

"CODE OF '84"

ORD. NO. DATE PASSED DATE PUBLISHED PAGES DISTR'D SUBJECT OF ORDINANCE

1399	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING THE IMPROVEMENT OF STATE LINE RD. IMPROVEMENTS, PHASE IVI
1400	5/2/94	5/20/94	N/A	AN ORD. AUTHORIZING AND PROVIDING FOR CONDEMNATION OF PRIVATE PROPERTY FOR STATE LINE RD. IMPROVEMENTS, PHASE III
1401	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 130-94-9; TOWN CENTER DRIVE; \$400,000.00
1402	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 115-94-10; MISSION RD., 103RD-COLLEGE BLVD.; \$400,000.00
1403	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 124-94-11; K-150, STATE LINE-NALL; \$1,000,000.00
1404	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 132-94-12; STATE LINE RD., PHASE I; \$1,000,000.00
1405	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 133-94-13; MUNICIPAL GOLF COURSE; \$3,400,000.00
1406	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 129-94-14; 143RD ST., MISSION-1320 FEET EAST; \$400,000.00
1407	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 137-94-15; STATE LINE RD., PHASE IV; \$100,000.00
1408	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 126-94-16; MISSION RD., 95TH ST.-103RD ST.; \$100,000.00
1409	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 134-94-17; STATE LINE RD., PHASE II; \$300,000.00
1410	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 142-94-18; BELL DR. & IRON HORSE DR.; \$300,000.00
1411	5/2/94	5/3/94	N/A	AN ORD. AUTHORIZING ISSUANCE OF TEMPORARY NOTES; SERIES 136-94-19; STATE LINE RD., PHASE III; \$700,000.00

ORD. NO.	DATE PASSED	DATE PUBLISHED	"CODE OF '84" PAGES DISTR'D	SUBJECT OF ORDINANCE
1388	12/20/93	12/21/93	N/A	AN ORD. REZONING PROPERTY (QUAIL CREST) LOCATED AT APPROX. 139TH & ROE FROM AG TO RP-1
1389	1/17/94	1/18/94	N/A	AN ORD. ACCEPTING A DEED FOR GROUND IN THE VICINITY OF 127TH ST. & NALL AVE.
1390	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 135-94-1; GOLF COURSE LAND; \$700,000
1391	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 130-94-2; TOWN CENTER DRIVE; \$600,000
1392	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 132-94-3; STATE LINE ROAD, PHASE I; \$300,000
1393	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 138-94-4; MISSION RD., SOUTH OF 151ST STREET; \$1,000,000
1394	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 115-94-5; MISSION RD., 103RD-COLLEGE BLVD.; \$200,000
1395	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 124-94-6; 135TH ST. (K-150), STATE LINE-NALL AVE.; \$200,000
1396	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 128-94-7; OLD KENNETH RD.; \$200,000
1397	1/17/94	1/18/94	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 134-94-8; STATE LINE RD., PHASE II; \$900,000
1398 C	2/7/94	2/8/94	X	AN ORD. RELATING TO CUTTING OF WEEDS AND VEGETATION

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1377	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES L.I.D. 92-4-93S, PROJECT 130; TOWN CENTER DRIVE; \$500,000
1378	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES L.I.D. 93-3-93T, PROJECT 129; 143RD ST., MISSION-1, 320 FEET EAST; \$400,000
1379	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93U, PROJECT 126; MISSION RD., 95TH ST.-103RD ST.; \$100,000
1380	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93V, PROJECT 137; STATE LINE RD., PHASE 4; \$100,000
1381	9/7/93	9/14/93	N/A	AN ORD. GRANTING A SANITARY SEWER SERVICE LINE TO BELL DEVELOPMENT, INC., FOR A FUTURE SEWER LINE TO PROPOSED LOT 16, LEAWOOD MISSION VALLEY SUBDIVISION
1382	9/20/93	9/21/93	N/A	AN ORD. REZONING PROPERTY (LEAWOOD PAVILIONS) LOCATED AT NORTHWEST CORNER OF 151ST AND MISSION RD. FROM AG TO RP-1
1383	10/4/93	10/5/93	N/A	AN ORD. GRANTING RIGHTS-OF-WAY TO JOHNSON COUNTY WASTEWATER DISTRICT FOR SANITARY SEWER LINE CONSTRUCTION AT THE IRON HORSE GOLF CLUB IN THE VICINITY OF 151ST, MISSION/NALL
1384	10/18/93	11/2/93	N/A	AN ORD. AMENDING SECTION 2-7 (FENCES AND WALLS) OF THE LEAWOOD DEVELOPMENT ORDINANCE - to address the location & height of retaining walls
1385	10/18/93	11/2/93	N/A	AN ORD. ESTABLISHING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF A BASE LEASE OF CERTAIN FURNISHINGS AND EQUIPMENT, AND AUTHORIZING EXECUTION OF A LEASE/PURCHASE AGREEMENT OF SUCH FURNISHINGS - furniture for new city hall
1386	11/15/93	11/16/93	N/A	AN ORD. REZONING PROPERTY (VILLAS OF IRON HORSE) LOCATED AT APPROX. 151ST & NALL FROM AG TO RP-4
1387	11/15/93	11/16/93	N/A	AN ORD. REZONING PROPERTY (IRON HORSE ESTATES) LOCATED AT APPROX. 154TH & MISSION FROM R-1 TO RP-1

ORD. NO.	DATE PASSED	DATE PUBLISHED	"CODE OF '84" PAGES DISTR'D	SUBJECT OF ORDINANCE
1364	8/16/93	8/17/93	N/A	AN ORD. REZONING PROPERTY (LEAWOOD PLACE), K-150 & MISSION, FROM AG (AGRICULTURAL) TO SD (SPECIAL DEVELOPMENT DISTRICT)
1365	8/16/93	8/17/93	N/A	AN ORD. REZONING PROPERTY (FOR MCDONALD'S RESTAURANT), 119TH & ROE, CAMELOT COURT SHOPPING CENTER, FROM CP-1 (PLANNED NEIGHBORHOOD RETAIL) TO CP-2 (PLANNED GENERAL RETAIL)
1366	8/16/93	8/17/93 & 8/24/93	N/A	AN ORD. ESTABLISHING THE 1994 ANNUAL ASSESSMENT FOR THE LEAWOOD SEWER SYSTEM
1367 C	8/16/93	8/17/93	X	AN ORD. ESTABLISHING THE LEAWOOD PUBLIC GOLF COURSE FUND
1368	8/16/93	8/17/93	N/A	AN ORD. GRANTING RIGHTS-OF-WAY TO LATERAL SEWER DISTRICT NO. 20 OF TOMAHAWK CREEK SEWER DISTRICT NO. 5 FOR SANITARY SEWER CONSTRUCTION IN TOMAHAWK CREEK ESTATES
1369	8/16/93	8/17/93	N/A	AN ORD. GRANTING A RIGHT-OF-WAY EASEMENT TO KCP&L, CITY HALL/LIBRARY SITE, 117TH & ROE AVE.
1370	9/7/93	9/10/93	N/A	AN ORD. ADOPTING AN AMENDMENT TO THE 1993 MASTER DEVELOPMENT PLAN MAP
1371	9/7/93	9/10/93	N/A	AN ORD. REZONING PROPERTY (WORTHINGTON), 143RD & ROE, FROM AG TO RP-1
1372	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING IMPROVEMENT OF STATE LINE RD., PHASE 4 - approx. 103rd to Carondolet, including bridges
1373	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93N, PROJECT 133; MUNICIPAL GOLF COURSE; \$3,400,000.00
1374	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93P, PROJECT 115; MISSION RD., 103RD-COLLEGE BLVD.; \$400,000
1375	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93Q; PROJECT 124; K-150, STATE LINE-NALL AVE.; \$1,000,000
1376	9/7/93	9/10/93	N/A	AN ORD. AUTHORIZING TEMPORARY NOTES; SERIES L.I.D. 92-3-93R, PROJECT 132; STATE LINE RD., PHASE I; \$900,000

ORD. NO.	DATE PASSED	DATE PUBLISHED	"CODE OF '84" PAGES DISTR'D	SUBJECT OF ORDINANCE
1353	7/6/93	7/13/93	N/A	AN ORD. VACATING A SANITARY SEWER EASEMENT SHOWN ON THE PLAT OF PATIO HOMES AT HALLBROOK 1ST PLAT - Lot 11
1354	7/6/93	11/3/93	N/A	AN ORD. ACCEPTING A DEED FOR LAND TO BE USED FOR STREET PURPOSES - Pawnee Lane between 119th St. and the south line of Tomahawk Creek Estates
1355	7/6/93	7/13/93	N/A	AN ORD. AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY AND AUTHORIZING SURVEY AND DESCRIPTION OF LAND AND INTEREST TO BE CONDEMNED - for K-150 improvements, State Line Rd. to Nall Ave.
1356	7/19/93	7/20/93	N/A	AN ORD. AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY FOR THE USE OF THE CITY - for replacement of bridge at 85th Terr. & High Dr.
1357 C	7/19/93	7/20/93	X	AN ORD. ADOPTING THE 1993 EDITION OF THE "STANDARD TRAFFIC ORDINANCE"
1358 C	7/19/93	7/20/93	X	AN ORD. AMENDING SECTION 14-201 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR VIOLATIONS OF LOCAL TRAFFIC REGULATIONS
1359 C	7/19/93	7/20/93	X	AN ORD. ADOPTING THE 1993 EDITION OF THE "UNIFORM PUBLIC OFFENSE CODE"
1360 C	7/19/93	7/20/93	X	AN ORD. AMENDING SECTION 11-201 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR LOCAL PUBLIC OFFENSE VIOLATIONS
1361 C	7/19/93	7/20/93	X	AN ORD. AMENDING SECTION 11-606 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR DRUG OFFENSES
1362 C	7/19/93	7/20/93	X	AN ORD. REPEALING SECTION 11-202 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO THE GIVING OF WORTHLESS CHECKS - already in the "Uniform Public Offense Code"
1363	8/2/93	8/3/93	N/A	AN ORD. CONVEYING LEAWOOD CITY PARK LAND TO STATE OF KANSAS FOR I-435 HIGHWAY/STATE LINE ROAD INTERCHANGE IMPROVEMENTS, AND REPEALING ORD. NO. 1334 (due to revision of legal description of land to be conveyed).

ORD. NO.	DATE PASSED	DATE PUBLISHED	"CODE OF '84" PAGES DISTR'D	SUBJECT OF ORDINANCE
1341	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93L, PROJECT 135; GOLF COURSE LAND; \$700,000
1342	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES L.I.D. 92-4-93I, PROJECT 130; TOWN CENTER DRIVE CONSTRUCTION; \$600,000
1343	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES L.I.D. 92-3-93H, PROJECT 132; STATE LINE RD. IMPROVEMENTS, PHASE 1; \$300,000
1344	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93F, PROJECT 115; MISSION RD. IMPROVEMENTS, 103RD/COLLEGE BLVD.; \$200,000
1345	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93G, PROJECT 124; 135TH ST. (K-150) IMPROVEMENTS, STATE LINE/NALL AVE.; \$200,000
1346	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES L.I.D. 93-2-93K, PROJECT 128; OLD KENNETH RD. IMPROVEMENTS; \$200,000
1347	5/17/93	5/18/93	N/A	ORD. AUTHORIZING THE IMPROVEMENT OF MISSION RD., A MAIN TRAFFICWAY, FROM 151ST ST. TO THE SOUTHERN CITY LIMITS, A DISTANCE OF APPROX. ONE-HALF (1/2) MILE
1348	5/17/93	5/18/93	N/A	ORD. AUTHORIZING THE IMPROVEMENT OF STATE LINE RD., PHASE 2, A MAIN TRAFFICWAY, FROM A POINT BEGINNING APPROX. 50' NORTH OF THE CENTERLINE OF 119TH ST. AND ENDING 206.47' SOUTH OF THE CENTERLINE OF 123RD ST.
1349	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES 93M, PROJECT 138; MISSION RD. IMPROVEMENTS SOUTH OF 151ST ST.; \$1,000,000
1350	5/17/93	5/18/93	N/A	ORD. AUTHORIZING TEMPORARY NOTES; SERIES L.I.D. 93-1-93J, PROJECT 134; STATE LINE RD. IMPROVEMENTS, PHASE 2; \$700,000
1351 C	6/7/93	6/8/93	X	ORD. ADOPTING THE 1993 EDITION OF THE NATIONAL ELECTRICAL CODE
1352 C	6/21/93	6/22/93	X	ORD. RELATING TO THE CUTTING OF WEEDS AND VEGETATION - property maintenance

ORDINANCE NO. 1411

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 136-94-19 (STATE LINE ROAD, PHASE III), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY 123RD STREET AND APPROXIMATELY 135TH STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 123rd Street to approximately 135th Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1399 on May 2, 1994; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of the improvement is estimated to be \$3,300,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas,

designated Temporary Notes, Series 136-94-19 (State Line Road, Phase III), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 136-94-19 (State Line Road, Phase III), shall consist of bearer notes numbered 1 through 7 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, K.S.A. 12-689, and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club

Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.881% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$ 1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

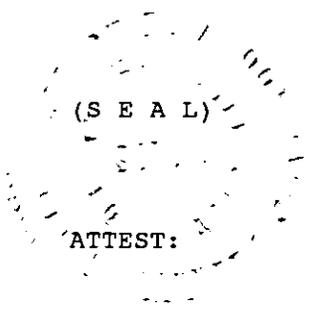
The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.



Marcia Rinehart
Marcia Rinehart, Mayor

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:
[Signature]
R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

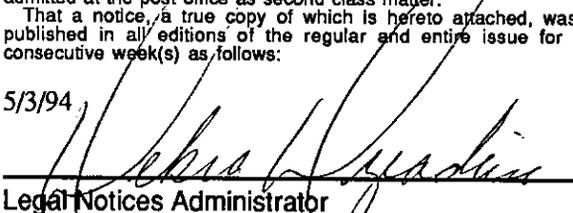
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$92.05

Ord. 1411

\$92.05

ORDINANCE NO. 1411

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1411

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 136-94-19 (STATE LINE ROAD, PHASE III), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY 123RD STREET AND APPROXIMATELY 135TH STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 123rd Street to approximately 135th Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1399 on May 2, 1994; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of the improvement is estimated to be \$3,300,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 136-94-19 (State Line Road, Phase III), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 136-94-19 (State Line Road, Phase III), shall consist of bearer notes numbered 1 through 7 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, K.S.A. 12-689, and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay

said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.881% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$ 1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Well	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

CONTINUED FROM PAGE 7

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

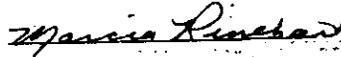
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

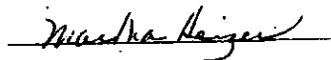
PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Retzler, City Attorney

ORDINANCE NO. 1410

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 142-94-18 (BELL DRIVE AND IRON HORSE DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF BELL DRIVE, SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1153 under K.S.A. 12-6a01 et seq and adopted by the Governing Body of the City of Leawood on February 7, 1994; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,642,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 142-94-18 (Bell Drive and Iron Horse Drive), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 142-94-18, shall consist of bearer notes numbered from 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.851% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.



Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED FOR FORM

R. S. Wetzler

R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

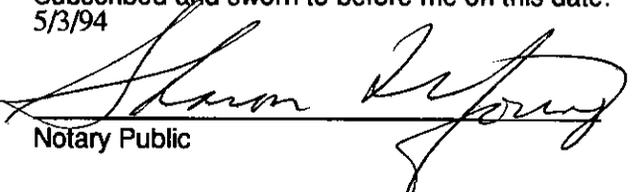
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94



Notary Public

SHARON L. YOUNG

Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$78.19

Ord. 1410

\$78.19

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 142-94-18 (Bell Drive and Iron Horse Drive), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 142-94-18, shall consist of bearer notes numbered from 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.85% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

ORDINANCE NO. 1410

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1410

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 142-94-18 (BELL DRIVE AND IRON HORSE DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF BELL DRIVE, SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1153 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on February 7, 1994; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,642,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

Marcia Rinehart
 Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
 Martha Heizer, City Clerk

APPROVED FOR FORM

R. S. Wetzler
 R. S. Wetzler, City Attorney

ORDINANCE NO. 1409

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 134-94-17 (STATE LINE ROAD, PHASE II), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY 112TH TERRACE TO APPROXIMATELY 123RD STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1106 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 3, 1993; and

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 112th Terrace to approximately 123rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1348 on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of the improvement is estimated to be \$1,476,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the

immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 134-94-17 (State Line Road, Phase II), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 134-94-17 (State Line Road, Phase II), shall consist of bearer notes numbered 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, K.S.A. 12-689, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in

the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.881% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$ 1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000

- | | | |
|--|------------------|------------|
| (7) Temporary Notes, 128-94-7
Old Kenneth Road | February 1, 1994 | \$ 200,000 |
| (8) Temporary Notes, 134-94-8
State Line Road, Phase II | February 1, 1994 | \$ 900,000 |

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)

ATTEST:

Marcia Rinehart

Marcia Rinehart, Mayor

Martha Heizer

Martha Heizer, City Clerk

APPROVED FOR FORM:

[Signature]
E. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

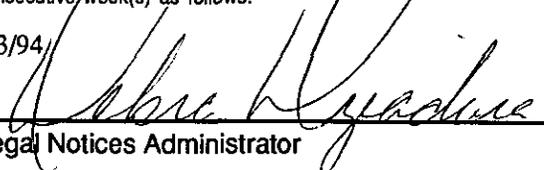
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

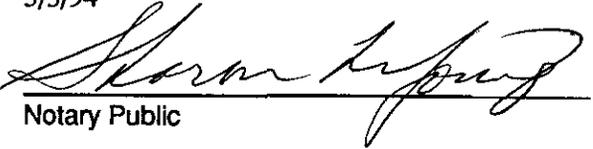
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$94.35

rd. 1409

\$94.35

ORDINANCE NO. 1409

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1409

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 134-94-17 (STATE LINE ROAD, PHASE II), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY 112TH TERRACE TO APPROXIMATELY 123RD STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1106 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 3, 1993; and

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 112th Terrace to approximately 123rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1348 on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of the improvement is estimated to be \$1,476,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 134-94-17 (State Line Road, Phase II), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 134-94-17 (State Line Road, Phase II), shall consist of bearer notes numbered 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, K.S.A. 12-689, 12-6a14 and all acts amendatory thereto.

