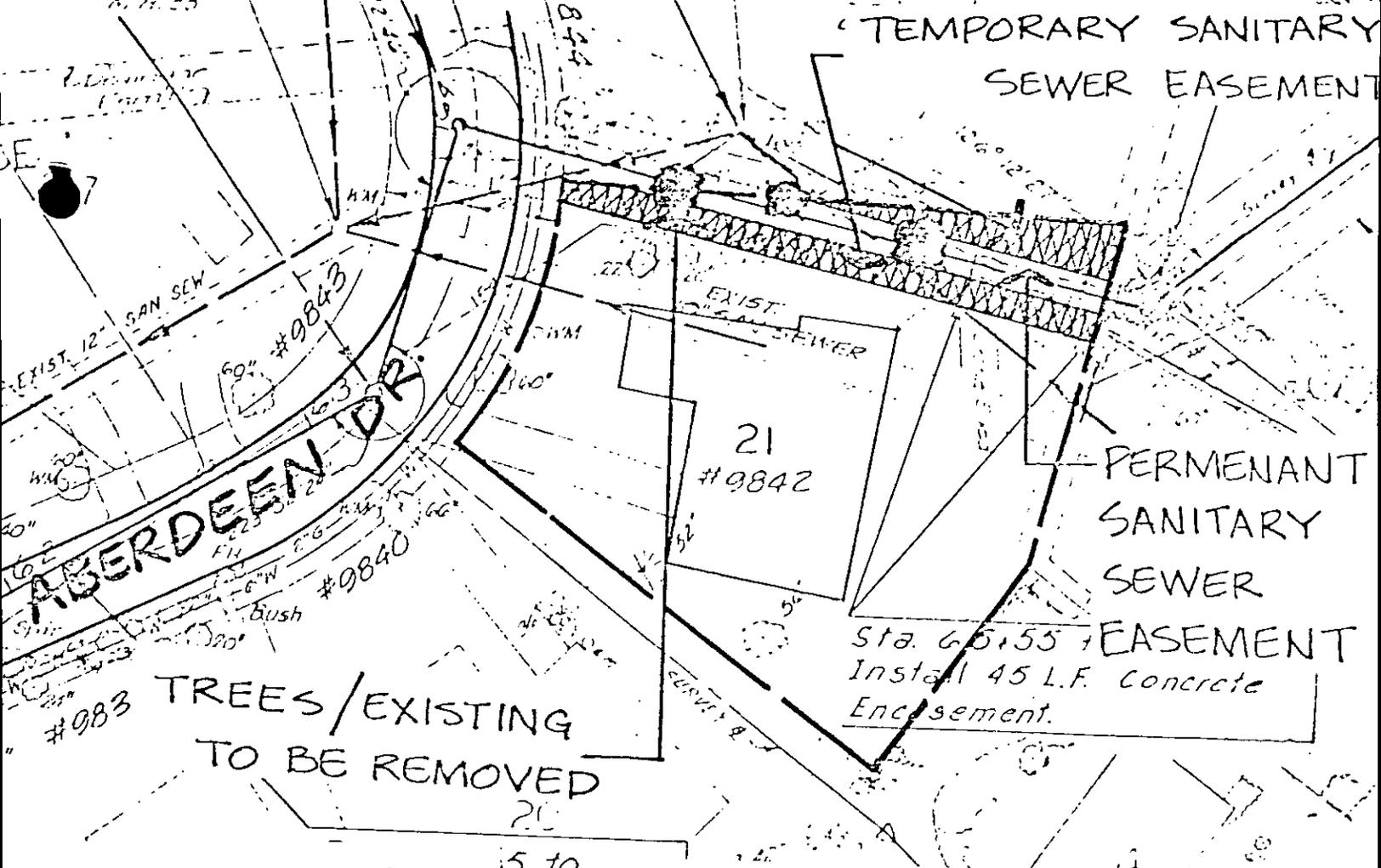


EXHIBIT "A"

OWNERS:

MR. & MRS. RAYMONE M. FIETL

AS OF 8-4-81

20TH PLACE

PERMANENT SANITARY SEWER EASEMENT

A tract of land 10 feet in width across a part of Lot 21, 98th PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a point on the Southwesterly lot line of said Lot 21, and 44.6 feet Northwesterly of the most Southerly lot corner thereof, as measured along said Southwesterly lot line; thence Northerly to a point on the Northwesterly lot line of said Lot 21, and 22.5 feet Easterly of the most Westerly lot corner thereof, as measured along said Northwesterly lot line. Containing 1130 S.F. more or less.

TEMPORARY CONSTRUCTION EASEMENT

That part of Lot 21, 98TH PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying West of the following described base line: Beginning at a point on the Northerly right-of-way line of Aberdeen Drive, as now platted, and 3.0 feet Easterly of the Southwest lot corner of said Lot 21 as measured along said right-of-way line; thence Northerly to a point on the Northwesterly lot line of said Lot 21, and 35.0 feet Easterly of the most Westerly lot corner thereof as measured along said Northwesterly lot line. Containing 1938 S.F. more or less.

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 7th day of August, 19 81, with subsequent publications being made on the following dates:

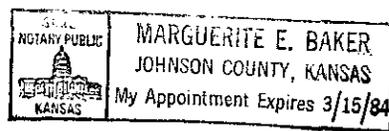
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 7th day of August, 19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: ~~3-15-84~~
Printer's fee \$ 37.78
Additional copies \$



First Published In The
Johnson County Sun, Friday,
August 7, 1981

ORDINANCE NO. 711

AN ORDINANCE AUTHORIZING THE CONDEMNATION OF CERTAIN TEMPORARY AND PERMANENT SANITARY SEWER EASEMENTS.

WHEREAS, the City of Leawood, Kansas, operates as the governing authority of the Leawood Sanitary Sewer System; and

WHEREAS, the City of Leawood has entered into certain contracts for the construction of supplemental sewer facilities within the James Branch portion of the Leawood Sanitary Sewer System; and

WHEREAS, the Governing Body has determined that certain temporary and permanent sanitary sewer easements are required in order to properly construct and complete said sanitary sewer project, said easements being specifically described on Exhibit A attached to this ordinance; and

WHEREAS, pursuant to K. S. A. 26-501 et sequi, the Governing Body has the power to acquire real property or interest in real property by the exercise of the power of eminent domain in the manner described in Article 5, Chapter 26 of Kansas Statutes Annotated; and

WHEREAS, the Governing Body has previously determined the acquisition of said easement to be necessary and in the best interest of the City of Leawood and has authorized the preparation of a survey and description of said easement, all in accordance with K. S. A. 26-201; and

WHEREAS, the Governing Body has determined that the acquisition of the easement described herein by exercise of its power of eminent domain is necessary for the purposes mentioned above; and

WHEREAS, THE City of Overland Park has agreed to cooperate with the City of Leawood in the acquisition of said easements, although a part of the Leawood Sanitary Sewer System is physically located within the incorporated limits of the City of Overland Park;

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

19-693 Section 1. That the Governing Body of the City of Leawood, Kansas authorize and direct its administrative staff and attorneys for the City of Leawood, the law firm of Bennett, Lytle, Wetzler, Winn and Martin, to proceed in the manner authorized by law to acquire the subject easement by exercise of the power of eminent domain; and to take all reasonable and necessary action to accomplish that purpose.