Both principal of ~~the~~ interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.88% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$ 1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000

- | | | |
|--|------------------|------------|
| (6) Temporary Notes, 124-94-6
135th Street (K-150), State Line-Nall | February 1, 1994 | \$ 200,000 |
| (7) Temporary Notes, 128-94-7
Old Kenneth Road | February 1, 1994 | \$ 200,000 |
| (8) Temporary Notes, 134-94-8
State Line Road, Phase II | February 1, 1994 | \$ 900,000 |

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzel
R. S. Wetzel, City Attorney

ORDINANCE NO. 1408

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 126-94-16 (MISSION ROAD, 95TH STREET-103RD STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 95TH STREET-103RD STREET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 95th Street-103rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1330 on January 18, 1993; and

WHEREAS, total cost of improvements to Mission Road, 95th Street-103rd Street, is estimated to be \$1,571,300; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas,

designated Temporary Notes, Series 126-94-16 (Mission Road, 95th Street-103rd Street), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 126-94-16 (Mission Road, 95th Street-103rd Street), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor

which shall not be less than 99.851% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2)	Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3)	Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4)	Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5)	Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6)	Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7)	Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8)	Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of

\$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)



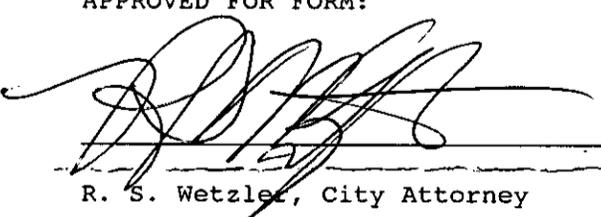
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORM:



R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

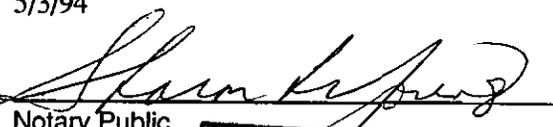
STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94


Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$92.05

Form 1408

\$92.05

ORDINANCE NO. 1408

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1408

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 126-94-16 (MISSION ROAD, 95TH STREET-103RD STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 95TH STREET-103RD STREET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the

CONTINUED ON PAGE 11

"Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 95th Street-103rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1330 on January 18, 1993; and

WHEREAS, total cost of improvements to Mission Road, 95th Street-103rd Street, is estimated to be \$1,571,300; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 126-94-16 (Mission Road, 95th Street-103rd Street), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 126-94-16 (Mission Road, 95th Street-103rd Street), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore

described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.85% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following-described obligations:

	ISSUE	DATE	PRINCIPAL AMOUNT
(1)	Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2)	Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3)	Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4)	Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5)	Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6)	Temporary Notes, 124-94-6 135th Street (X-150), State Line-Mall	February 1, 1994	\$ 200,000
(7)	Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8)	Temporary Notes, 134-94-8 State Line Road; Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

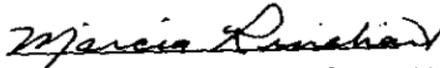
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

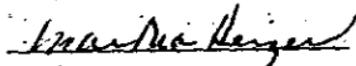
APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)



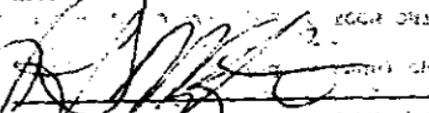
Marcia Rinehart, Mayor

ATTEST:



Martha Helzer, City Clerk

APPROVED FOR FORM:



R. S. Wetzler, City Attorney

ORDINANCE NO. 1407

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 137-94-15 (STATE LINE ROAD, PHASE IV), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT TO STATE LINE ROAD FROM A POINT 25.50 FEET SOUTH OF THE CENTERLINE OF 103RD STREET TO A POINT 123.76 FEET SOUTH OF THE CENTERLINE OF CARONDOLET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Rd., 103rd Street-Carondolet, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1372 on September 7, 1993; and

WHEREAS, the total cost of improvements or reimprovements to State Line Rd., 103rd Street-Carondolet, is estimated to be \$3,680,000.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of

right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 137-94-15 (State Line Rd., 103rd Street-Carondolet), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 137-94-15 (State Line Rd., 103rd Street-Carondolet), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the

original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.851% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2)	Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3)	Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4)	Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5)	Temporary Notes, 115-94-5 Mission Road, 103rd College	February 1, 1994	\$ 200,000
(6)	Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7)	Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8)	Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt

obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

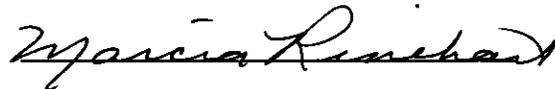
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)



Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

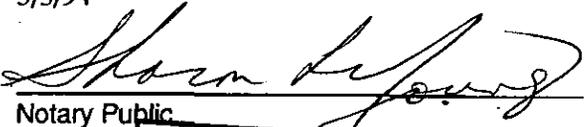
STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94


Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94


Notary Public

SHARON LY YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$92.05

LEAWOOD:

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 137-94-15 (State Line Rd., 103rd Street-Carondolet), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 137-94-15 (State Line Rd., 103rd Street-Carondolet), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.85% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform

CONTINUED ON PAGE 13

ORDINANCE NO. 1407

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1407

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 137-94-15 (STATE LINE ROAD, PHASE IV), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT TO STATE LINE ROAD FROM A POINT 25.50 FEET SOUTH OF THE CENTERLINE OF 103RD STREET TO A POINT 123.76 FEET SOUTH OF THE CENTERLINE OF CARONDOLET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY, ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the Code of the City of Leawood, Kansas, 1984 designated that portion of State Line Rd., 103rd Street-Carondolet, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1372 on September 7, 1993; and

WHEREAS, the total cost of improvements or reimprovements to State Line Rd., 103rd Street-Carondolet, is estimated to be \$3,680,000.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status ~~of~~ the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2)	Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3)	Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4)	Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5)	Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6)	Temporary Notes, 124-94-6 135th Street (K-150), State Line-Mall	February 1, 1994	\$ 200,000
(7)	Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8)	Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

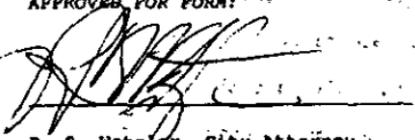
(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Wetzel, City Attorney

ORDINANCE NO. 1406

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 129-94-14 (143RD STREET, MISSION-1320 FEET EAST), WITHIN THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF 143RD STREET FROM MISSION ROAD TO 1320 FEET EAST; SAID IMPROVEMENTS TO BE A TWO-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1108 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$448,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 129-94-14 (143rd Street, Mission-1320 feet east), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 129-94-14, shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office

of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.881% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary

notes other than the following-described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

~~Section Seven: That this Ordinance shall take effect and be in force~~
after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)

Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler

R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$78.19

ORDINANCE NO. 1406

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1406

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 129-94-14 (143RD STREET, MISSION-1320 FEET EAST), WITHIN THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF 143RD STREET FROM MISSION ROAD TO 1320 FEET EAST; SAID IMPROVEMENTS TO BE A TWO-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1108 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$448,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 129-94-14 (143rd Street, Mission-1320 feet east), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 129-94-14, shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so ex-

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

excuted and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.881% of the principal amount thereof.

(S E A L)

Marcia Rinehart
 Marcia Rinehart, Mayor

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

ATTEST:

Martha Heizer
 Martha Heizer, City Clerk

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

APPROVED FOR FORM:

R. S. Wetsles
 R. S. Wetsles, City Attorney

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

ORDINANCE NO. 1405

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 133-94-13 (MUNICIPAL GOLF COURSE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$3,400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND NALL AVENUE AND MAKING IMPROVEMENTS THERETO BY CONSTRUCTING A PUBLIC MUNICIPAL GOLF COURSE AND RELATED FACILITIES.

WHEREAS, the Governing Body authorized the Public Municipal Golf Course project by approval of Resolution No. 1073 on August 3, 1992; and

WHEREAS, the total estimated cost of acquisition of park land and construction is estimated to be \$6,250,000; and

WHEREAS, the cost of said acquisition and improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid project now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 133-94-13 (Municipal Golf Course), in the aggregate principal amount of Three Million Four Hundred Thousand Dollars (\$3,400,000.00), which amount does not exceed the total estimated costs of said project.

Section Two: Said issue of Temporary Notes, Series 133-94-13, shall consist of bearer notes numbered from 1 through 34 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of September 15, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.16% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds

are issued in lieu thereof. Said notes are authorized by K.S.A. 12-1302.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally

recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2)	Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3)	Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4)	Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5)	Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6)	Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7)	Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8)	Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be

"qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

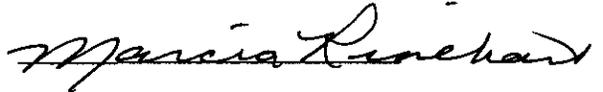
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)



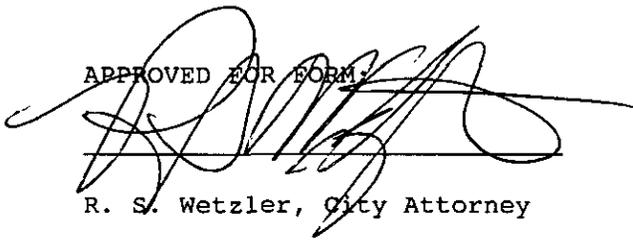
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORM:



R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

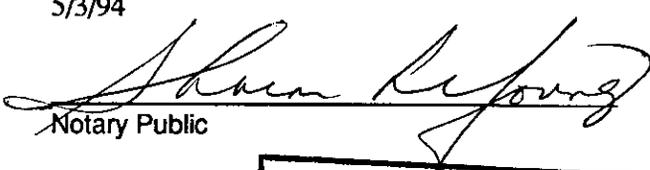
STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94


Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$82.81

Ord. 1405

\$82.81

ORDINANCE NO. 1405

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1405

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 133-94-13 (MUNICIPAL GOLF COURSE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$3,400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND HALL AVENUE AND MAKING IMPROVEMENTS THERETO BY CONSTRUCTING A PUBLIC MUNICIPAL GOLF COURSE AND RELATED FACILITIES.

WHEREAS, the Governing Body authorized the Public Municipal Golf Course project by approval of Resolution No. 1073 on August 3, 1992; and

WHEREAS, the total estimated cost of acquisition of park land and construction is estimated to be \$6,250,000; and

WHEREAS, the cost of said acquisition and improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid project now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 133-94-13 (Municipal Golf Course), in the aggregate principal amount of Three Million Four Hundred Thousand Dollars (\$3,400,000.00), which amount does not exceed the total estimated costs of said project.

Section Two: Said issue of Temporary Notes, Series 133-94-13, shall consist of bearer notes numbered from 1 through 34 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of September 15, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.16% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. ~~Said notes are~~ authorized by K.S.A.

12-1302:

CONTINUED ON PAGE 13

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000

(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

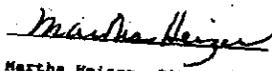
Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

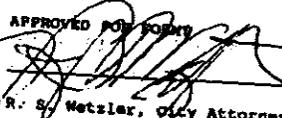
PASSED by the Council the 2nd day of May, 1994.

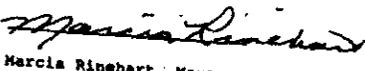
APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR BOARD

R. S. Wetziar, City Attorney


Marcia Rinehart, Mayor

ORDINANCE NO. 1404

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 132-94-12 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF THE CENTERLINE OF CARONDOLET DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 132-94-12 (State Line Road, Phase I), in the aggregate principal amount of One Million Dollars (\$1,000,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 132-94-12, shall consist of bearer notes numbered 1 through 10 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a

rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.881% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
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(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

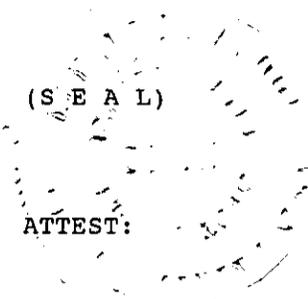
The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.



Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler

R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94

Sharon L. Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$78.19

ORDINANCE NO. 1404

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1404

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 132-94-12 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF THE CENTERLINE OF CARONDOLET DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

CONTINUED ON PAGE 16

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 132-94-12 (State Line Road, Phase I), in the aggregate principal amount of One Million Dollars (\$1,000,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 132-94-12, shall consist of bearer notes numbered 1 through 10 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.50% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.881% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond

counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Metzler
R. S. Metzler, City Attorney

ORDINANCE NO. 1403

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 124-94-11 (135TH STREET [K-150], STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET [K-150], STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Nall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Nall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of

right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 124-94-11 (135th Street [K-150], State Line-Nall Avenue), in the aggregate principal amount of One Million Dollars (\$1,000,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 124-94-11 (135th Street [K-150], State Line-Nall Avenue), shall consist of bearer notes numbered 1 through 10 inclusive, each in the denomination of \$100,000. Said notes shall be dated May 16, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.49% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall

be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.848% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2)	Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3)	Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4)	Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5)	Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6)	Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7)	Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8)	Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

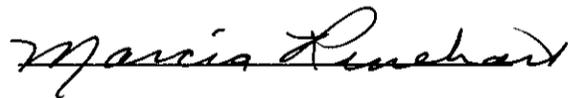
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)



Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORM



R. S. Wetzler, City Attorney



THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

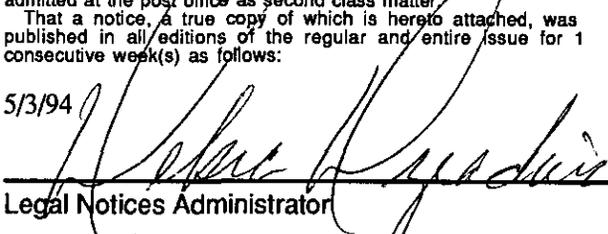
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or internal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/3/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$91.12

Ord. 1403

\$91.12

ORDINANCE NO. 1403

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1403

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 124-94-11 (135TH STREET [K-150], STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET [K-150], STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Nall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Nall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 124-94-11 (135th Street [K-150], State Line-Nall Avenue), in the aggregate principal amount of One Million Dollars (\$1,000,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 124-94-11 (135th Street [K-150], State Line-Nall Avenue), shall consist of bearer notes numbered 1 through 10 inclusive, each in the denomination of \$100,000. Said notes shall be dated May 15, 1994, and shall have the stated maturity date of February 15, 1995. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.49% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the

office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.849% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

- 1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

Table with 3 columns: ISSUE, DATE, PRINCIPAL AMOUNT. Contains 8 rows of note details including series numbers, descriptions, dates, and principal amounts.

CONTINUED FROM PAGE 17

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

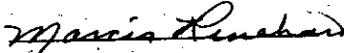
4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

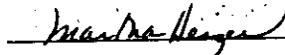
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

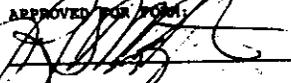
Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.
PASSED by the Council the 2nd day of May, 1994.
APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR SIGNATURE:

R. S. Wetzlar, City Attorney

ORDINANCE NO. 1402

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 115-94-10 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 103rd-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1204 on February 4, 1991; and

WHEREAS, total cost of improvements to Mission Road, 103rd-College Boulevard, is estimated to be \$4,110,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas

designated Temporary Notes, Series 115-94-10 (Mission Road, 103rd-College Boulevard), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 115-94-10 (Mission Road, 103rd-College Boulevard), shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Said notes shall be dated May 16, 1994, and shall have the stated maturity date of September 15, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.16% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank,

the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.875% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2)	Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3)	Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4)	Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5)	Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6)	Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7)	Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8)	Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of

\$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)



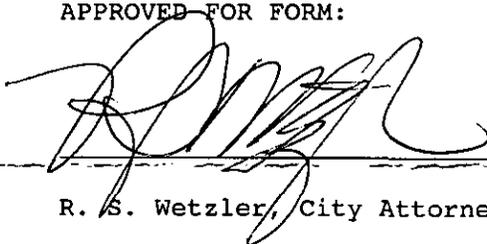
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORM:



R. S. Wetzler, City Attorney



THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

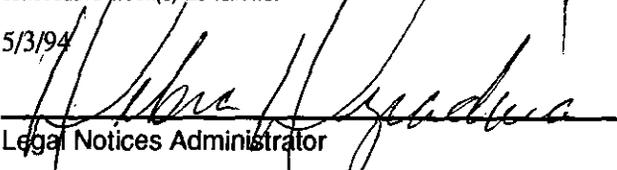
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94


Legal Notices Administrator

Subscribed and sworn to before me on this date:

5/3/94


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$90.90

Ord. 1402

\$90.90

WHEREAS, total cost of improvements to Mission Road, 103rd-College Boulevard, is estimated to be \$4,110,000; and
WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and
WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and
WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas designated Temporary Notes, Series 115-94-10 (Mission Road, 103rd-College Boulevard), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 115-94-10 (Mission Road, 103rd-College Boulevard), shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Said notes shall be dated May 16, 1994, and shall have the stated maturity date of September 15, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 3.16% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank,

ORDINANCE NO. 1402

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1402

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 115-94-10 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURRING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, RENACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the Code of the City of Leawood, Kansas, 1984 designated that portion of Mission Road, 103rd-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement

the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.875% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
(2) Temporary Notes, 130-94-2 Town Center Drive	February 1, 1994	\$ 600,000
(3) Temporary Notes, 132-94-3 State Line Road, Phase I	February 1, 1994	\$ 300,000
(4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
(5) Temporary Notes, 115-94-5 Mission Road, 103rd-Collage	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Hall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzlar
R. S. Wetzlar, City Attorney

ORDINANCE NO. 1401

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 130-94-9 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 130-94-9 (Town Center Drive), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 130-94-9, shall consist of bearer notes numbered from 1 through 4 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of September 15, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.16% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.875% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 135-94-1 Golf Course Land	February 1, 1994	\$ 700,000
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(5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
(6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
(7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
(8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

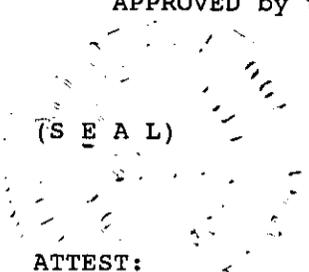
The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.



(S E A L)

Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler

R. S. Wetzler, City Attorney

ORDINANCE NO. 1401

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1401

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 130-94-9 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 130-94-9 (Town Center Drive), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 130-94-9, shall consist of bearer notes numbered from 1 through 4 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated May 16, 1994, and shall have the stated maturity date of September 15, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 3.16% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

CONTINUED ON PAGE 21

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

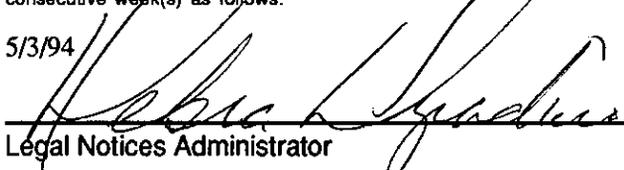
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94


Legal Notices Administrator

Subscribed and sworn to before me on this date:

5/3/94


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$77.08

Ord. 1401

\$77.08

ORDINANCE NO. 1401

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1401

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 130-94-9 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 130-94-9 (Town Center Drive), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00), which amount does not exceed the total estimated costs of said improvements.

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CONTINUED ON PAGE 21

City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.875% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from a nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax-exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes other than the following described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
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4) Temporary Notes, 138-94-4 Mission Road, south of 151st	February 1, 1994	\$1,000,000
5) Temporary Notes, 115-94-5 Mission Road, 103rd-College	February 1, 1994	\$ 200,000
6) Temporary Notes, 124-94-6 135th Street (K-150), State Line-Nall	February 1, 1994	\$ 200,000
7) Temporary Notes, 128-94-7 Old Kenneth Road	February 1, 1994	\$ 200,000
8) Temporary Notes, 134-94-8 State Line Road, Phase II	February 1, 1994	\$ 900,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

CONTINUED FROM PAGE 19

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the

OAK PARK BANK

First published in The Legal Record, Tuesday, May 3, 1994.

PUBLICATION COPY OF COMMERCIAL AND SAVINGS BANKS
CONSOLIDATED REPORT OF CONDITION (Including Domestic and Foreign Subsidiaries)

LEGAL TITLE OF BANK OAK PARK BANK				STATE BANK NO. 20-4408
				FEDERAL RESERVE DISTRICT NO. 10
CITY OVERLAND PARK	COUNTY JOHNSON	STATE KANSAS	ZIP CODE 66214	CLOSE OF BUSINESS DATE MARCH 31, 1994
Dollar Amounts in Thousands				
ASSETS				
1. Cash and balances due from depository institutions:				
a. Noninterest-bearing balances and currency and coin				2 274
b. Interest-bearing balances				203
2. Securities:				
a. Held-to-maturity securities				2 523
b. Available-for-sale securities				9 111
3. Federal funds sold & securities purchased under agreements to resell in domestic offices of the bank & of its Edge & Agreement subsidiaries, & in IBFs:				
a. Federal funds sold				2 901
b. Securities purchased under agreements to resell				
4. Loans and lease financing receivables:				
a. Loans and leases, net of unearned income				50839
b. LESS: Allowance for loan and lease losses				1089
c. LESS: Allocated transfer risk reserve				0
d. Loans and leases, net of unearned income, allowance, and reserve (item 4 a minus 4 b and 4 c)				49 750
5. Assets held in trading accounts				
6. Premises and fixed assets (including capitalized leases)				45
7. Other real estate owned				1 750
8. Investments in unconsolidated subsidiaries and associated companies				
9. Customers' liability to the bank on acceptances outstanding				
10. Intangible assets				9
11. Other assets				
12. a. Total assets (sum of items 1 through 11)				69 900
b. Loans deferred pursuant to 12 U.S.C. 1823 (j)				0
c. Total assets and losses deferred pursuant to 12 U.S.C. 1823 (j) (sum of items 12 a and 12 b)				69 900
LIABILITIES				
13. Deposits:				
a. In domestic offices:				
(1) Noninterest-bearing				8 990
(2) Interest-bearing				52 471
b. In foreign offices, Edge and Agreement subsidiaries, and IBFs:				
(1) Noninterest-bearing				0
(2) Interest-bearing				0
14. Federal funds purchased and securities sold under agreements to repurchase in domestic offices of the bank & of its Edge & Agreement subsidiaries, & in IBFs:				
a. Federal funds purchased				1 600
b. Securities sold under agreements to repurchase				
15. a. Demand notes issued to the U.S. Treasury				
b. Trading liabilities				
16. Other borrowed money:				
a. With original maturity of one year or less				
b. With original maturity of more than one year				
17. Mortgage indebtedness and obligations under capitalized leases				
18. Bank's liability on acceptances executed and outstanding				
19. Subordinated notes and debentures				
20. Other liabilities				
21. Total liabilities (sum of items 13 through 20)				64 400
22. Limited - We preferred stock and related surplus				
EQUITY CAPITAL				
23. Perpetual preferred stock and related surplus (No. of shares outstanding)				
24. Common stock (No. of shares):				
a. Authorized				
b. Outstanding				75,000
25. Surplus				
26. a. Undivided profits and capital reserves				3 600
b. Net unrealized holding gains (losses) on available-for-sale securities				
27. Cumulative foreign currency translation adjustments				
28. a. Total equity capital (sum of items 23 through 27)				5 400
b. Losses deferred pursuant to 12 U.S.C. 1823 (j)				0
c. Total equity capital and losses deferred pursuant to 12 U.S.C. 1823 (j) (sum of items 28 a. & 28 b)				5 400
29. Total liabilities, limited - We preferred stock, equity capital, and losses deferred pursuant to 12 U.S.C. 1823 (j) (sum of items 21, 22, and 28 c)				69 900
MEMORANDA: Amounts outstanding as of Report of Condition date:				
1. a. Standby letters of credit: Total				
b. Amount of Standby letters of credit in memo 1. a. conveyed to others through participations				
NOTE: This report must be signed by an authorized officer(s) and attested by not less than three directors other than the officer(s) signing. If the undersigned officer(s), do hereby declare that this Report of Condition has been prepared in conformance with official instructions and correct to the best of my (our) knowledge and belief.				
SIGNATURE OF OFFICER(S) AUTHORIZED TO SIGN REPORT				DATE SIGNED
NAME(S) AND TITLE(S) OF OFFICER(S) AUTHORIZED TO SIGN REPORT				APRIL 26, 1994
TRACI PICKERT, CONTROLLER				AREA CODE/PHONE NO.
				(913) 492-7500
We, the undersigned directors, attest to the correctness of this Report of Condition and declare that it has been examined by us and our knowledge and belief has been prepared in conformance with official instructions and is true and correct.				
SIGNATURE OF DIRECTOR		SIGNATURE OF DIRECTOR		SIGNATURE OF DIRECTOR
LEWIS, WHITE		JACK N. FINGERSH		IRWIN, BLITT

CONTINUED FROM PAGE 21

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM
R. S. Wetzlar
R. S. Wetzlar City Attorney

reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the Income Tax Regulations (the "Regulations").

This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.

Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the Regulations.

Section 6. That this Ordinance shall be filed within 30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 2nd day of May, 1994.

Approved by the Mayor this 2nd day of May, 1994

(S E A L)

Marcia Rinehart

Marcia Rinehart

Mayor

ATTEST:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM

R. S. Wetzler
R. S. Wetzler City Attorney

Loans and lease financing receivables:				
a. Loans and leases, net of unearned income		287	215	
b. LESS: Allowance for loan and lease losses		12	018	
c. LESS: Allocated transfer risk reserve			-	
d. Loans and leases, net of unearned income, allowance, and reserve (Item 4.a minus 4.b and 4.c)				275 197
Assets held in trading accounts				2 622
Premises and fixed assets (including capitalized leases)				26 691
Other real estate owned				
Investments in unconsolidated subsidiaries and associated companies				
Customers' liability to this bank on acceptances outstanding				
Intangible assets				7 90
Other assets				457 58
a. Total assets (sum of Items 1 through 11)				
b. Loans deferred pursuant to 12 U.S.C. 1823 (j)				
c. Total assets and losses deferred pursuant to 12 U.S.C. 1823(j) (sum of Items 12 a and 12.b)				457 58

LIMITIES				
Deposits:				
a. In domestic offices				
(1) Noninterest-bearing		37	796	
(2) Interest-bearing		376	561	
b. In foreign offices, Edge and Agreement subsidiaries, and IBFs				
(1) Noninterest-bearing				
(2) Interest-bearing				

Federal funds purchased and securities sold under agreements to repurchase in domestic offices of the bank & of its Edge & Agreement subsidiaries, & in IBFs:				
a. Federal funds purchased				20
b. Securities sold under agreements to repurchase				1 65
Demand notes issued to the U.S. Treasury				
Other borrowed money				
Mortgage indebtedness and obligations under capitalized leases				
Bank's liability on acceptances executed and outstanding				
Subordinated notes and debentures				2 92
Other liabilities				417 12
Total liabilities (sum of Items 13 through 20)				
Limited - life preferred stock and related surplus				

EQUITY CAPITAL				
Perpetual preferred stock and related surplus (No. of shares outstanding)				
Common stock (No. of shares):				
a. Authorized	100,000			5 00
b. Outstanding	100,000			5 00
Surplus (exclude all surplus related to stock)				30 46
a. Undivided profits and capital reserves				
b. LESS: Net unrealized loss on marketable equity securities				
Cumulative foreign currency translation adjustments				40 46
a. Total equity capital (sum of Items 23 through 27)				
b. Losses deferred pursuant to 12 U.S.C. 1823 (j)				40 46
c. Total equity capital and losses deferred pursuant to 12 U.S.C. 1823 (j) (sum of Items 28 a. & 28.b)				
Total liabilities, limited - life preferred stock, equity capital, and losses deferred pursuant to 12 U.S.C. 1823 (j) (sum of Items 21, 22, and 28.c)				457 58

MEMORANDA: Amounts outstanding as of Report of Condition date:

a. Standby letters of credit. Total

b. Amount of Standby letters of credit in memo 1.a. conveyed to others through participations

NOTE: This report must be signed by an authorized officer(s) and attested by not less than three directors other than the officer(s) signing it. We, the undersigned officer(s), do hereby declare that this Report of Condition has been prepared in conformance with official instructions and correct to the best of my knowledge and belief.

SIGNATURE OF OFFICER(S) AUTHORIZED TO SIGN REPORT

Timothy J. Kelley

DATE SIGNED
APRIL 29, 1994

AREA CODE/PHONE NO.
(913) 381-3311

NAME(S) AND TITLE(S) OF OFFICER(S) AUTHORIZED TO SIGN REPORT
TIMOTHY J. KELLEY, SR VICE PRESIDENT

We, the undersigned directors, attest to the correctness of this Report of Condition and declare that it has been examined by us and our knowledge and belief has been prepared in conformance with official instructions and is true and correct.

SIGNATURE OF DIRECTOR *Sharon K. Cassidy* **SIGNATURE OF DIRECTOR** *Sharon K. Cassidy* **SIGNATURE OF DIRECTOR** *Sharon K. Cassidy*

NOTARY PUBLIC

State of **KANSAS** County of **JOHNSON**

do hereby certify that I am not an officer or director of this bank.

My commission expires **September 18, 1996**

Sharon K. Cassidy
Sharon K. Cassidy

CONTINUED FROM PAGE 19

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes in whole or in part (but in any event in the full face amount of the particular note) at any time.

ORDINANCE NO. 1400

AN ORDINANCE AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY FOR THE USE OF THE CITY AND AUTHORIZING SURVEY AND DESCRIPTION OF THE LAND AND INTEREST TO BE CONDEMNED.

WHEREAS, the Governing Body of the City of Leawood, Kansas, did by resolution approved on May 2, 1994, declare the necessity of appropriating certain private property for the use of the City; and

WHEREAS, the Governing Body has previously authorized a survey and description of the land and interests to be condemned to be made by some competent engineer and filed with the City Clerk; and

WHEREAS, a survey and description of the lands and interests to be condemned has been made by a competent engineer and filed with the City Clerk.

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

Section 1. The Governing Body of the City of Leawood hereby determines that the lands and interests described hereinafter are necessary for the purposes of improving and re-improving State Line Road from 123rd Street to 135th Street in accordance with plans on file with the Director of Public Works of the City of Leawood, which plans are identified as State Line Road, Phase III, and does hereby authorize and provide for the acquisition said lands by condemnation.

Section 2. The City Attorney is hereby authorized and

directed to institute eminent domain proceedings to acquire the property and interests described by survey filed with the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of construction of improvements and re-improvements to State Line Road as described hereinbefore. Specifically, the City Attorney is authorized and directed to institute eminent domain proceedings to acquire the following described interests and property:

Parcel K-1:

OWNER: Leawood Plaza Development Company, a partnership

PERMANENT RIGHT-OF-WAY:

All that part of the South 1/2 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of the South 1/2 of said Fractional Section 26; thence South 02 degrees 40 minutes 20.4 seconds East along the Kansas/Missouri State Line a distance of 73.67 feet; thence South 01 degrees 58 minutes 21.8 seconds East continuing along the Kansas/Missouri State Line a distance of 1857.17 feet; thence South 88 degrees 01 minutes 38.2 seconds West a distance of 35.00 feet; thence North 01 degrees 58 minutes 21.8 feet West along a line parallel to the Kansas/Missouri State Line a distance of 1783.33 feet; thence North 02 degrees 40 minutes 20.4 seconds West continuing along a line parallel to the Kansas/Missouri State Line a distance of 73.83 feet to a point on the North line of the said Fractional Section 26; thence North 87 degrees 56 minutes 05.6 seconds East along the North line of the said Fractional Section 26 a distance of 35.00 feet to the true point of beginning; said tract of land containing all of the land herein described except that part in existing road Right-of-Way.

TEMPORARY CONSTRUCTION EASEMENT

All that part of the South 1/2 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Fractional Section 26; thence North 01 degrees 58 minutes 21.8 seconds West along the Kansas/Missouri State Line a distance of 479.33 feet; thence South 88 degrees 01 minutes 38.2 seconds West a distance of 23.53 feet to a point on the existing Westerly Right-of-Way line of State Line Road to the true point of beginning; thence continuing South 88 degrees 01 minutes 38.2 seconds West a distance of 20.00 feet; thence North 05 degrees 05 minutes 57.6 seconds West a distance of 210.31 feet; thence North 12 degrees 03 minutes 48.7 feet East a distance of 41.23 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 850.00 feet; thence South 88 degrees 01 minutes 38.2 seconds West a distance of 20.00 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 40.00 feet; thence North 88 degrees 01 minutes 38.2 seconds East a distance of 20.00 feet; thence North 00 degrees 54 minutes 42.5 seconds West a distance of 270.05 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 600.00 feet; thence North 23 degrees 57 minutes 09.4 seconds West a distance of 45.42 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 25.00 feet; thence North 87 degrees 56 minutes 05.6 seconds East a distance of 22.00 feet; thence South 01 degrees 58 minutes 21.8 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 1767.16 feet; thence North 88 degrees 01 minutes 38.2 seconds East a distance of 11.47 feet to a point on the existing Westerly Right-of-Way line of State Line Road; thence South 01 degrees 58 minutes 21.8 seconds East along said Westerly Right-of-Way line a distance of 310.00 feet to the true point of beginning.

PERMANENT DRAINAGE EASEMENT

All that part of the South 1/2 of Fractional Section 26, Township 13 South, Range 25 East, in

the City of Leawood, Johnson County, Kansas described as follows: Commencing at the Northeast corner of the South 1/2 of said Fractional Section 26; thence South 87 degrees 56 minutes 05.6 seconds West along the North line of said Fractional Section 26 a distance of 35.00 feet to the true point of beginning; thence South 02 degrees 40 minutes 20.4 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 73.83 feet; thence South 01 degrees 58 minutes 21.8 seconds East continuing along a line parallel to the Kansas/Missouri State Line a distance of 16.18 feet; thence South 87 degrees 56 minutes 05.6 seconds West a distance of 165.00 feet; thence North 01 degrees 58 minutes 21.8 seconds West a distance of 15.44 feet; thence North 02 degrees 40 minutes 20.4 seconds West a distance of 74.57 feet to a point on the North line of said Fractional Section 26; thence North 87 degrees 56 minutes 05.6 seconds East along said North line a distance of 165.01 feet to the true point of beginning.