TAKE EFFECT. Section 2. 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 3rd day of August, 1981, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 3rd day of August, 1981.

(s) Kent E. Crippin,
Mayor

Attest:
(s) J. Oberlander,
City Clerk

Approved for Form and Content:

(s) Larry Winn, III,
City Attorney

EXHIBIT A

PERMANENT SANITARY SEWER EASEMENT

A tract of land 10 feet in width across a part of Lot 21, 98th PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Beginning at a

point on the Southwesterly lot line of said Lot 21, and 44.6 feet Northwesterly of the most Southerly lot corner thereof, as measured along said Southwesterly lot line; thence Northerly to a point on the Northwesterly lot line of said Lot 21, and 22.5 feet Easterly of the most Westerly lot corner thereof, as measured along said Northwesterly lot line. Containing 1130 S.F. more or less.

TEMPORARY CONSTRUCTION EASEMENT

That part of Lot 21, 98th PLACE, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying West of the following described base line: Beginning at a point on the Northerly right-of-way line of Aberdeen Drive, as now platted, and 3.0 feet Easterly of the Southwest lot corner of said Lot 21 as measured along said right-of-way line; thence Northerly to a point on the Northwesterly lot line of said Lot 21, and 35.0 feet Easterly of the most Westerly lot corner thereof as measured along said Northwesterly lot line. Containing 1938 S.F. more or less. (1497-1F)

ORDINANCE NO. 710

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE CODIFICATION OF THE GENERAL ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, AND THE PUBLICATION OF SUCH CODIFICATION IN PERMANENTLY BOUND OR LOOSE-LEAF BOOK FORM.

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

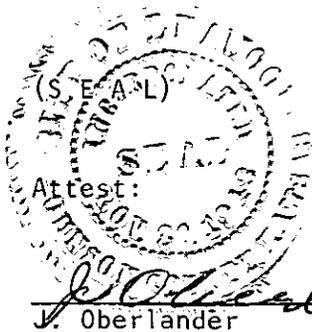
1-313. Section 1. That a codification of the general ordinances of the City of Leawood, Kansas, including supplements thereto, as authorized by K.S.A. 12-3014 and 12-3015, is hereby ordered, authorized and provided for, the preparation of which shall be done by the League of Kansas Municipalities as provided by contract. When completed, the codification shall be adopted by ordinance and published together with the adopting ordinance in a loose-leaf book form. Not less than fifty (50) copies shall be published. Such codification shall be entitled, "Code of the City of Leawood, Kansas", of the year in which the work is completed and ready for publication. The said code shall be duly certified by the City Clerk. One copy of the code shall be filed in the office of the City Clerk and shall be designated as and shall constitute the official ordinance book.

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

First Reading: 7/20/81 Second Reading: 8/3/81

Passed by the Governing Body this 3rd day of August, 1981.

Approved by the Mayor this 3rd day of August, 1981.




Kent E. Crippin Mayor

APPROVED FOR FORM AND CONTENT: , City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 7th day of August, 19 81, with subsequent publications being made on the following dates:

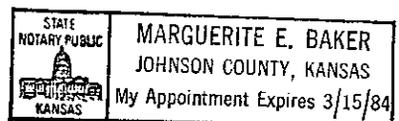
_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 7th day of August, 1981.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 16.77
Additional copies \$ _____



First Published In The
Johnson County Sun, Friday,
August 7, 1981.

ORDINANCE NO. 710
AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE CODIFICATION OF THE GENERAL ORDINANCES OF THE CITY OF LEAWOOD, KANSAS, AND THE PUBLICATION OF SUCH CODIFICATION IN PERMANENTLY BOUND OR LOOSE-LEAF BOOK FORM.

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

1-313. Section 1. That a codification of the general ordinances of the City of Leawood, Kansas, including supplements thereto, as authorized by K.S.A. 12-3014 and 12-3015, is hereby ordered, authorized and provided for, the preparation of which shall be done by the League of Kansas Municipalities as provided by contract. When completed, the codification shall be adopted by ordinance and published together with the adopting ordinance in a loose-leaf book form. Not less than fifty (50) copies shall be published. Such codification shall be entitled, "Code of the City of Leawood, Kansas", of the year in which the work is completed and ready for publication. The said code shall be duly certified by the City Clerk. One copy of the code shall be filed in the office of the City Clerk and shall be designated as and shall constitute the official ordinance book.

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

First Reading: 7/20/81
Second Reading: 8/3/81
Passed by the Governing Body this 3rd day of August, 1981.

Approved by the Mayor this 3rd day of August, 1981.

(s) Kent E. Crippin
Mayor

(SEAL)
Attest:
(s) J. Oberlander
City Clerk

APPROVED FOR FORM AND CONTENT
(s) Larry Winn, III,
City Attorney

(1496-1F)

Repealed by Ord. #839

ORDINANCE NO. 709

CODE OF 1984

Effective 12/21/84

AN ORDINANCE AMENDING THE BOCA BASIC PROPERTY MAINTENANCE CODE/1981.

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

5-804. ADDITIONS, DELETIONS, AND CHANGES. Section 1. The following section of the Boca Basic Property Maintenance Code/1981 is hereby revised as follows:

ARTICLE 1. ADMINISTRATION AND ENFORCEMENT.

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 chairman, 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."

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: 7/20/81 Second Reading: 7/20/81

Passed by the Governing Body this 20th day of July, 1981, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 22nd day of July, 1981.



J. Oberlander City Clerk

Kent E. Crippin Mayor

APPROVED FOR FORM AND CONTENT: Larry Wing III, City Attorney

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive 1 day (weeks, days), the first publication thereof being made as aforesaid on the 29th day of July, 19 81, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 29th day of July, 19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$25.79
Additional copies \$



First Published In The Johnson County Sun, Wednesday, July 29, 1981.

ORDINANCE NO. 709

AN ORDINANCE AMENDING THE BOCA BASIC PROPERTY MAINTENANCE CODE/1981.

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

5-804. ADDITIONS, DELETIONS, AND CHANGES. Section 1. The following section of the Boca Basic Property Maintenance Code/1981 is hereby revised as follows:

ARTICLE I. ADMINISTRATION AND ENFORCEMENT.

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 chairman, 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."

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: 7/20/81 Second Reading: 7/20/81

Passed by the Governing Body this 20th day of July, 1981, the Council having deemed this to be an emergency matter.

Approved by the Mayor this 22nd day of July, 1981.

(S E A L)

Attest:

J. Oberlander
City Clerk

Kent E. Cripps
Mayor

APPROVED FOR FORM AND CONTENT: /s/ Larry Winn III, City Attorney
Larry Winn III (9140 IW)

ORDINANCE NO. 708

AN ORDINANCE ACCEPTING PERMANENT SANITARY SEWER EASEMENTS REQUIRED FOR THE RENOVATION OF THE LEAWOOD SEWER SYSTEM.