Parcel K-2:

OWNER: Leawood Square Limited Partnership, A Missouri Limited Partnership

TEMPORARY CONSTRUCTION EASEMENT

All that part of Tract H, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the South line of said Plat and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along the existing Westerly Right-of-Way line of State Line Road a distance of 15.00 feet to the true point of beginning; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West a distance of 25.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westerly Right-of-Way line of State Line Road a distance of 20.00 feet; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West a distance of 140.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westerly Right-of-Way of State Line Road a distance of 5.00 feet; thence North 87 Degrees, 56 Minutes, 05.6

Seconds East a distance of 140.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westerly Right-of-Way line of State Line Road a distance of 132.51 feet; thence North 87 Degrees, 42 Minutes, 39.7 Seconds East a distance of 15.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westerly Right-of-Way line of State Line Road of distance of 80.00 feet; thence South 87 Degrees, 42 Minutes, 39.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westerly Right-of-Way line of State Line Road a distance of 250.00 feet; thence South 87 Degrees, 42 Minutes, 39.7 Seconds West a distance of 15.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westerly Right-of-Way line of State Line Road a distance of 70.00 feet; thence North 87 Degrees, 42 Minutes, 39.7 Seconds East a distance of 5.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 West along a line parallel to the said existing Westerly Right-of-Way line of State Line Road a distance of 34.54 feet; thence North 54 Degrees, 42 Minutes, 39.7 Seconds East a distance of 29.81 feet to a point on the existing Westerly Right-of-Way line of State Line Road; thence South 02 Degrees, 17 Minutes, 20.3 Seconds East along the said existing Westerly Right-of-Way line of State Line Road a distance of 608.38 feet to the true point of beginning.

PERMANENT DRAINAGE EASEMENT

All that part of Tract H, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the intersection of the South line of said Plat and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West along the South line of said Tract H a distance of 167.38 feet; thence North 02 Degrees, 15 Minutes, 06.9 Seconds West along a line parallel to the existing Westerly Right-of-Way line of State Line Road a distance of 15.00 feet; thence North 87 Degrees, 56 Minutes, 05.6 Seconds East along a line parallel to the South line of said Tract H a distance of 167.37 feet to a point being on the existing Westerly

Right-of-Way line of State Line Road; thence South 02 Degrees, 17 Minutes, 20.3 Seconds East along said existing Westerly Right-of-Way line of State Line Road a distance of 15.00 feet to the point of beginning.

Parcel K-5:

OWNER: N.W. Dible Company, A Kansas General Partnership

TEMPORARY CONSTRUCTION EASEMENT

All those parts of Tracts G and H, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 Degrees, 14 Minutes, 30.8 Seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 103.93 feet to the true point of beginning; thence continuing South 02 Degrees, 14 Minutes, 30.8 Seconds East along the said Westerly Right-of-Way a distance of 211.18 feet to a point on the North line of said Tract H; thence South 02 Degrees, 17 Minutes, 20.3 Seconds East along said Westerly Right-of-Way a distance of 91.83 feet; thence South 54 Degrees, 42 Minutes, 39.7 Seconds West a distance of 29.81 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said Easterly line of Tract H a distance of 65.46 feet; thence North 32 Degrees, 40 Minutes, 05.7 Seconds West a distance of 49.43 feet to a point on the South line of said Tract G; thence North 01 Degrees, 33 Minutes, 26.0 Seconds West a distance of 167.37 feet; thence North 09 Degrees, 58 Minutes, 54.6 Seconds East a distance of 22.42 feet; thence North 60 Degrees, 54 Minutes, 02.2 Seconds East a distance of 48.48 feet to the true point of beginning.

Parcel K-5A:

OWNER: Cambridge Townhouse Association

TEMPORARY CONSTRUCTION EASEMENT

All that part of Parcel C-1, which is a portion of Area 11, Tract G, according to the Certificate of

Survey recorded in Volume 1632, Page 858, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 degrees 14 minutes 30.8 seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 39.71 feet to the true point of beginning; thence continuing South 02 degrees 14 minutes 30.8 seconds East along the said Westerly Right-of-Way a distance of 64.22 feet; thence South 60 degrees 54 minutes 02.2 seconds West a distance of 48.48 feet; thence North 09 degrees 58 minutes 54.6 seconds East a distance of 38.98 feet; thence North 33 degrees 50 minutes 43.7 seconds East a distance of 59.42 feet to the true point of beginning.

TEMPORARY CONSTRUCTION EASEMENT

All that part of Parcel C-1, which is a portion of Area 11, Tract G, according to the Certificate of Survey recorded in Volume 1632, Page 858, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 degrees 14 minutes 30.8 seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 26.71 feet; thence North 31 degrees 32 minutes 22.2 seconds West a distance of 30.65 feet to a point on the North line of said Tract G; thence North 87 degrees 49 minutes 49.5 seconds East along the said North line of Tract G a distance of 15.00 feet to the point of beginning.

Parcel K-10:

OWNER: Cambridge Townhouse Association

TEMPORARY CONSTRUCTION EASEMENT

All that part of Parcel C-1, which is a portion of Area 11, Tract G, according to the Certificate of Survey recorded in Volume 1632, Page 858, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described

as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line road Right-of-Way dedication as shown on said Plat; thence South 02 degrees 14 minutes 30.8 seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 39.71 feet to the true point of beginning; thence continuing South 02 degrees 14 minutes 30.8 seconds East along the said Westerly Right-of-Way a distance of 64.22 feet; thence South 60 degrees 54 minutes 02.2 seconds West a distance of 48.4 feet; thence North 09 degrees 58 minutes 54.6 seconds East a distance of 38.98 feet; thence North 33 degrees 50 minutes 43.7 seconds East a distance of 59.42 feet to the true point of beginning.

TEMPORARY CONSTRUCTION EASEMENT

All that part of Parcel C-1, which is a portion of Area 11, Tract G, according to the Certificate of Survey recorded in Volume 1632, Page 858, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 degrees 14 minutes 30.8 seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 26.71 feet; thence North 31 degrees 32 minutes 22.2 seconds West a distance of 30.65 feet to a point on the North line of said Tract G; thence North 87 degrees 49 minutes 49.5 seconds East along the said North line of Tract G a distance of 15.00 feet to the point of beginning.

Parcel K-12:

OWNER: James V. Hundley

PERMANENT RIGHT-OF-WAY

All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 26; thence South 02 degrees 13 minutes 48.4 seconds East along the Kansas/Missouri State Line a distance of 73.53 feet; thence South 02 degrees 16 minutes 28.5

seconds East continuing along the Kansas/Missouri State Line a distance of 761.75 feet to the true point of beginning; thence continuing South 02 degrees 16 minutes 28.5 seconds East along the Kansas/Missouri State Line a distance of 197.07 feet; thence South 87 degrees 51 minutes 41.2 seconds West a distance of 32.00 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 197.07 feet; thence North 87 degrees 51 minutes 41.3 seconds East a distance of 32.00 feet to the true point of beginning; said tract of land containing all of the land herein described except that part in existing road Right-of-Way.

TEMPORARY CONSTRUCTION EASEMENT

All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 26; thence South 02 degrees 13 minutes 48.4 seconds East along the Kansas/Missouri State Line a distance of 73.53 feet; thence South 02 degrees 16 minutes 28.5 seconds East continuing along the Kansas/Missouri State Line a distance of 761.75 feet; thence South 87 degrees 51 minutes 41.3 seconds West a distance of 32.00 feet to the true point of beginning; thence South 02 degrees 16 minutes 28.5 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 197.07 feet; thence South 87 degrees 51 minutes 41.2 seconds West a distance of 20.00 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 125.80 feet; thence South 87 degrees 43 minutes 31.5 seconds West a distance of 19.71 feet; thence North 02 degrees 16 minutes 28.5 seconds West, along a line parallel to the Kansas/Missouri State Line a distance of 30.00 feet; thence North 87 degrees 43 minutes 31.5 seconds East a distance of 29.71 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 41.24 feet; thence North 87 degrees 51 minutes 41.3 seconds East a distance of 10.00 feet to the true point of beginning.

Parcel K-14:

OWNER: Craig E. Swanson and Cheryn Swanson, Husband and Wife, as Joint Tenants

PERMANENT RIGHT-OF-WAY

All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 26; thence South 02 Degrees, 13 Minutes, 48.4 Seconds East along the Kansas/Missouri State Line of distance of 73.53 feet; thence South 02 Degrees, 16 Minutes, 28.5 Seconds East continuing along the Kansas/Missouri State Line a distance of 586.69 feet; thence South 87 Degrees, 43 Minutes, 31.5 Seconds West a distance of 32.00 feet to the true point of beginning; thence South 02 Degrees, 16 Minutes, 28.5 Seconds East along a line parallel to the Kansas/Missouri State Line a distance of 175.06 feet; thence South 87 Degrees, 51 Minutes, 41.3 West a distance of 10.00 feet; thence North 02 Degrees, 16 Minutes, 28.5 Seconds West along a line parallel to the Kansas/Missouri State Line a distance of 175.06 feet; thence North 87 Degrees, 51 Minutes, 41.4 Seconds east a distance of 10.00 feet to the true point of beginning.

TEMPORARY CONSTRUCTION EASEMENT

All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 26; thence South 02 Degrees, 13 Minutes, 48.4 Seconds East along the Kansas/Missouri State Line a distance of 73.53 feet; thence South 02 Degrees, 16 Minutes, 28.5 East continuing along the Kansas/Missouri State Line a distance of 586.69 feet to the true point of beginning; thence continuing South 02 Degrees, 16 Minutes, 28.5 Seconds East along the Kansas/Missouri State Line a distance of 175.06 feet; thence South 87 Degrees, 51 Minutes, 41.4 Seconds West a distance of 32.00 feet; thence North 02 Degrees, 16 Minutes, 28.5 Seconds West along a line parallel with the Kansas/Missouri State Line a distance of 175.06 feet; thence North 87 Degrees, 51 Minutes, 41.4 Seconds East a distance of 32.00 feet to the true point of beginning; said tract of land containing all the land herein described except that part in existing road Right-of-Way; said tract of land containing 1,802 square feet, more or

less.

Parcel K-15:

OWNER: George F. Schopper and Jean Schopper, Husband and Wife, as Joint Tenants

PERMANENT RIGHT-OF-WAY

All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of said Fractional Section 26; thence South 87 degrees 51 minutes 41.2 seconds West along the North line of said Fractional Section a distance of 32.00 feet; thence South 02 degrees 13 minutes 48.4 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 73.59 feet; thence South 02 degrees 16 minutes 28.5 seconds East continuing along a line parallel to the Kansas/Missouri State Line a distance of 586.63 feet; thence South 87 degrees 51 minutes 41.4 seconds West a distance of 10.00 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 311.70 feet; thence North 71 degrees 01 minutes 22.8 seconds West a distance of 19.31 feet; thence North 02 degrees 16 minutes 28.5 West along a line parallel to the Kansas/Missouri State Line a distance of 15.00 feet; thence North 58 degrees 40 minutes 18.4 seconds East a distance of 20.59 feet; thence North 05 degrees 48 minutes 29.4 seconds West a distance of 243.37 feet; thence North 02 degrees 13 minutes 48.4 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 53.64 feet; thence South 87 degrees 51 minutes 41.2 seconds West along a line parallel to the North line of said Fractional Section 26 a distance of 55.03 feet; thence North 02 degrees 08 minutes 18.8 seconds West a distance of 20.00 feet to a point being on the North line of said Fractional Section 26; thence North 87 degrees 51 minutes 41.2 seconds East along the said North line of Fractional Section 26 a distance of 80.00 feet to the point of beginning.

TEMPORARY CONSTRUCTION EASEMENT

All that part of the Northwest 1/4 Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of said Fractional Section 26; thence South 02 degrees 13 minutes 48.4 seconds East along the Kansas/Missouri State Line a distance of 73.53

feet; thence South 02 degrees 16 minutes 28.5 seconds East continuing along the Kansas/Missouri State Line a distance of 586.69 feet; thence South 87 degrees 51 minutes 41.4 seconds West a distance of 32.00 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel with the Kansas/Missouri State Line a distance of 586.63 feet; thence North 02 degrees 13 minutes 48.4 seconds West continuing along a line parallel with the Kansas/Missouri State Line a distance of 73.59 feet to a point being on the North line of said Fractional Section 26; thence North 87 degrees 51 minutes 41.2 seconds East along the North line of said Fractional Section 26 a distance of 32.00 feet to the point of beginning; said tract of land containing all that land herein described except that part in existing road Right-of-Way.

Parcel K-17:

OWNER: Darrell M. Hosler and Nancy E. Hosler, Husband and Wife, as Joint Tenants

TEMPORARY CONSTRUCTION EASEMENT

All that part of Lot 1, Block 1, "ROYSE", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Southeast corner of said Lot 1; thence South 87 Degrees, 51 Minutes, 41.2 Seconds West along the South line of said Lot 1 a distance of 92.00 feet; thence North 02 Degrees, 08 Minutes, 18.8 Seconds West a distance of 40.00 feet; thence North 87 Degrees, 51 Minutes, 41.2 Seconds East along a line parallel to the South line of said Lot 1 a distance of 82.03 feet; thence North 02 Degrees, 05 Minutes, 50.2 Seconds West along a line parallel to the East line of said Lot 1 a distance of 83.52 feet; thence North 06 Degrees, 11 Minutes, 00.7 seconds West a distance of 70.17 feet; thence North 07 Degrees, 44 Minutes, 26.4 Seconds East a distance of 87.79 feet to a point being on the East line of said Lot 1; thence South 02 Degrees, 05 Minutes, 50.2 Seconds East along the said East line of Lot 1 a distance of 280.00 feet to the point of beginning.

TEMPORARY CONSTRUCTION EASEMENT

All that part of Lot 1, Block 1, "ROYSE", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows:

Beginning at the Northeast corner of said Lot 1; thence South 02 Degrees, 05 Minutes, 50.2 Seconds East along the East line of said Lot 1 a distance of 10.00 feet; thence on a curve to the left, having an initial tangent bearing of South 87 Degrees, 54 Minutes, 12.2 Seconds West and a radius of 400 feet, an arc distance of 53.47 feet; thence North 09 Degrees, 45 Minutes, 20.8 Seconds West a distance of 10.00 feet to a point being on the North line of said Lot 1; thence on a curve to the right, along the said North line of Lot 1, having an initial tangent bearing of North 80 Degrees, 14 Minutes, 39.2 Seconds East and a radius of 410 feet, an arc distance of 54.81 feet to the point of beginning.

Parcel K-18:

OWNER: The Royse Homes Association, A Kansas Not for Profit Corporation

TEMPORARY CONSTRUCTION EASEMENT

All that part of Tract A, "ROYSE", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Tract A; thence North 02 Degrees, 05 Minutes, 45.3 West along the East line of said Tract A a distance of 53.52 feet to the true point of beginning; thence South 87 Degrees, 54 Minutes, 14.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 West along a line parallel to the East line of said Tract A a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along a line parallel to the East line of said Tract A a distance of 49.99 feet; thence South 87 Degrees, 54 Minutes, 14.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along a line parallel to the East line of said Tract A a distance of 39.99 feet; thence South 87 Degrees, 54 Minutes, 14.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along a line parallel to the East line of said Tract A a distance of 85.62 feet to a point being on the North line of said Tract A; thence along the said North line of Tract A line on a curve to the left, having an initial tangent bearing of North 43 Degrees, 55 Minutes, 31.1 Seconds East and a radius of 50.00 feet, an arc

distance of 34.86 feet, to a point being on the East line of said Tract A; thence South 02 Degrees, 05 Minutes, 45.3 Seconds West along the said East line of Tract A line of State Line Road a distance of 206.29 feet to the point of beginning.

Parcel K-21:

OWNER: The Royse Home Association, a Kansas Not for Profit Corporation

TEMPORARY CONSTRUCTION EASEMENT

All that part of Tract A, "ROYSE SWIM CLUB", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Tract A; thence North 02 Degrees, 05 Minutes, 47.3 Seconds West along the East line of said Tract A a distance of 77.33 feet to the true point of beginning; thence South 87 Degrees, 54 Minutes, 12.7 Seconds West a distance of 10.00 feet; thence North 02 Degrees, 05 Minutes, 47.3 Seconds West along a line parallel to the East line of said Tract A a distance of 10.00 feet; thence South 87 Degrees, 54 Minutes, 12.7 Seconds West a distance of 40.00 feet; thence North 02 Degrees, 05 Minutes, 47.3 Seconds West along a line parallel to the East line of said Tract A a distance of 66.55 feet; thence North 80 Degrees, 55 Minutes, 24.0 Seconds East a distance of 40.30 feet; thence North 03 Degrees, 47 Minutes, 33.1 Seconds West a distance of 202.72 feet; thence South 87 Degrees, 46 Minutes, 48.0 Seconds West a distance of 40.50 feet; thence South 54 Degrees, 07 Minutes, 40.7 Seconds West a distance of 41.51 feet; thence North 74 Degrees, 58 Minutes, 03.8 Seconds West a distance of 30.35 feet; thence North 23 Degrees, 51 Minutes, 15.1 Seconds East a distance of 43.42 feet; thence North 69 Degrees, 09 Minutes, 53.2 Seconds East a distance of 46.99 feet; thence North 87 Degrees, 46 Minutes, 48.0 Seconds East a distance of 39.50 feet; thence North 03 Degrees, 52 Minutes, 38.3 Seconds West a distance of 96.54 feet; thence South 59 Degrees, 24 Minutes, 21.2 Seconds West a distance of 103.35 feet; thence North 02 Degrees, 05 Minutes, 47.8 Seconds West along a line parallel to the East line of said Tract A a distance of 11.38 feet; thence North 59 Degrees, 24 Minutes, 21.2 East a distance of 126.11 feet to a point being on the East line of said Tract A; thence South 02 Degrees, 05 Minutes, 47.3 Seconds East along the said East line of Tract A a distance of 442.80 feet to the true point of beginning.

Parcel K-21A:

OWNER: Foxborough Homes Association

TEMPORARY CONSTRUCTION EASEMENT

All that part of Tract A, "FOXBOROUGH, SECOND PLAT", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Tract A; thence North 02 Degrees, 05 Minutes, 47.4 Seconds West along the East line of said Tract A a distance of 37.32 feet to the true point of beginning; thence North 62 Degrees, 28 Minutes, 49.4 Seconds West a distance of 26.46 feet to a point being on the North line of said Tract A; thence North 87 Degrees, 54 Minutes, 12.2 Seconds East along the said North line of Tract A a distance of 23.00 feet to a point on the East line of said Tract A; thence South 02 Degrees, 05 Minutes, 47.4 Seconds East along the said East line of Tract A a distance of 13.07 feet to the true point of beginning.

Parcel K-22:

OWNER: Wilma R. Hupman, Trustee of the Richard K. Hupman and Wilma R. Hupman, Co-Grantor Trust dated May 1, 1990

TEMPORARY CONSTRUCTION EASEMENT

All that part of Lot 32, "FOXBOROUGH, SECOND PLAT", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Southeast corner of said Lot 32; thence South 87 Degrees, 54 Minutes, 12.2 Seconds west along the South line of said Lot 32 a distance of 24.97 feet; thence continuing along the said South line of Lot 32, on a curve to the left having an initial tangent bearing of South 87 Degrees, 54 Minutes, 12.2 Seconds West and a radius of 400 feet, an arc distance of 25.05 feet; thence North 50 Degrees, 43 Minutes, 16.5 Seconds East a distance of 62.76 feet to a point being on the East line of said Lot 32; thence South 02 Degrees, 05 Minutes, 47.4 Seconds East along the said East line of said Lot 32 a distance of 36.93 feet to the point of beginning.

Parcel K-24:

OWNER: Saul Ellis and Company, Inc.

TEMPORARY CONSTRUCTION EASEMENT

All that part of Lot 19, "FOXBOROUGH, SECOND PLAT", a subdivision of record in the City of Leawood Johnson County, Kansas, described as follows: Beginning at the Northeast corner of said Lot 19; thence South 02 Degrees, 05 Minutes, 47.4 Seconds East along the East line of said Lot 19 a distance of 38.98 feet; thence South 87 Degrees, 54 Minutes, 12.6 Seconds West a distance of 10.00 feet; thence North 02 Degrees, 05 Minutes, 47.4 Seconds West along a line parallel to the East line of said Lot 19 a distance of 39.08 feet to a point being on the North line of said Lot 19; thence North 88 Degrees, 26 Minutes, 33.2 Seconds East along the North line of said Lot 19 a distance of 10.00 feet to the point of beginning.

Section 2x3. This Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 2nd DAY OF May, 1994.

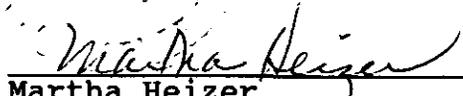
APPROVED BY THE MAYOR THIS 2nd DAY OF MAY, 1994.

(S E A L)



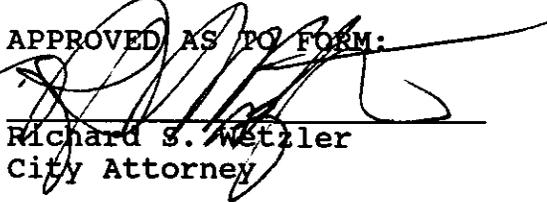
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer
City Clerk

APPROVED AS TO FORM:



Richard S. Wetzler
City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 20th day of, May 19 94, with subsequent publications being made on the following dates:

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

Georglann Thacker

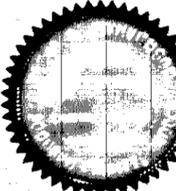
Subscribe and sworn to before me this 20th day of May 19 94

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96
Printer's Fees 416.95
Additional copies \$ _____

THE SUN JOHNSON COUNTY LEGAL NOTICES

<p>PUBLIC NOTICES</p> <p>First Published in The Johnson County Sun, Friday, May 20, 1994.</p> <p>NOTICE OF PUBLIC HEARING BOARD OF ZONING APPEALS</p> <p>CITY OF MERRIAM, KANSAS</p> <p>You are hereby notified that Application V-2-94 has been filed in the office of the City Clerk requesting a variance in size requirements for a storage building in an R-1, Single Family Residential zoning district, on property legally described as:</p> <p>South 197 feet of the East 71 feet of Lot 3, and South 197 feet of the West 19 feet of Lot 4, Block 4, Mainline Subdivision, City of Merriam, Johnson County, Kansas on property located at 10006 W. 61 Street.</p> <p>A Public Hearing concerning this request will be held at the Merriam City Hall, 9000 West 62nd Terrace at 7:00 p.m. on Monday, June 13, 1994, at which time all interested persons will be heard.</p> <p>CITY OF MERRIAM, KANSAS BOARD OF ZONING APPEALS</p> <p>BILL NYE, CHAIRMAN (13267 1F-JC)</p>	<p>PUBLIC NOTICES</p> <p>certain necessary improvements to State Line Road from 123rd Street to 135th Street in accordance with plans on file with the Director of Public Works of the City of Leawood, which plans are identified as State Line Road, Phase III.</p> <p>WHEREAS the City has to the date of this resolution not been able to obtain all rights of ways and easements necessary for the construction of said project;</p> <p>WHEREAS it appears that said necessary right of way and easements cannot be obtained other than through condemnation.</p> <p>NOW THEREFORE, be it resolved by the City of Leawood, Kansas, that the City does hereby declare it to be necessary to appropriate certain private property for the use of the City for purposes of making certain improvements to State Line Road;</p> <p>That the Director of Public Works is hereby authorized and directed to obtain a survey and description of the lands and interests to be condemned.</p> <p>That said survey shall be made by some competent engineer and filed with the City Clerk.</p> <p>That this Resolution shall be published once in the official city newspaper.</p> <p>PASSED AND APPROVED THIS 2nd DAY OF May, 1994.</p> <p>(SEAL)</p> <p>(s) Marjorie Rinehart, Mayor</p> <p>TEST:</p> <p>(s) Martha Helzer, City Clerk</p> <p>Approved as to form:</p> <p>(s) Richard S. Wetzler, City Attorney (13263 1F-JC)</p>	<p>PUBLIC NOTICES</p> <p>established as described:</p> <p>Olathe Township, Precinct 02</p> <p>All that territory in Olathe Twp. south of 151st St., excluding an area in Section 9, Township 14, Range 23.</p> <p>Olathe Township, Precinct 07</p> <p>All that territory in Olathe Twp. in Sections 3, 4 and 9, Township 14, Range 23.</p> <p>Monticello Township, Precinct 01</p> <p>All that territory in Monticello Twp. lying south of 91st St.</p> <p>Monticello Township, Precinct 02</p> <p>All that territory in Monticello Twp. lying north of 55th St.</p> <p>Olathe, Precinct 11, Ward 4</p> <p>Bounded on the east by Black Bob; on the south by 127th St.; on the west by Arapaho St.; on the north by Indian Creek to its intersection with 123rd St. East on 123rd St. to Black Bob, the point of beginning.</p> <p>Olathe, Precinct 13, Ward 4</p> <p>Bounded on the north by the city limits; on the east by Black Bob; on the south by 123rd St.; west on 123rd St. to Indian Creek, south and west along Indian Creek to Arapaho St., north on Arapaho St. to 123rd St., east along 123rd St. to Strang Line Rd., north along Strang Line Rd. to 119th St., west on 119th St. to I-35 Hwy., north on I-35 Hwy. to the city limits, the point of beginning.</p> <p>Lenexa, Precinct 04, Ward 2</p> <p>All that territory in Ward 2 of Lenexa north of Hwy. 10, west of Renner Rd. and east of Moonlight Rd.</p> <p>Lenexa, Precinct 09, Ward 2</p> <p>All that territory in Ward 2 of Lenexa west of Moonlight Rd.</p> <p>Witness my hand and seal on this 13th day of May, 1994.</p>  <p><i>Elgia C. Stevenson</i></p> <p>Elgia C. Stevenson Election Commissioner Johnson County, Kansas (13272 1F-JC)</p>	<p>PUBLIC NOTICES</p> <p>NOTICE:</p> <p>For your convenience in getting your legal notices to The Sun we now have box (#178) located in the Clerk of the District Court office on the 3rd floor of the Olathe courthouse.</p> <p>Pick up deadlines will be 10:00 a.m. Tuesday for Wednesday publication and 10:00 a.m. Thursday for Friday publication.</p> <p>Clients may also mail or drop-off notices to our office, 7373 W. 107th St., O.P., KS 66212.</p> <p>First Published in The Johnson County Sun, Friday, May 20, 1994.</p> <p>ORDINANCE NO. 1400</p> <p>AN ORDINANCE AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY FOR THE USE OF THE CITY AND AUTHORIZING SURVEY AND DESCRIPTION OF THE LAND AND INTEREST TO BE CONDEMNED.</p> <p>WHEREAS, the Governing Body of the City of Leawood, Kansas, did by resolution approved on May 2, 1994, declare the necessity of appropriating certain private property for the use of the City; and</p> <p>WHEREAS, the Governing Body has previously authorized a survey and description of the land and interests to be condemned to be made by some competent engineer and filed with the City Clerk; and</p> <p>WHEREAS, a survey and description of the lands and interests to be condemned has been made by a competent engineer and filed with the City Clerk.</p> <p>NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD, KANSAS:</p> <p>Section 1. The Governing Body of the City of Leawood hereby determines that the lands and interests described hereinafter are necessary for the purposes of improving and re-improving State Line Road from 123rd Street to 135th Street in accordance with plans on file with the Director of Public Works of the City of Leawood, which plans are identified as State Line Road, Phase III, and does hereby authorize and provide for the acquisition said lands by condemnation.</p> <p>Section 2. The City Attorney is hereby authorized and directed to institute eminent domain proceedings to acquire</p>	<p>PUBLIC NOTICES</p> <p>the property and interests described by survey filed with the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of construction of improvements and re-improvements to State Line Road as described hereinbefore. Specifically, the City Attorney is authorized and directed to institute eminent domain proceedings to acquire the following described interests and property:</p> <p>Parcel E-1:</p> <p>OWNER: Leawood Plaza Development Company, a partnership</p> <p>PERMANENT RIGHT-OF-WAY:</p> <p>All that part of the South 1/2 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of the South 1/2 of said Fractional Section 26; thence South 02 degrees 40 minutes 20.4 seconds East along the Kansas/Missouri State Line a distance of 73.67 feet; thence South 01 degrees 58 minutes 21.8 seconds East continuing along the Kansas/Missouri State Line a distance of 1857.17 feet; thence South 88 degrees 01 minutes 38.2 seconds West a distance of 35.00 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 1783.33 feet; thence North 02 degrees 40 minutes 20.4 seconds West continuing along a line parallel to the Kansas/Missouri State Line a distance of 73.83 feet to a point on the North line of the said Fractional Section 26; thence North 87 degrees 56 minutes 05.6 seconds East along the North line of the said Fractional Section 26 a distance of 35.00 feet to the true point of beginning; said tract of land containing all of the land herein described except that part in existing road Right-of-Way.</p> <p>TEMPORARY CONSTRUCTION EASEMENT</p> <p>All that part of the South 1/2 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Fractional Section 26; thence North 01 degrees 58 minutes 21.8 seconds West along the Kansas/Missouri State Line a distance of 479.33 feet; thence South 88 degrees 01 minutes 38.2 seconds West a distance of 23.53 feet to a point on the existing Westery Right-of-Way line of State Line Road to the true point of beginning; thence continuing South 88 degrees 01 minutes 38.2 seconds West a distance of 20.00 feet; thence North 05 degrees 05 minutes 57.6 seconds West a distance of 210.31 feet; thence North 12 degrees 01 minutes 48.7 feet East a distance of 41.23 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 850.00 feet; thence South 88 degrees 01 minutes 38.2 seconds West a distance of 20.00 feet; thence North 01 degrees 58 minutes 21.8 seconds West a distance of 45.42 feet; thence West along a line parallel to the Kansas/Missouri State Line a distance of 40.00 feet; thence North 88 degrees 01 minutes 38.2 seconds East a distance of 20.00 feet; thence North 00 degrees 54 minutes 42.5 seconds West a distance of 270.05 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 600.00 feet; thence North 23 degrees 57 minutes 09.4 seconds West a distance of 45.42 feet; thence North 01 degrees 58 minutes 21.8 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 25.00 feet; thence North 87 degrees 56 minutes 05.6 seconds East a distance of 22.00 feet; thence South 01 degrees 58 minutes 21.8 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 1767.16 feet; thence North 88 degrees 01 minutes 38.2 seconds East a distance of 11.47 feet to a point on the existing Westery Right-of-Way line of State Line Road; thence South 01 degrees 58 minutes 21.8 seconds East along said Westery Right-of-Way line a distance of 310.00 feet to the true point of beginning.</p>	<p>PUBLIC NOTICES</p> <p>the property and interests described by survey filed with the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of construction of improvements and re-improvements to State Line Road as described hereinbefore. 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A public service of this newspaper

Parcel E-1:

OWNER: Leawood Square Limited Partnership, A Missouri Limited Partnership

TEMPORARY CONSTRUCTION EASEMENT

All that part of Tract H, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the South line of said Plat and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along the existing Westery Right-of-Way line of State Line Road a distance of 15.00 feet to the true point of beginning; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West a distance of 25.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 20.00 feet; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West a distance of 140.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 132.51 feet; thence North 87 Degrees, 42 Minutes, 39.7 Seconds East a distance of 15.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road of distance of 80.00 feet; thence South 87 Degrees, 42 Minutes, 39.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 250.00 feet; thence South 87 Degrees, 42 Minutes, 39.7 Seconds West a distance of 15.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 70.00 feet; thence North 87 Degrees, 42 Minutes, 39.7 Seconds East a distance of 5.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 34.54 feet; thence North 84 Degrees, 42 Minutes, 39.7 Seconds East a distance of 29.81 feet to a point on the existing Westery Right-of-Way line of State Line Road; thence South 02 Degrees, 17 Minutes, 20.3 Seconds East along the said existing Westery Right-of-Way line of State Line Road a distance of 608.38 feet to the true point of beginning.

PERMANENT DRAINAGE EASEMENT

All that part of the South 1/2 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the South 1/2 of said Fractional Section 26; thence South 87 degrees 56 minutes 05.6 seconds West along the North line of said Fractional Section 26 a distance of 35.00 feet to the true point of beginning; thence South 02 degrees 40 minutes 20.4 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 73.83 feet; thence South 01 degrees 58 minutes 21.8 seconds East continuing along the Kansas/Missouri State Line a distance of 16.18 feet; thence South 87 degrees 56 minutes 05.6 seconds West a distance of 165.00 feet; thence North 01 degrees 58 minutes 21.8 seconds West a distance of 15.44 feet; thence North 02 degrees 40 minutes 20.4 seconds West a distance of 74.57 feet to a point on the North line of said Fractional Section 26; thence North 87 degrees 56 minutes 05.6 seconds East along said North line a distance of 165.01 feet to the true point of beginning.

Parcel E-2:

OWNER: Leawood Square Limited Partnership, A Missouri Limited Partnership

TEMPORARY CONSTRUCTION EASEMENT

All that part of Tract H, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the South line of said Plat and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along the existing Westery Right-of-Way line of State Line Road a distance of 15.00 feet to the true point of beginning; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West a distance of 25.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 20.00 feet; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West a distance of 140.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 132.51 feet; thence North 87 Degrees, 42 Minutes, 39.7 Seconds East a distance of 15.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road of distance of 80.00 feet; thence South 87 Degrees, 42 Minutes, 39.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 250.00 feet; thence South 87 Degrees, 42 Minutes, 39.7 Seconds West a distance of 15.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 70.00 feet; thence North 87 Degrees, 42 Minutes, 39.7 Seconds East a distance of 5.00 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said existing Westery Right-of-Way line of State Line Road a distance of 34.54 feet; thence North 84 Degrees, 42 Minutes, 39.7 Seconds East a distance of 29.81 feet to a point on the existing Westery Right-of-Way line of State Line Road; thence South 02 Degrees, 17 Minutes, 20.3 Seconds East along the said existing Westery Right-of-Way line of State Line Road a distance of 608.38 feet to the true point of beginning.