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

19-691. Section 1. The City of Leawood does hereby accept the following Permanent Sanitary Sewer Easements required for the renovation of the Leawood Sewer System:

- No. KBJ-P, from Kroh Brothers Development Co.
- No. LDKS-P- & No. LDKSJ-P, from the City of Leawood, Kansas
- No. 3-P, from Randall O'Shea
- No. RV11-P, from W.L. and Jean M. Mathiesen
- No. RV22-P, from Philip W. Carey
- No. HO-P, from Richard E. and Marilyn R. Howell
- No. NP30-P, from Claire Hirsch
- No. KF-P, from K & F Development Company
- No. H-P, from Hallmark Farm Associates
- No. NP30A-P, from Marjorie Lichty
- No. LG5-P, from Harry S. and Sara D. Weiner
- No. 1-P, from Doin A. and Roberta A. Mackey
- No. LCC-P, from Kroh Brothers Development Co.
- No. CNS-P, from CNS Associates
- No. 2-P, from Joe and Kathy Stites
- No. 4-P, from Eric A. and Karen K. Jenkins
- No. 5-P, from Nghia Van Pham
- No. 6-P, from Harrison M. and Marjorie Herrin
- No. CWB-P, from 89 State Line Co.
- No. LG6-P, from L.J. and Mildred L. McAuliffe
- No. R1-P, from Dwayne M. and Marjorie L. Ripperger

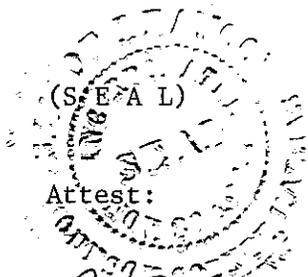
19-692. Section 2. Copies of said Easements are attached hereto and thereby incorporated by reference.

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: 7/6/81 Second Reading: 7/20/81

Passed by the Governing Body this 20th day of July, 1981.

Approved by the Mayor this 22nd day of July, 1981.



Attest:

J. Oberlander
J. Oberlander City Clerk

Kent L. Crippin
Kent L. Crippin Mayor

APPROVED FOR FORM AND CONTENT: Larry Winn III, City Attorney
Larry Winn III

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Cynthia E. Anderson, being first Duly sworn, Deposes and says: That she is Director of Legal Publications 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 1 consecutive day (weeks, days), the first publication thereof being made as aforesaid on the 29th day of July, 19 81, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____
_____, 19____, _____, 19____
_____, 19____, _____, 19____

Cynthia E. Anderson

Subscribe and sworn to before me this 29th day of July, 19 81.

Marguerite E. Baker
NOTARY PUBLIC

My commission expires: 3-15-84
Printer's fee \$ 21.08
Additional copies \$



First Published in The Johnson County Sun, Wednesday, July 29, 1981.

ORDINANCE NO. 708

AN ORDINANCE ACCEPTING PERMANENT SANITARY SEWER EASEMENTS REQUIRED FOR THE RENOVATION OF THE LEAWOOD SEWER SYSTEM.

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

19-691. Section 1. The City of Leawood does hereby accept the following Permanent Sanitary Sewer Easements required for the renovation of the Leawood Sewer System:

- No. KBJ-P, from Kroh Brothers Development Co.
- No. LDKS-P & No. LDKSJ-P, from the City of Leawood, Kansas
- No. 3-P, from Randall O'Shea
- No. RV11-P, from W.L. and Jean M. Mathiesen
- No. RV22-P, from Phillip W. Carey
- No. HO-P, from Richard E. and Marilyn R. Howell
- No. NP30-P, from Claire Hirsch
- No. KP-P, from K & F Development Company
- No. H-P, from Hallmark Farm Associates
- No. NP30A-P, from Marjorie Lichty
- No. LG5-P, from Harry S. and Sara D. Weiner
- No. 1-P, from Doin A. and Roberta A. Mackey
- No. LCC-P, from Kroh Brothers Development Co.
- No. CNS-P, from CNS Associates
- No. 2-P, from Joe and Kathy Stites
- No. 4-P, from Eric A. and Karen K. Jenkins
- No. 5-P, from Nghia Van Pham
- No. 6-P, from Harrison M. and Marjorie Herrin
- No. CWB-P, from 89 State Line Co.
- No. LG6-P, from L.J. and Mildred L. McAniff
- No. RI-P, from Dwayne M. and Marjorie L. Sipperger

19-692. 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: 7/6/81 Second Reading: 7/20/81

Passed by the Governing Body this 20th day of July, 1981.

Approved by the Mayor this 22nd day of July, 1981.

(S E A L)
Attest:

J. Oberlander
J. Oberlander City Clerk

Kent J. Crippin
Kent J. Crippin Mayor

APPROVED FOR FORM AND CONTENT: /s/ Larry Winn III, City Attorney
Larry Winn III (9139 1W)

1326110 ✓

NO HO-P

PERMANENT SANITARY SEWER EASEMENT

THIS AGREEMENT, made and entered into this 18 day of May 1981

between Richard E. and Marilyn R. Howell owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One and no/100 -----

-----(\$1.00)---DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of the North 1/2 of fractional Section 11, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at the common rear lot corner of Lots 935 and 936, LEAWOOD ESTATES, a platted subdivision of land now in the City of Leawood; thence S 76° 10' 01" E, along the southerly lot line of Lot 942, LEAWOOD ESTATES, a distance of 5.55 feet to the true point of beginning of said centerline described herein; thence S 18° 38' 25" E, a distance of 123.57 feet; except that part lying within Lot 935, LEAWOOD ESTATES.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the City during period of construction, repair or maintenance of the sanitary sewer.

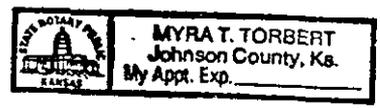
IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

Richard E. Howell
Richard E. Howell
Marilyn R. Howell
Marilyn R. Howell

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 18th day of May, 1981, before me, a notary public in and for said county and state came Richard E. Howell and Marilyn R. Howell to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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



Myra T. Torbert
(Myra T. Torbert) Notary Public

My Commission Expires:

9/23/81

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 JUN 4 AM 9 19 3

5.00
RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

THIS AGREEMENT, made and entered into this 1st day of May, 1981

between Philip W. Carey owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One and 2/100

DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 22, Block 6, RANCH VIEW, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas; lying 5 feet on each side of the following described centerline: Commencing at the Southeasterly corner of said Lot 22; thence Northerly along the Easterly lot line thereof, a distance of 59.97 feet to the true point of beginning of said centerline described herein; thence Northwesterly, a distance of 100.56 feet to a point 91.52 feet West of the Easterly lot line and 38.98 feet South of the Northerly lot line of said Lot 22; thence Northwesterly a distance of 79.15 feet to a point on the Northerly lot line of said Lot 22, and 34.86 feet Easterly of the Northwest corner thereof as measured along said Northerly lot line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } SS
FILED FOR RECORD

1981 JUN. 4 AM 9 19 0

5.00

RUBIE M. SCOTT
REGISTER OF DEEDS

STATE OF KANSAS, JOHNSON COUNTY, SS. DEP.