PERMANENT DRAINAGE EASEMENT

All that part of the South 1/2 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the intersection of the

THE SUN JOHNSON COUNTY LEGAL NOTICES

PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES	PUBLIC NOTICES
<p>South line of said Plat and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 87 Degrees, 56 Minutes, 05.6 Seconds West along the South line of said Tract H a distance of 167.18 feet; thence North 02 Degrees, 15 Minutes, 06.9 Seconds West along a line parallel to the existing Westerly Right-of-Way line of State Line Road a distance of 15.00 feet; thence North 87 Degrees, 56 Minutes, 05.6 Seconds East along a line parallel to the South line of said Tract H a distance of 167.37 feet to a point being on the existing Westerly Right-of-Way line of State Line Road; thence South 02 Degrees, 17 Minutes, 20.3 Seconds East along said existing Westerly Right-of-Way line of State Line Road a distance of 15.00 feet to the point of beginning.</p> <p>Parcel K-3:</p> <p>OWNER: M.W. Dible Company, A Kansas General Partnership</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Tracts G and H, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 Degrees, 14 Minutes, 30.8 Seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 103.93 feet to the true point of beginning; thence continuing South 02 Degrees, 14 Minutes, 30.8 Seconds East along the said Westerly Right-of-Way a distance of 211.18 feet to a point on the North line of said Tract H; thence South 02 Degrees, 17 Minutes, 20.3 Seconds East along said Westerly Right-of-Way a distance of 91.83 feet; thence South 54 Degrees, 42 Minutes, 39.7 Seconds West a distance of 29.81 feet; thence North 02 Degrees, 17 Minutes, 20.3 Seconds West along a line parallel to the said Easterly line of Tract H a distance of 65.46 feet; thence North 32 Degrees, 40 Minutes, 05.7 Seconds West a distance of 49.43 feet to a point on the South line of said Tract G; thence North 01 Degrees, 33 Minutes, 26.0 Seconds West a distance of 167.37 feet; thence North 09 Degrees, 58 Minutes, 54.6 Seconds East a distance of 22.42 feet; thence North 60 Degrees, 54 Minutes, 02.3 Seconds East a distance of 48.48 feet to the true point of beginning.</p> <p>Parcel K-5A:</p> <p>OWNER: Cambridge Townhouse Association</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Parcel C-1, which is a portion of Area 11, Tract G, according to the Certificate of Survey recorded in Volume 1632, Page 858, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 degrees 14 minutes 30.8 seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 26.71 feet; thence North 31 degrees 32 minutes 22.2 seconds West a distance of 30.65 feet to a point on the North line of said Tract G; thence North 87 degrees 49 minutes 49.5 seconds East along the said North line of Tract G a distance of 15.00 feet to the point of beginning.</p> <p>Parcel K-10:</p> <p>OWNER: Cambridge Townhouse Association</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Parcel C-1, which is a portion of Area 11, Tract G, according to the Certificate of Survey recorded in Volume 1632, Page 858, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 degrees 14 minutes 30.8 seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 39.71 feet to the true point of beginning; thence continuing South 02 degrees 14 minutes 30.8 seconds East along the said Westerly Right-of-Way a distance of 64.22 feet; thence South 60 degrees 54 minutes 02.3 seconds West a distance of 48.48 feet; thence North 09 degrees 58 minutes 54.6 seconds East a distance of 38.98 feet; thence North 32 degrees 40 minutes 43.7 seconds East a distance of 59.42 feet to the true point of beginning.</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Parcel C-1, which is a portion of Area 11, Tract G, according to the Certificate of Survey recorded in Volume 1632, Page 858, LEAWOOD SOUTH, SECOND PLAT, a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the intersection of the Southerly Right-of-Way line of 128th Street and the West line of the 10.00 foot State Line Road Right-of-Way dedication as shown on said Plat; thence South 02 degrees 14 minutes 30.8 seconds East along the existing Westerly Right-of-Way line of State Line Road a distance of 26.71 feet; thence North 31 degrees 32 minutes 22.2 seconds West a distance of 30.65 feet to a point on the North line of said Tract G; thence North 87 degrees 49 minutes 49.5 seconds East along the said North line of Tract G a distance of 15.00 feet to the point of beginning.</p> <p>Parcel K-12:</p> <p>OWNER: James V. Hundley</p> <p>PERMANENT RIGHT-OF-WAY All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 26; thence South 02 degrees 13 minutes 48.4 seconds East along the Kansas/Missouri State Line a distance of 73.53 feet; thence South 02 degrees 16 minutes 28.5 seconds East along the Kansas/Missouri State Line a distance of 761.75 feet; thence South 87 degrees 51 minutes 41.3 seconds West a distance of 32.00 feet to the true point of beginning; thence South 02 degrees 16 minutes 28.5 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 197.07 feet; thence South 87 degrees 51 minutes 41.3 seconds West a distance of 20.00 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 125.80 feet; thence South 87 degrees 43 minutes 31.5 seconds West a distance of 19.71 feet; thence North 02 degrees 16 minutes 28.5 seconds West, along a line parallel to the Kansas/Missouri State Line a distance of 30.00 feet; thence North 87 degrees 43 minutes 31.5 seconds East a distance of 29.71 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 41.24 feet; thence North 87 degrees 51 minutes 41.3 seconds East a distance of 10.00 feet to the true point of beginning.</p> <p>Parcel K-14:</p> <p>OWNER: Craig E. Swanson and Cheryl Swanson, Husband and Wife, as Joint Tenants</p> <p>PERMANENT RIGHT-OF-WAY All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 26; thence South 02 Degrees, 13 Minutes, 48.4 Seconds East along the Kansas/Missouri State Line a distance of 73.53 feet; thence South 02 Degrees, 16 Minutes, 28.5 Seconds East continuing along the Kansas/Missouri State Line a distance of 586.69 feet; thence South 87 Degrees, 43 Minutes, 31.5 Seconds West a distance of 32.00 feet to the true point of beginning; thence South 02 Degrees, 16 Minutes, 28.5 Seconds East along a line parallel to the Kansas/Missouri State Line a distance of 175.06 feet; thence South 87 Degrees, 51 Minutes, 41.3 Seconds West a distance of 10.00 feet; thence North 02 Degrees, 16 Minutes, 28.5 Seconds West along a line parallel to the Kansas/Missouri State Line a distance of 175.06 feet; thence North 87 Degrees, 41.4 Seconds East a distance of 10.00 feet to the true point of beginning.</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 26; thence South 02 Degrees, 13 Minutes, 48.4 Seconds East along the Kansas/Missouri State Line a distance of 73.53 feet; thence South 02 Degrees, 16 Minutes, 28.5 Seconds East along the Kansas/Missouri State Line a distance of 586.69 feet to the true point of beginning; thence South 02 Degrees, 16 Minutes, 28.5 Seconds East along the Kansas/Missouri State Line a distance of 175.06 feet; thence South 87 Degrees, 51 Minutes, 41.4 Seconds West a distance of 32.00 feet; thence North 02 Degrees, 16 Minutes, 28.5 Seconds West along a line parallel to the Kansas/Missouri State Line a distance of 175.06 feet; thence North 87 Degrees, 51 Minutes, 41.4 Seconds East a distance of 10.00 feet to the true point of beginning.</p> <p>Parcel K-16:</p> <p>OWNER: George F. Schopper and Jean Schopper, Husband and Wife, as Joint Tenants</p> <p>PERMANENT RIGHT-OF-WAY All that part of the Northwest 1/4 of Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of said Fractional Section 26; thence South 87 degrees 51 minutes 41.2 seconds West along the North line of said Fractional Section a distance of 32.00 feet; thence South 02 degrees 13 minutes 48.4 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 73.59 feet; thence South 02 degrees 16 minutes 28.5 seconds East continuing along a line parallel to the Kansas/Missouri State Line a distance of 586.63 feet; thence South 87 degrees 51 minutes 41.4 seconds West a distance of 10.00 feet; thence North 02 degrees 16 minutes 28.5 seconds East along a line parallel to the Kansas/Missouri State Line a distance of 175.06 feet; thence North 87 degrees 51 minutes 41.4 seconds West a distance of 19.31 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 15.00 feet; thence North 58 degrees 40 minutes 18.4 seconds East a distance of 20.59 feet; thence North 05 degrees 48 minutes 29.4 seconds West a distance of 243.37 feet; thence North 02 degrees 13 minutes 48.4 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 53.64 feet; thence South 87 degrees 51 minutes 41.2 seconds West along a line parallel to the North line of said Fractional Section 26 a distance of 55.03 feet; thence North 02 degrees 08 minutes 18.8 seconds West a distance of 20.00 feet to a point being on the North line of said Fractional Section 26; thence North 87 degrees 51 minutes 41.2 seconds East along the said North line of Fractional Section 26 a distance of 80.00 feet to the point of beginning.</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of the Northwest 1/4 Fractional Section 26, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of said Fractional Section 26; thence South 02 degrees 13 minutes 48.4 seconds East along the Kansas/Missouri State Line a distance of 73.53 feet; thence South 02 degrees 16 minutes 28.5 seconds East continuing along the Kansas/Missouri State Line a distance of 586.69 feet; thence South 87 degrees 51 minutes 41.4 seconds West a distance of 32.00 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 175.06 feet; thence North 87 degrees 51 minutes 41.4 seconds West a distance of 19.31 feet; thence North 02 degrees 16 minutes 28.5 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 15.00 feet; thence North 58 degrees 40 minutes 18.4 seconds East a distance of 20.59 feet; thence North 05 degrees 48 minutes 29.4 seconds West a distance of 243.37 feet; thence North 02 degrees 13 minutes 48.4 seconds West along a line parallel to the Kansas/Missouri State Line a distance of 53.64 feet; thence South 87 degrees 51 minutes 41.2 seconds West along a line parallel to the North line of said Fractional Section 26 a distance of 55.03 feet; thence North 02 degrees 08 minutes 18.8 seconds West a distance of 20.00 feet to a point being on the North line of said Fractional Section 26; thence North 87 degrees 51 minutes 41.2 seconds East along the said North line of Fractional Section 26 a distance of 80.00 feet to the point of beginning.</p> <p>Parcel K-17:</p> <p>OWNER: Darrell M. Koeler and Nancy E. Koeler, Husband and Wife, as Joint Tenants</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Lot 1, Block 1, "ROYSE", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Southeast corner of said Lot 1; thence South 87 Degrees, 51 Minutes, 41.2 Seconds West along the South line of said Lot 1 a distance of 92.00 feet; thence North 02 Degrees, 08 Minutes, 18.8 Seconds West a distance of 40.00 feet; thence North 87 Degrees, 51 Minutes, 41.2 Seconds East along a line parallel to the South line of said Lot 1 a distance of 82.03 feet; thence North 02 Degrees, 05 Minutes, 50.2 Seconds West along a line parallel to the East line of said Lot 1 a distance of 83.52 feet; thence North 05 Degrees, 11 Minutes, 00.7 Seconds West a distance of 70.17 feet; thence North 07 Degrees, 44 Minutes, 26.4 Seconds East a distance of 87.79 feet to a point being on the East line of said Lot 1; thence South 02 Degrees, 05 Minutes, 50.2 Seconds East along the said East line of Lot 1 a distance of 280.00 feet to the point of beginning.</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Lot 1, Block 1, "ROYSE", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of said Lot 1; thence South 02 Degrees, 05 Minutes, 50.2 Seconds East along the East line of said Lot 1 a distance of 10.00 feet; thence on a curve to the left, having an initial tangent bearing of South 87 Degrees, 54 Minutes, 12.2 Seconds West and a radius of 400 feet, an arc distance of 53.47 feet; thence North 09 Degrees, 45 Minutes, 20.8 Seconds West a distance of 10.00 feet to a point being on the</p>	<p>North line of said Lot 1; thence on a curve to the right, along the said North line of Lot 1, having an initial tangent bearing of North 80 Degrees, 14 Minutes, 39.2 Seconds East and a radius of 410 feet, an arc distance of 54.81 feet to the point of beginning.</p> <p>Parcel K-11:</p> <p>OWNER: The Royse Homes Association, A Kansas Not for Profit Corporation</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Tract A, "ROYSE", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Tract A; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along the East line of said Tract A a distance of 53.52 feet to the true point of beginning; thence South 87 Degrees, 54 Minutes, 14.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along a line parallel to the East line of said Tract A a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along the East line of said Tract A a distance of 53.52 feet to the true point of beginning; thence South 87 Degrees, 54 Minutes, 14.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along a line parallel to the East line of said Tract A a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along the East line of said Tract A a distance of 53.52 feet to the true point of beginning; thence South 87 Degrees, 54 Minutes, 14.7 Seconds West a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along a line parallel to the East line of said Tract A a distance of 5.00 feet; thence North 02 Degrees, 05 Minutes, 45.3 Seconds West along the East line of said Tract A a distance of 53.52 feet to the true point of beginning.</p> <p>Parcel K-21:</p> <p>OWNER: The Royse Home Association, a Kansas Not for Profit Corporation</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Tract A, "ROYSE SWIM CLUB", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Tract A; thence North 02 Degrees, 05 Minutes, 47.3 Seconds West along the East line of said Tract A a distance of 77.33 feet to the true point of beginning; thence South 87 Degrees, 54 Minutes, 12.7 Seconds West a distance of 10.00 feet; thence North 02 Degrees, 05 Minutes, 47.3 Seconds West along a line parallel to the East line of said Tract A a distance of 10.00 feet; thence South 87 Degrees, 54 Minutes, 12.7 Seconds West a distance of 40.00 feet; thence North 02 Degrees, 05 Minutes, 47.3 Seconds West along a line parallel to the East line of said Tract A a distance of 66.55 feet; thence North 80 Degrees, 55 Minutes, 24.0 Seconds East a distance of 40.30 feet; thence North 03 Degrees, 47 Minutes, 33.1 Seconds West a distance of 102.72 feet; thence South 87 Degrees, 46 Minutes, 48.0 Seconds West a distance of 40.50 feet; thence South 54 Degrees, 07 Minutes, 40.7 Seconds West a distance of 41.51 feet; thence North 74 Degrees, 58 Minutes, 03.8 Seconds West a distance of 30.35 feet; thence North 23 Degrees, 51 Minutes, 15.1 Seconds East a distance of 43.42 feet; thence North 69 Degrees, 09 Minutes, 53.2 Seconds East a distance of 46.99 feet; thence North 87 Degrees, 46 Minutes, 48.0 Seconds East a distance of 38.50 feet; thence North 03 Degrees, 52 Minutes, 38.3 Seconds West a distance of 96.55 feet; thence South 59 Degrees, 24 Minutes, 21.2 Seconds West a distance of 103.25 feet; thence North 02 Degrees, 05 Minutes, 47.3 Seconds West along a line parallel to the East line of said Tract A a distance of 11.38 feet; thence North 59 Degrees, 24 Minutes, 21.2 East a distance of 126.11 feet to a point being on the East line of said Tract A; thence South 02 Degrees, 05 Minutes, 47.3 Seconds East along the said East line of Tract A a distance of 442.80 feet to the true point of beginning.</p> <p>Parcel K-21A:</p> <p>OWNER: Foxborough Homes Association</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Tract A, "FOXBOROUGH, SECOND PLAT", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of said Tract A; thence North 02 Degrees, 05 Minutes, 47.4 Seconds West along the East line of said Tract A a distance of 37.32 feet to the true point of beginning; thence North 62 Degrees, 28 Minutes, 49.4 Seconds West a distance of 26.46 feet to a point being on the North line of said Tract A; thence North 03 Degrees, 54 Minutes, 12.2 Seconds East along the said North line of Tract A a distance of 23.00 feet to a point on the East line of said Tract A; thence South 02 Degrees, 05 Minutes, 47.4 Seconds East along the said East line of Tract A a distance of 13.07 feet to the true point of beginning.</p> <p>Parcel K-22:</p> <p>OWNER: Wilma R. Ruppman, Trustee of the Richard K. Ruppman and Wilma R. Ruppman, Co-Grantor Trust dated May 1, 1990</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Lot 32, "FOXBOROUGH, SECOND PLAT", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Southeast corner of said Lot 32; thence South 87 Degrees, 54 Minutes, 12.2 Seconds West along the South line of said Lot 32 a distance of 24.97 feet; thence continuing along the said South line of Lot 32, on a curve to the left having an initial tangent bearing of South 87 Degrees, 54 Minutes, 12.2 Seconds West and a radius of 400 feet, an arc distance of 25.05 feet; thence North 50 Degrees, 43 Minutes, 16.5 Seconds East a distance of 62.76 feet to a point being on the East line of said Lot 32; thence South 02 Degrees, 05 Minutes, 47.4 Seconds East along the said East line of said Lot 32 a distance of 36.93 feet to the point of beginning.</p> <p>Parcel K-24:</p> <p>OWNER: Saul Ellis and Company, Inc.</p> <p>TEMPORARY CONSTRUCTION EASEMENT All that part of Lot 19, "FOXBOROUGH, SECOND PLAT", a subdivision of record in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of said Lot 19; thence South 02 Degrees, 05 Minutes, 47.4 Seconds East along the East line of said Lot 19 a distance of 39.98 feet; thence South 87 Degrees, 54 Minutes, 12.6 Seconds West a distance of 10.00 feet; thence North 02 Degrees, 05 Minutes, 47.4 Seconds West along a line parallel to the East line of said Lot 19 a distance of 39.08 feet to a point being on the North line of said Lot 19; thence North 88 Degrees, 26 Minutes, 33.2 Seconds East along the North line of said Lot 19 a distance of 10.00 feet to the point of beginning.</p> <p>Section 3. This Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.</p> <p>PASSED AND APPROVED THIS 2nd DAY OF May, 1994.</p> <p>APPROVED BY THE MAYOR THIS 2nd DAY OF May, 1994.</p> <p>(S E A L)</p> <p><i>Marcia Rinehart</i> Mayor</p> <p>ATTEST:</p> <p><i>Matthew Heger</i> City Clerk</p> <p>APPROVED AS TO FORM:</p> <p><i>Richard S. Weiler</i> City Attorney</p> <p>(19285 1F-JC)</p>								

ORDNANCE NO. 1399

AN ORDINANCE AUTHORIZING THE IMPROVEMENT OF CERTAIN SECTION OF STATE LINE ROAD, PHASE III, A MAIN TRAFFICWAY, FROM A POINT BEGINNING APPROXIMATELY 206.47 FEET SOUTH OF THE CENTER LINE OF 123RD STREET AND ENDING APPROXIMATELY 800 FEET SOUTH OF THE CENTER LINE OF 135TH STREET, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq., and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 authorizes all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, to be paid by the City at large and funded among other sources, by the issuance of general obligation bonds; and

WHEREAS, it is the intent of the Governing Body to recover and be reimbursed for the cost of said improvement, in part, from regulatory fees to be paid, at a future date, by properties developing adjacent to said improvement; and

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of State Line Road, Phase III, from a point beginning approximately 206.47 feet south of the center line of 123rd Street and ending approximately 800 feet south of the center line of 135th Street as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as provided by and under the authority of K.S.A. 12-689.

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of State Line Road, Phase III, from a point beginning approximately 206.47 feet south of the center line of 123rd Street and ending approximately 800 feet south of the center line of 135th Street, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687

Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, contingencies, administrative expenses and expenses of financing the improvements or reimprovements, is \$3,300,000, and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.

Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$3,300,000.00.

Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so

reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the Income Tax Regulations (the "Regulations").

This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.

Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the Regulations.

Section 6. That this Ordinance shall be filed within 30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of

force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 2nd day of May, 1994.

Approved by the Mayor this 2nd day of May, 1994

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

ATTEST:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM

R. S. Wetzel
R. S. Wetzel City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/3/94

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:

5/3/94

Sharon Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:

October 11, 1994

Publication Fees: \$65.63

1399

\$65.63

ORDINANCE NO. 1399

First published in The Legal Record, Tuesday, May 3, 1994.

ORDINANCE NO. 1399

AN ORDINANCE AUTHORIZING THE IMPROVEMENT OF CERTAIN SECTION OF STATE LINE ROAD, PHASE III, A MAIN TRAFFICWAY, FROM A POINT BEGINNING APPROXIMATELY 206.47 FEET SOUTH OF THE CENTER LINE OF 123RD STREET AND ENDING APPROXIMATELY 800 FEET SOUTH OF THE CENTER LINE OF 135TH STREET, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq.; and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 authorizes all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, to be paid by the City at large and funded among other sources, by the issuance of general obligation bonds; and

WHEREAS, it is the intent of the Governing Body to recover and be reimbursed for the cost of said improvement, in part, from regulatory fees to be paid, at a future date, by properties developing adjacent to said improvement; and

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of State Line Road, Phase III, from a point beginning approximately 206.47 feet south of the center line of 123rd Street and ending approximately 800 feet south of the center line of 135th Street as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as provided by and under the authority of K.S.A. 12-689.

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of State Line Road, Phase III, from a point beginning approximately 206.47 feet south of the center line of 123rd Street and ending approximately 800 feet south of the center line of 135th Street, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687

Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, contingencies, administrative expenses and expenses of financing the improvements or reimprovements, is \$3,300,000, and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.

Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$3,300,000.00.

Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so

CONTINUED FROM PAGE 21

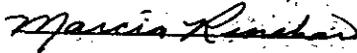
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

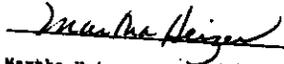
PASSED by the Council the 2nd day of May, 1994.

APPROVED by the Mayor the 2nd day of May, 1994.

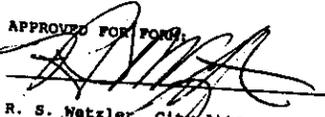
(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR FONS:


R. S. Metzler, City Attorney

ORDINANCE NO. 1398 C

AN ORDINANCE RELATING TO THE CUTTING OF WEEDS AND VEGETATION, PROVIDING FOR NOTICE AND PROVIDING FOR CUTTING BY THE CITY OF LEAWOOD, AND PROVIDING FOR CHARGES THEREFOR.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD:

SECTION 1. Code Amended. That the Code of the City of Leawood is hereby amended by adding Sections 4-702 through 4-709 to Chapter 4 which read as follows:

4-702. WEEDS TO BE REMOVED. It shall be unlawful for any owner, agent, lessee, tenant, or other person occupying or having charge or control of any premises to permit weeds to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys, easements, rights-of-way and all other areas, public or private. All weeds as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided.

4-703. DEFINITIONS.

(a) Calendar Year as used herein, means that period of time beginning January 1 and ending December 31 of the same year.

(b) Weeds as used herein, means any of the following:

(1) Brush and woody vines shall be classified as weeds;

(2) Weeds and indigenous grasses which may attain such large growth as to become, when dry, a fire menace to adjacent improved property;

(3) Weeds which bear or may bear seeds of a downy or wingy nature;

(4) Weeds which are located in an area which harbors rats, insects, animals, reptiles, or any other creature which either may or does constitute a menace to health, public safety or welfare;

(5) Weeds and indigenous grasses on or about residential property which, because of its height, has a blighting influence on the neighborhood. Any such weeds and indigenous grasses shall be presumed to be blighting if they exceed 12 inches in height.

4-704. PUBLIC OFFICER; NOTICE TO REMOVE. The Director of Planning and Development shall designate a public officer to be charged with the administration and enforcement of this ordinance. The public officer or an authorized assistant shall notify in writing the owner, occupant or agent in charge of any premises in the city upon which weeds exist in violation of this ordinance, by mail or by personal service,

once per calendar year. Such notice shall include the following:

(a) That the owner, occupant or agent in charge of the property is in violation of the city weed control law.

(b) That the owner, occupant, or agent in charge of the property is ordered to cut the weeds within ten days of the receipt of notice.

(c) That the owner, occupant or agent in charge of the property may request a hearing before the governing body or its designated representative within five days of the receipt of notice.

(d) That if the owner, occupant or agent in charge of the property does not cut the weeds, the city or its authorized agent will cut the weeds and assess the cost of the cutting, including a reasonable administrative fee, against the owner, occupant or agent in charge of the property.

(e) That the owner, occupant or agent in charge of the property will be given an opportunity to pay the assessment, and, if it is not paid, it will be added to the property tax as a special assessment.

(f) That no further notice shall be given prior to removal of weeds during the current calendar year.

(g) That the public officer should be contacted if there are any questions regarding the order.

If there is a change in the record owner of title to property subsequent to the giving of notice pursuant to this subsection, the city may not recover any costs or levy an assessment for the costs incurred by the cutting or destruction of weeds on such property unless the new record owner of title of such property is provided notice as required by this section.

4-705. ABATEMENT; ASSESSMENT OF COSTS.

(a) Upon the expiration of ten days after receipt of the notice required by Section 4-704, and in the event that the owner, occupant or agent in charge of the premises shall neglect or fail to comply with the requirements of Section 4-702, the public officer or an authorized assistant shall cause to be cut, destroyed and/or removed all such weeds and abate the nuisance created thereby at any time during the current calendar year.

(b) The public officer or an authorized assistant shall give notice to the owner, occupant or agent in charge of the premises by restricted mail of the costs of abatement of the nuisance. The notice shall state that payment of the costs is due and payable within 30 days following receipt of the notice.

(c) If the costs of removal or abatement remain unpaid after 30 days following receipt of notice, a record of the costs of cutting and destruction and/or removal shall be certified to the city clerk who shall cause

such costs to be assessed against the particular lot or piece of land on which such weeds were so removed, and against such lots or pieces of land in front of or abutting on such street or alley on which such weeds were so removed. The city clerk shall certify the assessment to the county clerk at the time other special assessments are certified for spreading on the tax rolls of the county.

4-706. RIGHT OF ENTRY. The public officer, and the public officer's authorized assistants, employees, contracting agents or other representatives are hereby expressly authorized to enter upon private property at all reasonable hours for the purpose of cutting, destroying and/or removing such weeds in a manner not inconsistent with this ordinance.

4-707. UNLAWFUL INTERFERENCE. It shall be unlawful for any person to interfere with or to attempt to prevent the public officer or the public officer's authorized representative from entering upon any such lot or piece of ground or from proceeding with such cutting and destruction. Such interference shall constitute an ordinance violation.

4-708. NOXIOUS WEEDS.

(a) Nothing in this ordinance shall affect or impair the rights of the city under the provisions of Chapter 2, Article 13 of the Kansas Statutes Annotated, relating to the control and eradication of certain noxious weeds.

(b) For the purpose of this section, the term noxious weeds shall mean kudzu (*Pueraria lobata*), field bindweed (*Convolvulus arvensis*), Russian knapweed (*Centaurea picris*), hoary cress (*Lepidium draba*), Canada thistle (*Cirsium arvense*), quackgrass (*Agropyron repens*), leafy spurge (*Euphorbia esula*), burragweed (*Franseria tomentosa* and *discolor*), pignut (*Hoffmannseggia densiflora*), musk (nodding) thistle (*Carduus nutans* L.) and Johnson grass (*Sorghum halepense*).

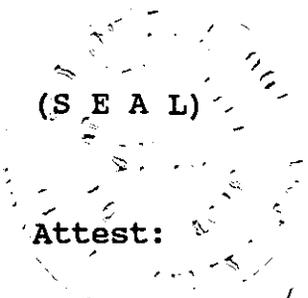
4-709. EFFECTIVE SCOPE OF ORDINANCE. This ordinance shall be effective only for the current calendar year.

SECTION 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of February, 1994.

Approved by the Mayor the 7th day of February,
1994.

(S E A L)


Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM:

K.S. Wetzler
K.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in aid of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

2/8/94

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:

2/8/94

Sharon Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$45.45

d. #1398

\$45.45

ORDINANCE NO. 1398 C

First published in The Legal Record, Tuesday, February 8, 1994.

ORDINANCE NO. 1398 C

AN ORDINANCE RELATING TO THE CUTTING OF WEEDS AND VEGETATION, PROVIDING FOR NOTICE AND PROVIDING FOR CUTTING BY THE CITY OF LEAWOOD, AND PROVIDING FOR CHARGES THEREFOR.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD:

SECTION 1. Code Amended. That the Code of the City of Leawood is hereby amended by adding Sections 4-702 through 4-709 to Chapter 4 which read as follows:

4-702. WEEDS TO BE REMOVED. It shall be unlawful for any owner, agent, lessee, tenant, or other person occupying or having charge or control of any premises to permit weeds to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys, easements, rights-of-way and all other areas, public or private. All weeds as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided.

4-703. DEFINITIONS.
(a) **Calendar Year** as used herein, means that period of time beginning January 1 and ending December 31 of the same year.
(b) **Weeds** as used herein, means any of the following:
(1) Brush and woody vines shall be classified as weeds;
(2) Weeds and indigenous grasses which may attain such large growth as to become, when dry, a fire menace to adjacent improved property;
(3) Weeds which bear or may bear seeds of a downy or wingy nature;
(4) Weeds which are located in an area which harbors rats, insects, animals, reptiles, or any other creature which either may or does constitute a menace to health, public safety or welfare;
(5) Weeds and indigenous grasses on or about residential property which, because of its height, has a blighting influence on the neighborhood. Any such weeds and indigenous grasses shall be presumed to be blighting if they exceed 12 inches in height.

4-704. PUBLIC OFFICER; NOTICE TO REMOVE. The Director of Planning and Development shall designate a public officer to be charged with the administration and enforcement of this ordinance. The public officer or an authorized assistant shall notify in writing the owner, occupant or agent in charge of any premises in the city upon which weeds exist in violation of this ordinance, by mail or by personal service, once per calendar year. Such notice shall include the following:

- (a) That the owner, occupant or agent in charge of the property is in violation of the city weed control law.
- (b) That the owner, occupant, or agent in charge of the property is ordered to cut the weeds within ten days of the receipt of notice.
- (c) That the owner, occupant or agent in charge of the property may request a hearing before the governing body or its designated representative within five days of the receipt of notice.
- (d) That if the owner, occupant or agent in charge of the property does not cut the weeds, the city or its authorized agent will cut the weeds and assess the cost of the cutting, including a reasonable administrative fee, against the owner, occupant or agent in charge of the property.
- (e) That the owner, occupant or agent in charge of the property will be given an opportunity to pay the assessment, and, if it is not paid, it will be added to the property tax as a special assessment.
- (f) That no further notice shall be given prior to removal of weeds during the current calendar year.
- (g) That the public officer should be contacted if there are any questions regarding the order.

If there is a change in the record owner of title to property subsequent to the giving of notice pursuant to this subsection, the city may not recover any costs or levy an assessment for the costs incurred by the cutting or destruction of weeds on such property unless the new record owner of title of such property is provided notice as required by this section.

4-705. ABATEMENT; ASSESSMENT OF COSTS.
(a) Upon the expiration of ten days after receipt of the notice required by Section 4-704, and in the event that the owner, occupant or agent in charge of the premises shall neglect or fail to comply with the requirements of Section 4-702, the public officer or an authorized assistant shall cause to be cut, destroyed and/or removed all such weeds and abate the nuisance created thereby at any time during the current calendar year.
(b) The public officer or an authorized assistant shall give notice to the owner, occupant or agent in charge of the premises by restricted mail of the costs of abatement of the nuisance. The notice shall state that payment of the costs is due and payable within 30 days following receipt of the notice.
(c) If the costs of removal or abatement remain unpaid after 30 days following receipt of notice, a record of the costs of cutting and destruction and/or removal shall be certified to the city clerk who shall cause

such costs to be assessed against the particular lot or piece of land in which such weeds were so removed, and against such lots or pieces of land in front of or abutting on such street or alley on which such weeds were so removed. The city clerk shall certify the assessment to the county clerk at the time other special assessments are certified for spreading on the tax rolls of the county.

4-706. RIGHT OF ENTRY. The public officer, and the public officer's authorized assistants, employees, contracting agents or other representatives are hereby expressly authorized to enter upon private property at all reasonable hours for the purpose of cutting, destroying and/or removing such weeds in a manner not inconsistent with this ordinance.

4-707. UNLAWFUL INTERFERENCE. It shall be unlawful for any person to interfere with or to attempt to prevent the public officer or the public officer's authorized representative from entering upon any such lot or piece of ground or from proceeding with such cutting and destruction. Such interference shall constitute an ordinance violation.

4-708. NOXIOUS WEEDS.
(a) Nothing in this ordinance shall affect or impair the rights of the city under the provisions of Chapter 2, Article 13 of the Kansas Statutes Annotated, relating to the control and eradication of certain noxious weeds.
(b) For the purpose of this section, the term **noxious weeds** shall mean kudzu (*Pueraria lobata*), field bindweed (*Convolvulus arvensis*), Russian knapweed (*Centaurea picris*), hoary cress (*Lepidium draba*), Canada thistle (*Cirsium arvense*), quackgrass (*Agropyron repens*), leafy spurge (*Euphorbia esula*), burragweed (*Franseria tomentosa* and *discolor*), pignut (*Hoffmannseggia densiflora*), musk (nodding) thistle (*Carduus nutans* L.) and Johnson grass (*Sorghum halepense*).

4-709. EFFECTIVE SCOPE OF ORDINANCE. This ordinance shall be effective only for the current calendar year.

SECTION 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of February, 1994.

Approved by the Mayor the 7th day of February, 1994.

(S E A L) Marcia Rinehart Mayor

Attest: Martha Heizer City Clerk

APPROVED FOR FORM: R.S. Wetzlar City Attorney

ORDINANCE NO. 1397

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 134-94-8 (STATE LINE ROAD, PHASE II), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$900,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY 112TH TERRACE TO APPROXIMATELY 123RD STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1106 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 3, 1993; and

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 112th Terrace to approximately 123rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1348 on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of the improvement is estimated to be \$1,476,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the

immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 134-94-8 (State Line Road, Phase II), in the aggregate principal amount of Nine Hundred Thousand Dollars (\$900,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 134-94-8 (State Line Road, Phase II), shall consist of bearer notes numbered 1 through 9 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.60% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, K.S.A. 12-689, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in

the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.91% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used

in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

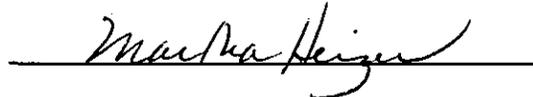
APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)



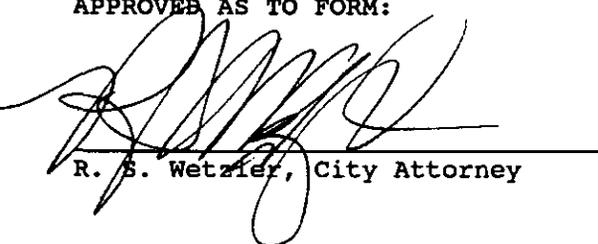
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED AS TO FORM:



R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

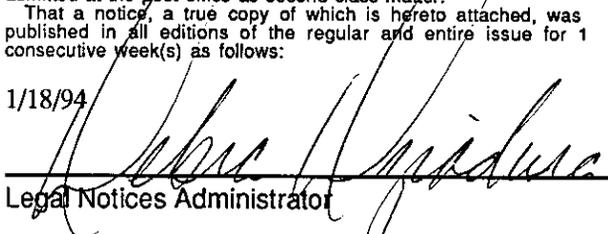
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or external publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

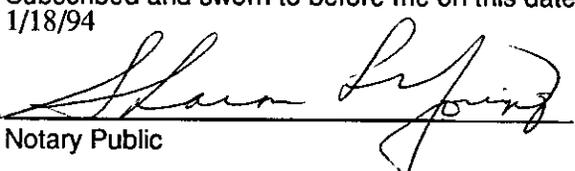
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$86.27

Ord. #1397

\$86.27

ORDINANCE NO. 1397

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1397

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 134-94-8 (STATE LINE ROAD, PHASE II), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$900,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY 112TH TERRACE TO APPROXIMATELY 123RD STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1106 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 3, 1993; and

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 112th Terrace to approximately 123rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1348 on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of the improvement is estimated to be \$1,476,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 134-94-8 (State Line Road, Phase II), in the aggregate principal amount of Nine Hundred Thousand Dollars (\$900,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 134-94-8 (State Line Road, Phase II), shall consist of bearer notes numbered 1

through 9 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.60% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, K.S.A. 12-689, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.91% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)

ATTEST:

Marcia Rinehart

Marcia Rinehart, Mayor

Martha Helzer

Martha Helzer, City Clerk

APPROVED AS TO FORM:

R. S. Wetzel

R. S. Wetzel, City Attorney

ORDINANCE NO. 1396

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 128-94-7 (OLD KENNETH ROAD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF OLD KENNETH ROAD BETWEEN K-150 AND KENNETH PARKWAY; SAID IMPROVEMENTS TO CONSIST OF A 2-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER, AND ALSO INCLUDING ALL NECESSARY STORM DRAINAGE FACILITIES, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1101 under K.S.A. 12 6a01 et seq. and adopted by the Governing Body of the City of Leawood on March 15, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$635,834.00 or approximately \$288 per abutting front foot; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 128-94-7 (Old Kenneth Road), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 128-94-7 (Old Kenneth Road), shall consist of bearer notes numbered 1 and 2, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes

shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with

respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.