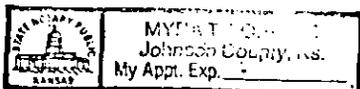
Philip W. Carey
Philip W. Carey

Karyn Carey
Karyn Carey

BE IT REMEMBERED that on this 1st day of May, 1981, before me, a notary public in and for said county and state came Philip W. Carey and Karyn Carey to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

Myra T. Torbert
Notary Public
Myra T. Torbert



THIS AGREEMENT, made and entered into this 25th day of MARCH, 19 81

between W. L. Mathiesen and Wife:
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, herein-
after known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of ~~Five Hundred~~ ONE & NO/100,
400.00 DOLLARS, receipt of which is hereby acknowledged, the under-
signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and
release(s) to the Party of the Second Part a permanent construction easement
hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 11, Block 6, RANCH VIEW, a platted
subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5
feet on each side of the following described centerline: Commencing at the Southeasterly
corner of said Lot 11; thence Westerly, along the Southerly lot line thereof, a distance
of 30.14 feet to the true point of beginning of said centerline described herein; thence
Northwesterly a distance of 71.31 feet to a point 86.45 feet West of the Easterly lot
line and 35.11 feet North of the Southerly lot line of said Lot 11; thence Westerly, a
distance of 69.44 feet to a point 13.17 feet East of the Northwesterly lot line and
54.28 feet North of the Southerly lot line of said Lot 11; thence Northerly a distance
of 10.45 feet to a point on the Northwesterly lot line of said Lot 11, and 41.26 feet
Northeasterly of the most Westerly lot corner thereof as measured along said Northwesterly
lot line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

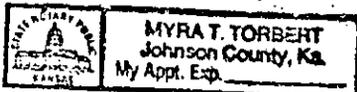
W. L. Mathiesen
W. L. Mathiesen

Jean M. Mathiesen
Jean M. Mathiesen

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 21st day of April, 1981, before
me, a notary public in and for said county and state came W. L. Mathiesen and Jean
M. Mathiesen to me personally known to be the same persons who executed the
foregoing instrument and duly acknowledged the execution of the same.

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



STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

Myra T. Torbert
Notary Public
Myra T. Torbert

1981 JUN 4 AM 9 18.7

5.00

My Commission Expires:

9-23-81

RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

THIS AGREEMENT, made and entered into this 20th day of February, 19 81

between Marjorie Lichty owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One and no/100-----

DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 30, 98TH PLACE; a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at the Southeast lot corner of said Lot 30; thence Westerly along the Southerly lot line thereof, a distance of 23.1 feet to the true point of beginning of said centerline described herein; thence Northwesterly to a point 78.5 feet North of the Southerly lot line and 25.5 feet East of the Westerly lot line of said Lot 30; thence Northerly to a point on the Northerly lot line of said Lot 30, and 16.0 feet Easterly of the Northwest corner thereof, as measured along said Northerly lot line, all except that part of Lot 30, 98TH PLACE, lying East of the following base line: Beginning at a point on the Northerly lot line of said Lot 30 and 21.5 feet Easterly of the Northwest corner thereof, as measured along said Northerly lot line; thence Southerly to a point on the Southerly lot line, and 29.0 feet Easterly of the Southwest corner thereof, as measured along said Southerly lot line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } SS
FILED FOR RECORD

1981 APR 20 AM 9 00 .6

500
RUBIE M. SCOTT
REGISTER OF DEEDS

Marjorie Lichty
Marjorie Lichty

STATE OF KANSAS, JOHNSON COUNTY, DEES:

BE IT REMEMBERED that on this 20th day of February, 19 81, before me, a notary public in and for said county and state came Marjorie Lichty to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

My term expires March 15, 1984

Georgia A. Botz
Notary Public
Georgia A. Botz

My Commission Expires:

GEORGIA A. BOTZ
STATE NOTARY PUBLIC.
JOHNSON COUNTY, KANSAS

THIS AGREEMENT, made and entered into this 1st day of April, 1981

between ~~XXXXXXXXXXXXXXXXXXXX~~ Hallmark Farm Associates owners of property herein described, hereinafter known as (Party) (Parties) the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One Dollar and no/100-----

-----(\$1.00) DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of the Northeast 1/4 of Section 10, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at a point 2418.5 feet East of the West line of said quarter Section, and 1782 feet South of the North line of said Section 10; thence East along a line 1782 feet South of and parallel to said North line, a distance of 19.9 feet to the true point of beginning of said centerline described herein; thence S 06° 44' 32" W, a distance of 131.7 feet.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

HALLMARK FARM ASSOCIATES

Donald J. Hall
Donald J. Hall

Barbara Hall Marshall
Barbara Hall Marshall

Donald J. Hall
Donald J. Hall, Attorney-In-Fact for
Elizabeth Ann Reid

MISSOURI, JACKSON

STATE OF ~~KANSAS~~, ~~JOHNSON~~ COUNTY, SS:

BE IT REMEMBERED that on this 1st day of April, 1981, before me, a notary public in and for said county and state came Donald J. Hall and Barbara Hall Marshall to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

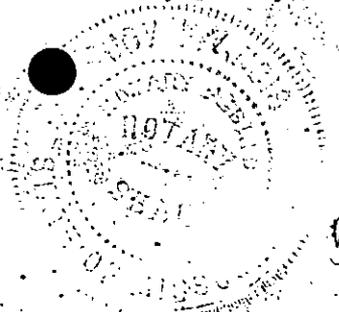
STATE OF KANSAS } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

Joy Francis
Notary Public
Joy Francis

1981 APR 20 AM 9 00 A

My Commission Expires:
JOY FRANCIS
Notary Public - State of Kansas
Commissioned in City County
My Commission Expires

BY _____ DEP.
EUGENE H. SCOTT
REGISTER OF DEEDS



THIS AGREEMENT, made and entered into this 9th day of March, 1981

between K & F Development Company, a Partnership owners of property herein described, hereinafter known as (Party) (Parties) the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of one Dollar

1.00 DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

Various tracts of land 10 feet in width across a part of the North 1/2 of fractional Section 11, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at the common rear lot corner of Lots 934 and 935, LEAWOOD ESTATES, a platted subdivision of land now in the City of Leawood; thence N 40° 49' 37" E, a distance of 4.03 feet to the true point of beginning of said centerline described herein; thence S 18° 38' 25" E, a distance of 23.78 feet. . .and also. . .Commencing at the common rear lot corner of Lots 933 and 934, LEAWOOD ESTATES; thence S 27° 42' 25" E, along the Easterly lot line of said Lot 933, a distance of 60.86 feet to the true point of beginning of said centerline described herein; thence S 45° 14' 47" E, a distance of 156.39 feet to point "A". . .and also. . .Commencing at said point "A"; thence N 90° E, a distance of 11.43 feet to the true point of beginning of said centerline described herein; thence N 69° 19' 24" E, a distance of 66.23 feet, all except that part lying within Lots 933 and 934, LEAWOOD ESTATES.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

Elvin B. Klein
Elvin B. Klein
K & F Development
Co., Partnership

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 9th day of March, 1981, before me, a notary public in and for said county and state came Elvin B. Klein to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same:

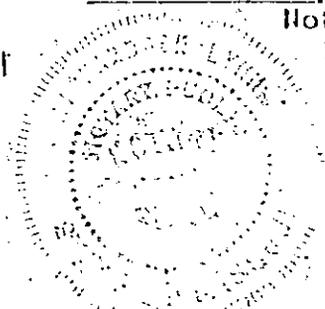
IN WITNESS WHEREOF, I have hereunto subscribed my hand and affixed my official seal the day and year last above written.

Richardson Lynn
Notary Public
Richardson Lynn

STATE OF KANSAS } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

1981 APR 20 AM 9 00 .1

My Commission Expires 500
RICHARDSON LYNN
NOTARY PUBLIC STATE OF MISSOURI
JACKSON CO.



THIS AGREEMENT, made and entered into this 21st day of May, 1981

between Claire HIRSCH
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, herein-
after known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of EXACTLY ONE and ^{NO}/₁₀₀

 DOLLARS, receipt of which is hereby acknowledged, the under-
signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and
release(s) to the Party of the Second Part a permanent construction easement
hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 30, 98TH PLACE, a platted subdivision
of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side
of the following described centerline: Commencing at the Southeast lot corner of said Lot 30;
thence Westerly along the Southerly lot line thereof, a distance of 23.1 feet to the true
point of beginning of said centerline described herein; thence Northwesterly to a point 78.5
feet North of the Southerly lot line and 25.5 feet East of the Westerly lot line of said Lot 3
thence Northerly to a point on the Northerly lot line of said Lot 30, and 16.0 feet Easterly
of the Northwest corner thereof, as measured along said Northerly lot line, all except that
part of Lot 30, 98TH PLACE, lying West of the following base line: Beginning at a point on
the Northerly lot line of said Lot 30, and 21.5 feet Easterly of the Northwest corner thereof,
as measured along said Northerly lot line; thence Southerly to a point on the Southerly lot
line, and 29.0 feet Easterly of the Southwest corner thereof, as measured along said Southerly
lot line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } ss
COUNTY OF JOHNSON }
FILED FOR RECORD

Claire Hirsch

Claire Hirsch

1981 JUN 4 AM 9.19 5

5.00
RUBIE M. SCOTT
REGISTER OF DEEDS
BY _____ SS:
JOHNSON COUNTY, KAN. DEP.

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 21st day of May, 1981, befo
me, a notary public in and for said county and state came Claire Hirsch
to me personally known to be the same persons who executed the
foregoing instrument and duly acknowledged the execution of the same.

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

MYRA T. TORBERT
Johnson County, Ka.
My Appt. Exp.

Myra T. Torbert

Myra T. Torbert, Notary Public

THIS AGREEMENT, made and entered into this 10th day of March, 19 81

between CNS Associates, c/o Kroh Brothers Development Co. owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of Ten and No/100 (\$10.00)

DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 15 feet in width across a part of the North 1/2 of the North 1/2 of fractional Section 35, Township 12, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 7.5 feet on each side of the following described centerline: Commencing at the Northwest corner of said fractional Section 35; thence S 00° 01' 51" W, along the West line thereof, a distance of 818.61 feet; thence S 46° 02' 44" E, a distance of 133.65 feet to the true point of beginning of said centerline described herein; thence N 21° 24' 12" E, a distance of 42.23 feet; thence N 16° 46' 25" W, a distance of 314.37 feet; thence N 54° 30' 01" W, a distance of 25.50 feet.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } SS
FILED FOR RECORD

CNS ASSOCIATES A KANSAS LIMITED PARTNERSHIP
KROH BROTHERS DEVELOPMENT COMPANY
GENERAL PARTNER

1981 APR 20 AM 9 01 7

RUBIE H. SCOTT
REGISTER OF DEEDS

John A. Kroh, Jr.

John A. Kroh, Jr., President

MISSOURI JACKSON DEP.
STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 10th day of March, 19 81, before me, a notary public in and for said county and state came *John A. Kroh, Jr.* to me personally known to be the same person who executed the foregoing instrument and duly acknowledged the execution of the same.

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

J. Pauline Stone
Notary Public
J. Pauline Stone

J. PAULINE STONE
Notary Public in and for said County and State
My Commission Expires October 5, 1982

My Commission Expires:

PERMANENT SANITARY SEWER EASEMENT

THIS AGREEMENT, made and entered into this 10th day of March, 19 81.

between Kroh Brothers Development Co.

owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of Ten and No/100 (\$10.00)

DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

Various tracts of land 15 feet in width across a part of the North 1/2 of fractional Section 35, Township 12, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 7.5 feet on each side of the following described centerline: Commencing at the Northwest corner of the South 1/2 of the North 1/2 of said fractional Section 35; thence N 89° 52' 03" E, a distance of 490 feet; thence S 42° 57' 57" E, a distance of 75 feet; thence S 41° 12' 57" E, a distance of 105 feet; thence S 30° 07' 57" E, a distance of 100 feet; thence S 17° 17' 57" E, a distance of 120 feet; thence S 15° 19' 57" W, a distance of 181.73 feet; thence S 19° 59' 49" W, a distance of 22.53 feet to point "A"; thence continuing S 19° 59' 49" W, a distance of 39.77 feet; thence S 05° 13' 55" W, a distance of 59.10 feet; thence S 11° 14' 00" E, a distance of 105.08 feet to the true point of beginning of said centerline described herein; thence N 84° 48' 08" W, a distance of 356.03 feet; thence N 48° 28' 26" W, a distance of 41.59 feet to point "B"; thence S 46° 31' 36" W, a distance of 185.87 feet to point "C"; thence continuing S 46° 31' 36" W, a distance of 100.51 feet; thence S 60° 27' 47" W, a distance of 55.61 feet. . .and also. . .Beginning at said point "B"; thence N 61° 48' 22" W, a distance of 53.78 feet; thence N 63° 06' 35" W, a distance of 158.49 feet. . .and also. . . Beginning at said point "C"; thence S 70° 44' 18" W, a distance of 85.56 feet. . . and also. . .Beginning at said point "A"; thence N 61° 57' 55" W, a distance of 45.18 feet; thence N 22° 17' 11" E, a distance of 162.18 feet; thence N 09° 38' 56" W, a distance of 92.41 feet; thence N 39° 23' 28" W, a distance of 302.07 feet; thence N 47° 19' 34" W, a distance of 534.75 feet; thence N 21° 24' 12" E, a distance of 95.31 feet, except that part lying within the right-of-way of 89th Street, as now established.

KROH BROTHERS DEVELOPMENT COMPANY

[Handwritten signature of John A. Kroh, Jr.]

John A. Kroh, Jr., President

MISSOURI JACKSON

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 10th day of March, 19 81, before me, a notary public in and for said county and state came John A. Kroh, Jr. to me personally known to be the same person who executed the foregoing instrument and duly acknowledged the execution of the same.

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

[Handwritten signature of J. Pauline Stone]
Notary Public
J. Pauline Stone

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

J. PAULINE STONE
Notary Public in and for said County and State
My Commission Expires October 5, 1982

1981 APR 20 AM 9 01.4

RUTH H. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

THIS AGREEMENT, made and entered into this 12 day of January, 1981

between D. A. & R. A. Mackey
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, herein-
after known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of (\$1.00) One Dollar and No/100

DOLLARS, upon receipt of said sum 7/24/81
~~receipt of which is hereby acknowledged~~, the under-
signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and
release(s) to the Party of the Second Part a permanent construction easement
hereinafter more particularly designated and described, to wit:

The West 10 feet of the East 16.5 feet of Lot 1, SOMERSIDE, a platted subdivision of
land now in the City of Prairie Village, Johnson County, Kansas.

This easement will entitle a connection permit for tract one, the East 85 feet of
Lot 1, SOMERSIDE, and Tract 2, Lot 1, SOMERSIDE, except the East 85 feet, upon
application and payment of connection fee. One pipe will be installed in main sewer
at south boundary line of lot 1.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } SS
FILED FOR RECORD

1981 APR 20 AM 9 01 .1

500
RUBIE M. SCOTT
REGISTER OF DEEDS

Doin A. Mackey
Doin A. Mackey
Roberta A. Mackey
Roberta A. Mackey

STATE OF KANSAS, JOHNSON COUNTY } SS:

BE IT REMEMBERED that on this 12th day of January, 1981, before
me, a notary public in and for said county and state came Doin and Roberta
Mackey - to me personally known to be the same persons who executed the
foregoing instrument and duly acknowledged the execution of the same.

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

5-00
MYRA T. TORBERT
Johnson County, Ks.
My Appt. Exp. _____

Myra T. Torbert
Notary Public
Myra T. Torbert

My Commission Expires: 9/23/81

THIS AGREEMENT, made and entered into this 27th day of March, 1981

between H. S. Weiner & Wife

owners of property herein described, hereinafter known as (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One Dollar (\$1.00)

DOLLARS, receipt of which is hereby acknowledged, the undersigned (Parties) (Parties) of the First Part (do) (does) hereby convey (s) and release (s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

Various tracts of land 10 feet in width across a part of Lot 5, LEE GARDENS, a platted subdivision of land now in the City of Overland Park, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at the Southwesterly corner of said Lot 5; thence Easterly along the Southerly lot line thereof, a distance of 34.27 feet to the true point of beginning of said centerline described herein; thence Northerly a distance of 71.58 feet to point "A", said point being 47.98 feet East of the Westerly lot line and 39.02 feet South of the Northerly lot line of said Lot 5; thence Northwesterly a distance of 52.72 feet to a point on the Westerly lot line of said Lot 5, and 19.63 feet Southerly of the Northwesterly corner thereof, as measured along said Westerly lot line. . . and also. . . Beginning at said point "A"; thence Northerly a distance of 41.20 feet to a point on the Northerly lot line of said Lot 5, and 36.69 feet Easterly of the Northwesterly corner thereof as measured along said Northerly lot line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

Harry S. Weiner

Harry S. Weiner

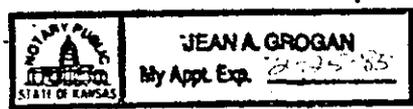
Sara D. Weiner

Sara D. Weiner

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 27th day of March, 1981, before me, a notary public in and for said county and state came Harry S. Weiner and Sara D. Weiner to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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



Jean A. Grogan

Notary Public
Jean A. Grogan

STATE OF KANSAS } SS:
COUNTY OF JOHNSON }
FILED FOR RECORD

1981 APR 20 AM 9 00 81

My Commission Expires:

RUCIE H. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

2-25-88

THIS AGREEMENT, made and entered into this 18th day of Nov., 19 80

between H. M. Herrin & Wife ...
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, herein-
after known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One dollar (\$1.00)

DOLLARS, receipt of which is hereby acknowledged, the under-
signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and
release(s) to the Party of the Second Part a permanent construction easement
hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 6, SOMERSIDE, a platted subdivision
of land now in the City of Prairie Village, Johnson County, Kansas, lying 5 feet either side
of the following described centerline: Commencing at the most Easterly corner of said
Lot 6; thence Westerly along the Southerly line of said Lot 6, a distance of 25.80
feet to the true point of beginning of subject tract; thence Northerly a distance of
22.82 feet to a point on the Northerly lot line, and 33.61 feet Northwesterly of the
most Easterly corner thereof as measured along said Northerly line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } ss.
FILED FOR RECORD

1981 APR 20 AM 9 02 6

RUEIE H. SCOTT
REGISTER OF DEEDS

Harrison M. Herrin
Harrison M. Herrin

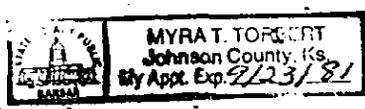
Marjorie Herrin
Marjorie Herrin

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 18th day of November, 19 80, before
me, a notary public in and for said county and state came Harrison M. and Marjorie
Herrin to me personally known to be the same persons who executed the
foregoing instrument and duly acknowledged the execution of the same.

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

Myra T. Torbert
Notary Public
Myra T. Torbert



My Commission Expires:

THIS AGREEMENT, made and entered into this 19 day of Nov, 1980

between Nghia Pham owners of property herein described, hereinafter known as Party (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas hereinafter known as Party of the Second Part:

RECEIVED
NOV 8 1980
CITY OF LEAWOOD

WITNESSETH:

In consideration of the sum of (\$1.00) One Dollar and No/100

DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 5, SOMERSIDE, a platted subdivision of land now in the City of Prairie Village, Johnson County, Kansas, lying 5 feet either side of the following described centerline: Commencing at the Southeasterly corner of said Lot 5; thence Northwesterly, along the Southerly line of said Lot 5, a distance of 33.61 feet to the true point of beginning of subject tract; thence Northerly, a distance of 180.54 feet to a point on the Northerly line of said Lot 5, and 14.65 feet Westerly of the Northeast corner thereof as measured along said Northerly line.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

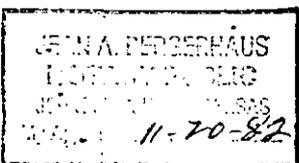
Nghia Van Pham
Nghia Van Pham

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 19th day of NOVEMBER, 1980, before me, a notary public in and for said county and state came NGHIA VAN PHAM to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD



1981 APR 20 AM 9 02 4

Jean A. Bergerhaus
Notary Public
Jean A. Bergerhaus

500
RUBIE H. SCOTT
REGISTER OF DEEDS

BY _____ DEP.

My Commission Expires: 11-20-82

THIS AGREEMENT, made and entered into this 7th day of January, 1981

RECEIVED

JAN 13 1981

between Eric Jenkins and Wife:

owners of property herein described, hereinafter known as (Party) (CITY OF LEAWOOD) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of (\$1.00) One Dollar and No/Cents Dollars

DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of Lot 4, SOMERSIDE, a platted subdivision of land now in the City of Prairie Village, Johnson County, Kansas, lying 5 feet either side of the following described centerline: Commencing at the Southeasterly corner of said Lot 4; thence Westerly along the Southerly line of said Lot 4, a distance of 14.65 feet to the true point of beginning of subject tract; thence Northerly, a distance of 57.59 feet to a point 11.50 feet West of the Easterly lot line, and 17.66 feet South of the Northerly lot line of said Lot 4; thence Northerly, a distance of 17.66 feet to a point on the Northerly line of said Lot 4 and 11.50 feet Westerly of the Northeast corner thereof as measured along said Northerly line.

The city of Leawood or Party of the second Part does hereby agree to keep constant the present hook-up fee of eight hundred dollars indefinitely or until such time as the present or future residents of 8021 Canterbury exercise the right to hook on to the sewer system.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

Eric A. Jenkins

Karen K. Jenkins

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 10th day of January, 1981, before me, a notary public in and for said county and state came Eric A. Jenkins and Karen K. Jenkins to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

STATE OF KANSAS } SS
COUNTY OF JOHNSON }
FILED FOR RECORD

1981 APR 20 AM 9 02 .2

RUSIE M. SCOTT
REGISTER OF DEEDS
My Commission Expires July 16, 1983
BY DEP.

Jean P. Acker
Notary Public
Jean P. Acker

JEAN P. ACKER
Johnson County, Ks.
My Appl. Exp.

THIS AGREEMENT, made and entered into this 21 day of October, 19 80.

between Joe Stites and Kathy Stites
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, herein-
after known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of (\$1.00) One dollar and no/100-----

upon receipt of said sum
----- DOLLARS, ~~receipt of which is hereby acknowledged~~, the under-
signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and
release(s) to the Party of the Second Part a permanent construction easement
hereinafter more particularly designated and described, to wit:

The West 10 feet of the East 16.5 feet of Lot 2, SOMERSIDE, a platted subdivision
of land now in the City of Prairie Village, Johnson County, Kansas.

1. Parties of the First Part agree to waive a maximum of three (3) trees in
the construction of said sewer in return for the Temporary Construction Easement
fee. Any trees over three (3) shall be considered separately and compensated
to the Parties of the First Part by agreement between the Parties of the First
Part and the construction organization for the Party of the Second Part.

2. Be it also understood that upon completion of said sewer, Parties of the
First Part will be able to purchase a hook-up on said sewer for the sum of
(\$800.00) Eight Hundred Dollars, as previously agreed. Failure to allow
purchase of hook-up at said price immediately and indefinitely voids any pre-
viously agreements for Temporary Construction Easement or Permanent Sanitary
Sewer Easement.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } ss
COUNTY OF JOHNSON }
FILED FOR RECORD

1981 APR 20 AM 9 01 9

RUBIE M. SCOTT
REGISTER OF DEEDS

STATE OF KANSAS, JOHNSON COUNTY, DEFS:

Joe Stites

Joe Stites

Kathy Stites

Kathy Stites

BE IT REMEMBERED that on this 21 day of October, 1980, before
me, ~~a notary public in and for said county and state came~~ Joe and Kathy Stites
to me personally known to be the same persons who executed the
foregoing instrument and duly acknowledged the execution of the same.

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

500
JOANNE COMELLA
NOTARY PUBLIC
JOHNSON COUNTY, KANSAS
My Appointment Expires 6/19/83

Joanne Comella
Notary Public
JoAnne Comella

My Commission Expires: 6/19/83

THIS AGREEMENT, made and entered into this 12th day of January, 1981

between 89 State Line Co., c/o Copaken, White & Blitt owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, herein after known as Party of the Second Part:

RECEIVED
JAN 14 1981
CITY OF LEAWOOD

WITNESSETH:

In consideration of the sum of \$1.00

DOLLARS, receipt of which is hereby acknowledged, the under- signed (Party) (Parties) of the First Part ~~(do)~~ (does) hereby convey ~~(s)~~ and release ~~(s)~~ to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

Various tracts of land 15 feet in width across a part of the South 1/2 of the North 1/2 of fractional Section 35, Township 12, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 7.5 feet on each side of the following described centerline: Commencing at the Northeast corner of the South 1/2 of the North 1/2 of said fractional Section 35; thence S 89° 52' 03" W, along the North line thereof, a distance of 65.92 feet to a point on the Westerly right-of-way line of State Line Road, as now established; thence S 00° 40' 22" E, along said right-of-way line, a distance of 758.34 feet; thence S 89° 19' 38" W, along said right-of-way line, a distance of 10 feet; thence S 00° 40' 22" E, along said right-of-way line, a distance of 9.86 feet to the true point of beginning of said centerline described herein; thence N 79° 35' 55" W, a distance of 11.13 feet; thence N 83° 48' 31" W, a distance of 260.12 feet to point "A"; thence N 84° 48' 08" W, a distance of 70.76 feet. . .and also. . .Beginning at said point "A"; thence N 02° 43' 21" E, a distance of 163.44 feet; thence N 61° 57' 55" W, a distance of 90.31 feet.

for the sole use of said party of the second part as and for an underground line sanitary sewer 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 sanitary sewers, except for claims resulting from party of the second part's wilfull acts or negligence or the wilfull acts IN WITNESS WHEREOF, said party of the first part has hereunto set his hand and seal the day and year first above written.

or negligence of party of the second part's servants, employees, agents or contractors.

There is a Rider consisting of 2 pages attached hereto and incorporated herein.

89 State Line Co.

By: Irwin Blitt
Partner Irwin Blitt

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 13th day of JANUARY, 1981, before me, a notary public in and for said county and state came IRWIN BLITT to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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



STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

Carl E. Dunlop
Notary Public
Carl E. Dunlop

1981 APR 20 AM 9 03 .1

700
RUEBIE M. SCOTT
REGISTER OF DEEDS
BY _____ DEP.

JUNE 24, 1982

R I D E R

The easement grant herein is conditioned on Grantee's acceptance of the following terms:

1. In the event party of the second part shall not use, operate, or maintain the easement herein granted for a consecutive period of one year, all right, privilege and interest herein granted shall terminate, and party of the second part agrees to execute all documents necessary to remove the easement herein granted from record.

2. Party of the second part agrees to indemnify and save harmless party of the first part, its successors or assigns from and against any and all costs, claims, liability, expense (including reasonable attorneys' fees) or actions arising out of or in connection with party of the second part's exercise of its rights hereunder and resulting from its wilful acts or negligence, or the wilful acts or negligence of its agents, contractors, servants or employees.

3. Notwithstanding anything contained in this easement to the contrary, party of the first part hereby reserves the right (i) provided party of the first part causes party of the second part to be provided with a reasonably suitable alternate location, to relocate, at party of the first part's sole cost, all or any part of said easement and appurtenances thereto, (ii) to use any surface or subsurface areas, provided such use does not substantially interfere with the party of the second part's use of the easement, and (iii) to improve over the easement premises with landscaping, paved driveways, parking surfaces, sidewalks, retaining walls, screen walls, curbs and gutters and other improvements, provided such improvements do not substantially interfere with party of the second part's use of the easement.

4. Party of the second part agrees (i) that party of the second part shall bear the full expense of restoring the surface of the easement area (as the same may be improved by Grantor pursuant to the provisions of this easement), including, but not limited to, compacting the disturbed soils and replacing the asphalt, to the same condition existing prior to any activities by party of the second part which alter the surface area (ii) that party of the second part will reimburse party of the first

part, its successors or assigns, upon demand, for all damages to party of the first part's premises and improvements thereon resulting from party of the second part's entry upon party of the first part's premises; and (iii) that any activity shall be performed by party of the second part in an expeditious manner consistent with accepted construction practice so as to minimize interference with party of the second part's operation on the premises or adjacent premises.

THIS AGREEMENT, made and entered into this 26th day of June, 1981

between City of Leawood owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One and no/100-----

(\$1.00)---DOLLARS, receipt of which is hereby acknowledged, the under- signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of the Northeast 1/4 of Section 10, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at the point of intersection of the Northwesterly right-of-way line of Interstate 435 and a line parallel to and 2418.5 feet East of the West line of said quarter Section; thence S 65° 36' 20" W, along said right-of-way line, a distance of 135.2 feet; thence N 15° 24' 40" E, a distance of 69.4 feet to the true point of beginning of said centerline described herein; thence N 64° 03' 45" E, a distance of 25.0 feet; thence N 19° 03' 45" E, a distance of 132.3 feet.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary 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 } SS
FILED FOR RECORD

1981 JUL 1 AM 9 19 .0

THE CITY OF LEAWOOD, KANSAS

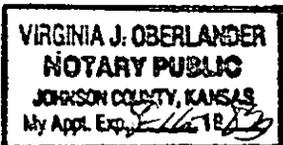
500
RUBIE M. SCOTT
REGISTER OF DEEDS

By: *[Signature]*
Kent E. Crippin, Mayor

STATE OF KANSAS, JOHNSON COUNTY, DEP. BY SS:

BE IT REMEMBERED that on this 26th day of June, 1981, before me, a notary public in and for said county and state came Mayor Kent E. Crippin to me personally known to be the same person who executed the foregoing instrument and duly acknowledged the execution of the same.

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



[Signature]
Notary Public
Virginia J. Oberlander

My Commission Expires:

8-16-83

PERMANENT SANITARY SEWER EASEMENT

THIS AGREEMENT, made and entered into this 27 day of April 19, 81

between Randall Oshea owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One Dollar and no/100 -----

-----(\$1.00)----- DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

The West 10 feet of the East 16.5 feet of Lot 3, SOMERSIDE, a platted subdivision of land now in the City of Prairie Village, Johnson County, Kansas.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers. This does not include acts of the City during period of construction, repair or maintenance of the sanitary sewer.

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

[Signature of Randall Oshea]
Randall Oshea

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 27 day of APRIL, 19 81, before me, a notary public in and for said county and state came RANDALL OSHEA to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

DEAN J. BALES
NOTARY PUBLIC
STATE OF KANSAS
My Appointment Expires SEP 19 1984

[Signature of Dean J. Bales]
Notary Public
Dean J. Bales

My Commission Expires:

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

1981 JUN 4 AM 9 18 .4

5.00

RUBIE M. SCOTT
REGISTER OF DEEDS

BY _____ DEP.

5.00

THIS AGREEMENT, made and entered into this 9th day of February, 1981

between City of Leawood, Kansas, a Municipal Corporation
owners of property herein described, hereinafter known as (Party) (Parties)
of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation
organized and existing pursuant to the laws of the State of Kansas, herein-
after known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One and no/100-----

-----(\$1.00) DOLLARS, receipt of which is hereby acknowledged, the under-
signed (Party) (Parties) of the First Part (do) (does) hereby convey(s) and
release(s) to the Party of the Second Part a permanent construction easement
hereinafter more particularly designated and described, to wit:

Various tracts of land 10 feet in width across a part of the North 1/2 of fractional
Section 11, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas,
lying 5 feet on each side of the following described centerline: Commencing at the
common rear lot corner of Lots 931 and 932, LEAWOOD ESTATES, a platted subdivision of land
now in the City of Leawood; thence N 30° 42' E, a distance of 209.50 feet; thence N 90° E,
a distance of 53.23 feet to point "A"; thence continuing N 90° E, a distance of 56.77
feet; thence S 14° 50' 31" E, a distance of 147.46 feet; thence S 12° 47' 34" E, a distance
of 250 feet; thence S 69° 42' 26" W, a distance of 11.95 feet to a point of curvature;
thence Westerly along a curve bearing to the right and having a radius of 130.21 feet,
a distance of 78.71 feet to the true point of beginning of said centerline described
herein; thence N 68° 31' 56" E, a distance of 38.01 feet; thence N 01° 00' 24" W, a
distance of 117.94 feet. . .and also. . .Beginning at said point "A"; thence
S 45° 14' 47" E, a distance of 4.44 feet; thence N 69° 19' 24" E, a distance of 8.84 feet.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

THE CITY OF LEAWOOD, KANSAS

By: Kent E. Crippin
Kent E. Crippin, Mayor

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 9th day of Feb, 1981, before
me, a notary public in and for said county and state came Kent E. Crippin
~~to me personally known to be the same persons who executed the~~
foregoing instrument and duly acknowledged the execution of the same.

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

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

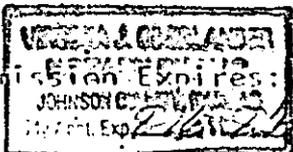
Virginia J. Oberlander
Notary Public

1981 APR 20 AM 8 59.8 Virginia J. Oberlander

500

RUEIE M. SCOTT
REGISTER OF DEEDS

BY _____ DEP.



THIS AGREEMENT, made and entered into this 2nd day of March, 1981

between Kroh Brothers Development Company owners of property herein described, hereinafter known as (Party) (Parties) of the First Part, and the CITY OF LEAWOOD, KANSAS, a municipal corporation organized and existing pursuant to the laws of the State of Kansas, hereinafter known as Party of the Second Part:

WITNESSETH:

In consideration of the sum of One and no/100-----

-----(\$1.00)-----DOLLARS, receipt of which is hereby acknowledged, the undersigned (Party) (Parties) of the First Part (do) (does) hereby convey(s) and release(s) to the Party of the Second Part a permanent construction easement hereinafter more particularly designated and described, to wit:

A tract of land 10 feet in width across a part of the Northeast 1/4 of Section 10, and part of the North 1/2 of fractional Section 11, all in Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, lying 5 feet on each side of the following described centerline: Commencing at the common rear lot corner of Lots 927 and 928, LEAWOOD ESTATES, a platted subdivision of land now in the City of Leawood; thence S 16° 10' W, along the Easterly lot line of said Lot 927, a distance of 145.81 feet to the true point of beginning of said centerline described herein; thence N 38° 22' 05" E, a distance of 19.26 feet; thence N 55° 04' 42" E, a distance of 228.50 feet; thence N 60° 56' 07" E, a distance of 18.75 feet.

for the sole use of said party of the second part as and for sanitary sewer 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 sanitary sewers.

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

[Signature of Roger K. Hunt, Sr.]
Roger K. Hunt, Sr. Vice-Pres.

MISSOURI JACKSON

STATE OF KANSAS, JOHNSON COUNTY, SS:

BE IT REMEMBERED that on this 2nd day of March, 1981, before me, a notary public in and for said county and state came Roger K. Hunt, Sr. Vice-Pres. and Kroh Brothers Development Company to me personally known to be the same persons who executed the foregoing instrument and duly acknowledged the execution of the same.

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

STATE OF KANSAS }
COUNTY OF JOHNSON } SS
FILED FOR RECORD

[Signature of J. Pauline Stone]

Notary Public
J. Pauline Stone

1981 APR 20 AM 8 59 3

J. PAULINE STONE
Notary Public in and for said County and State
My Commission Expires October 5, 1982

500
RUCIE H. SCOTT
REGISTER OF DEEDS

My Commission Expires:

BY _____ DEP.