(S E A L)

ATTEST:

Marcia Rinehart
Marcia Rinehart, Mayor

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

R.S. Wetzler
R.S. Wetzler, City Attorney

hdII:tn-kenn

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or internal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

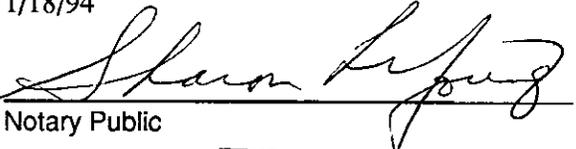
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$77.04

Ord. #1396

\$77.04

ORDINANCE NO. 1396

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1396

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 128-94-7 (OLD KENNETH ROAD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF OLD KENNETH ROAD BETWEEN K-150 AND KENNETH PARKWAY; SAID IMPROVEMENTS TO CONSIST OF A 2-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER, AND ALSO INCLUDING ALL NECESSARY STORM DRAINAGE FACILITIES, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1101 under K.S.A. 12 6a01 et seq. and adopted by the Governing Body of the City of Leawood on March 15, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$635,834.00 or approximately \$288 per abutting front foot; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto:

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 128-94-7 (Old Kenneth Road), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 128-94-7 (Old Kenneth Road), shall consist of bearer notes numbered 1 and 2, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk

of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

R.S. Wetzler
R.S. Wetzler, City Attorney

hdll:tn-kenn

ORDINANCE NO. 1395

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 124-94-6 (135TH STREET [K-150], STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET [K-150], STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Nall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Nall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of

right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 124-94-6 (135th Street [K-150], State Line-Nall Avenue), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 124-94-6 (135th Street [K-150], State Line-Nall Avenue), shall consist of bearer notes numbered 1 through 2 inclusive, each in the denomination of \$100,000. Said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall

be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)


Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler

R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

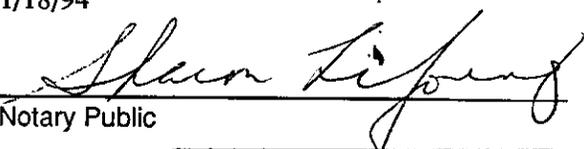
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$83.50

Ord. #1395

\$83.50

ORDINANCE NO. 1395

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1395

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 124-94-6 (135TH STREET (K-150), STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET (K-150), STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the

"Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Mall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Mall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 124-94-6 (135th Street (K-150), State Line-Mall Avenue), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 124-94-6 (135th Street (K-150), State Line-Mall Avenue), shall consist of bearer notes numbered 1 through 2 inclusive, each in the denomination of \$100,000. Said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore

described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof; upon payment of the purchase price therefor which shall not be less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

Marcia Rinehart
Marcia Rinehart, Mayor

APPROVED FOR FORN

R. S. Wetzlar
R. S. Wetzlar, City Attorney

ORDINANCE NO. 1394

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 115-94-5 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 103rd-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1204 on February 4, 1991; and

WHEREAS, total cost of improvements to Mission Road, 103rd-College Boulevard, is estimated to be \$4,110,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas,

designated Temporary Notes, Series 115-94-5 (Mission Road, 103rd-College Boulevard), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 115-94-5 (Mission Road, 103rd-College Boulevard), shall consist of bearer notes numbered 1 through 2 inclusive, each in the denomination of \$100,000. Said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank,

the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

Section Six: The full faith, credit and resources of the City of

Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

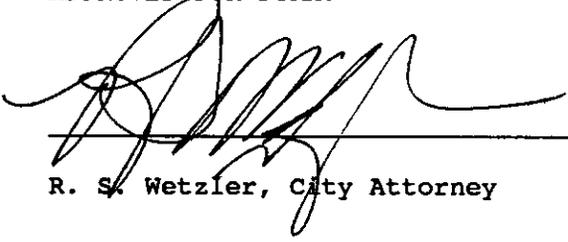
(S E A L)

ATTEST:


Marcia Rinehart
Marcia Rinehart, Mayor

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

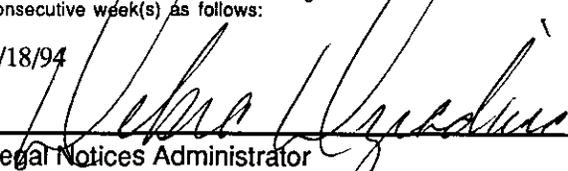
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

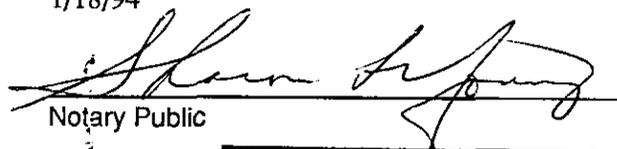
STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94


Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$83.50

Ord. #1394

\$83.50

ORDINANCE NO. 1394

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1394

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 115-94-5 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURBING, CUTTERING, RECURTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the Code of the City of Leawood, Kansas, 1984 designated that portion of Mission Road, 103rd-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1204 on February 4, 1991; and

WHEREAS, total cost of improvements to Mission Road, 103rd-College Boulevard, is estimated to be \$4,110,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to

be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 115-94-5 (Mission Road, 103rd-College Boulevard), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 115-94-5 (Mission Road, 103rd-College Boulevard), shall consist of bearer notes numbered 1 through 2 inclusive, each in the denomination of \$100,000. Said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder of the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.85% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts treated with respect to the notes; provided, however, the foregoing provision shall be and become null and void in and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S-E-A-L)

Marcia Rinahart

ATTEST:

Marcia Rinahart, Mayor

Martha Weizer

Martha Weizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzel

R. S. Wetzel, City Attorney

ORDINANCE NO. 1393

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 138-94-4 (MISSION ROAD, SOUTH OF 151ST STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, SOUTH OF 151ST STREET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, South of 151st Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1347 on May 17, 1993; and

WHEREAS, total cost of improvements to Mission Road, South of 151st Street, is estimated to be \$1,100,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to

be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 138-94-4 (Mission Road, South of 151st Street), in the aggregate principal amount of One Million Dollars (\$1,000,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 138-94-4 (Mission Road, South of 151st Street), shall consist of bearer notes numbered 1 through 10, inclusive, each in the denomination of \$100,000. Said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.60% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall

be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.895% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

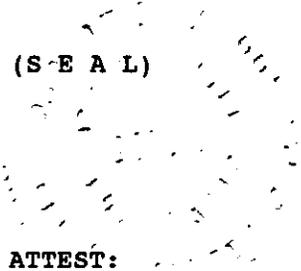
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)



Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED AS TO FORM:

R. S. Wetzler

R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

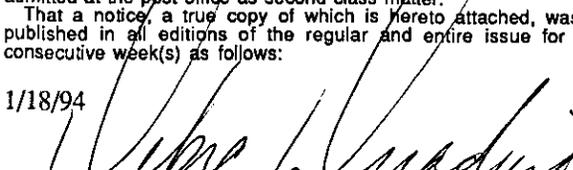
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in whole or in part on a basis of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

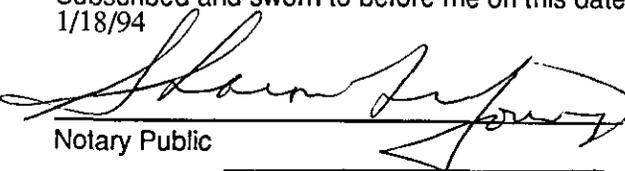
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$83.96

d. #1393

\$83.96

ORDINANCE NO. 1393

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 138-94-4 (MISSION ROAD, SOUTH OF 151ST STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, SOUTH OF 151ST STREET, INCLUDING GRADING, REGRADING, CURBING, RECURRING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, South of 151st Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1347 on May 17, 1993; and

WHEREAS, total cost of improvements to Mission Road, South of 151st Street, is estimated to be \$1,100,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 138-94-4 (Mission Road, South of 151st Street), in the aggregate principal amount of One Million Dollars (\$1,000,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 138-94-4 (Mission Road, South of 151st Street), shall consist of bearer notes numbered 1 through 10, inclusive, each in the denomination of \$100,000. Said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.60% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.89% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; ~~provided, however,~~ the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)

Marcia Rinchart

Marcia Rinchart, Mayor

ATTEST:

Martha Heiser

Martha Heiser, City Clerk

APPROVED AS TO FORM:

R. G. Metzler

R. G. Metzler, City Attorney

ORDINANCE NO. 1392

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 132-94-3 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF THE CENTERLINE OF CARONDOLET DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 132-94-3-(State-Line-Road,-Phase-I), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 132-94-3, shall consist of bearer notes numbered 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a

rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

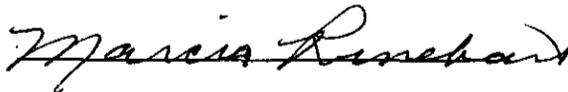
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

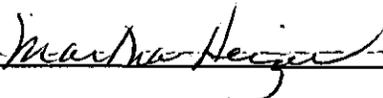
APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)



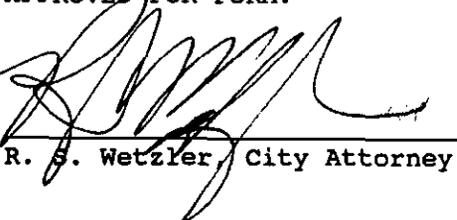
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

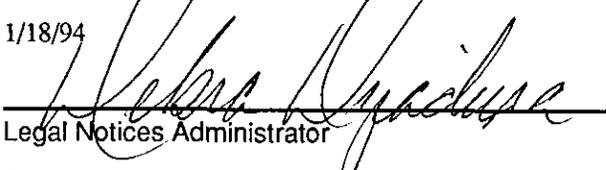
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

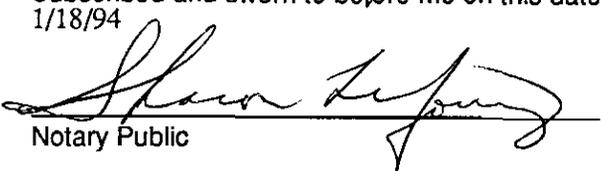
STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94


Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994
Publication Fees: \$70.11

rd. #1392

\$70.11

ORDINANCE NO. 1391

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1391

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 130-94-2, (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$600,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 130-94-2 (Town Center Drive), in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 130-94-2, shall consist of bearer notes numbered from 1 through 6 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.5% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City

Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.873% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1945;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes;

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)

Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heiser, City Clerk

R. P. Wetzel, City Attorney

ORDINANCE NO. 1392

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1392

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 132-94-3 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF THE CENTERLINE OF CARONDOLET DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 132-94-3 (State Line Road, Phase I), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 132-94-3, shall consist of bearer notes numbered 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law; shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.885% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Mettler
R. S. Mettler, City Attorney

Marcia Rinshart
Marcia Rinshart, Mayor.

ORDINANCE NO. 1391

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 130-94-2 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$600,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 130-94-2 (Town Center Drive), in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 130-94-2, shall consist of bearer notes numbered from 1 through 6 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in

lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.873% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as fol-

lows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

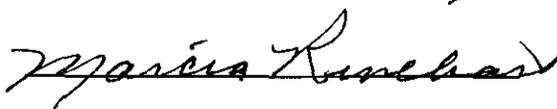
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

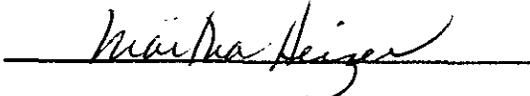
APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)



Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORMS


R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

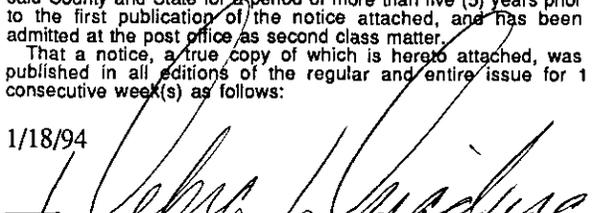
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in [redacted] of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

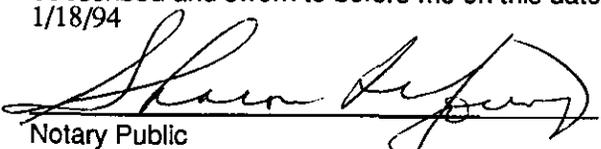
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$68.96

d. #1391

\$68.96

ORDINANCE NO. 1391

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1391

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 130-94-2 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$600,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 130-94-2 (Town Center Drive), in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 130-94-2, shall consist of bearer notes numbered from 1 through 6 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City

Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.873% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

- 1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 263 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L) Marcia Rinehart, Mayor

ATTEST: Martha Heizer, City Clerk

APPROVED FOR: R. A. Wetzel, City Attorney

ORDINANCE NO. 1390

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 135-94-1 (GOLF COURSE LAND), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND NALL AVENUE.

WHEREAS, the Governing Body authorized the acquisition of land for a public park by approval of Resolution No. 1089 on December 7, 1992; and

WHEREAS, the total estimated cost of acquisition of park land is estimated to be \$700,000; and

WHEREAS, the cost of said acquisition is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid land acquisition now due or to become due in the immediate future, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 135-94-1 (Golf Course Land), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000), which amount does not exceed the total estimated costs of said land acquisition.

Section Two: Said issue of Temporary Notes, Series 135-94-1, shall consist of bearer notes numbered from 1 through 7 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-1302.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the

particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor, attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.873% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or

temporary notes.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.

APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)



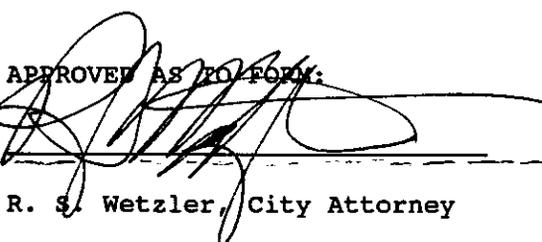
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED AS TO FORM:



R. S. Wetzler, City Attorney

hdII:tn-glf2

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

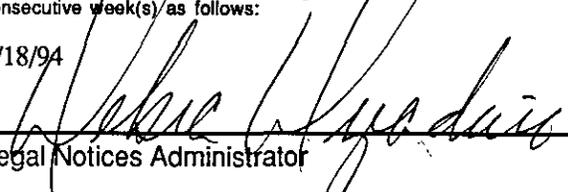
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in full of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

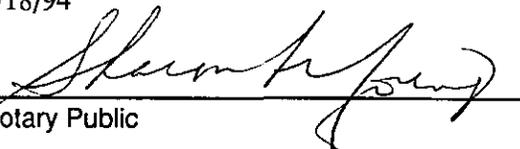
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$66.65

rd. #1390

\$66.65

ORDINANCE NO. 1390

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1390

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 135-94-1 (GOLF COURSE LAND), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND HALL AVENUE.

WHEREAS, the Governing Body authorized the acquisition of land for a public park by approval of Resolution No. 1089 on December 7, 1992; and

WHEREAS, the total estimated cost of acquisition of park land is estimated to be \$700,000; and

WHEREAS, the cost of said acquisition is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid land acquisition now due or to become due in the immediate future, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 135-94-1 (Golf Course Land), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000), which amount does not exceed the total estimated costs of said land acquisition.

Section Two: Said Issue of Temporary Notes, Series 135-94-1, shall consist of bearer notes numbered from 1 through 7 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated February 1, 1994, and shall have the stated maturity date of October 27, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.65% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-1302.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor, attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinafore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the

original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.873% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1994, the City has not issued any bonds or temporary notes. The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1994 in an aggregate amount in excess of \$10,000,000;
3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;
4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 17th day of January, 1994.
APPROVED by the Mayor the 17th day of January, 1994.

(S E A L)
Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:
Martha Reizer
Martha Reizer, City Clerk

APPROVED AS TO FORM:
R. S. Metzler
R. S. Metzler, City Attorney
hd11:tn-g1f2

ORDINANCE NO. 1389

AN ORDINANCE ACCEPTING A DEED FOR GROUND IN THE VICINITY OF 127TH STREET AND NALL AVENUE.

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

Section 1. That the City of Leawood hereby accepts a deed for land, the legal description of which is as follows:

From Wallace P. McKee, Trustee for the Wallace P. McKee Trust, and Cynthia A. Larson, Trustee for the Cynthia A. Larson Trust: All that part of the SW 1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southwest corner of the SW 1/4 of said Section 21; thence N 1°46'51" W, along the West line of the SW 1/4 of said Section 21, a distance of 278.96 feet, to the true point of beginning of subject tract; thence continuing N 1°46'51" W, along the West line of the SW 1/4 of the SW 1/4 of said Section 21, a distance of 1053.42 feet, to the Northwest corner thereof; thence N 87°50'14" E, along the North line of the SW 1/4 of the SW 1/4 of said Section 21, a distance of 873.46 feet, to a point on the Westerly line of Tract E, LEAWOOD FOREST ESTATES, THIRD PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas; thence S 13°30'09" W, along the Westerly line of said Tract E, a distance of 35.78 feet, to the Southwesterly corner thereof; thence S 63°36'11" E, along the Southerly line of said Tract E, a distance of 99.33 feet, to the Southeasterly corner thereof, said point also being the Northwesterly corner of Lot 14, Block 5, PATRICIAN WOODS, SIXTH PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas; thence S 39°41'48" W, along the Westerly line of said Lot 14, a distance of 113.70 feet, to the Southwesterly corner thereof, thence S 27°30'20" W, along the Westerly line of Lots 13 and 12 of said Block 5, a distance of 210.13 feet, to the Southwesterly corner of said Lot 12; thence S 32°51'31" W, along the Westerly line of Lots 11, 10 and 9 of said Block 5, a distance of 294.54 feet, to the most Westerly corner of said Lot 9; thence S 64°27'01" W, along the Northwesterly line of Lot 8 of said Block 5, a distance of 105.07 feet, to the most Westerly corner thereof; thence S 56°48'56" W, along the Northwesterly line of Lots 7, 6 and 5 of said Block 5, a distance of 318.65 feet, to the most Westerly corner thereof; thence S 49°56'18" W, along the Northwesterly line of Lots 4 and 3, of said Block 5, a distance of 182.06

feet; thence S 11° 41' 57" W, along the Westerly line of said Lot 3, a distance of 150 feet, to the Southwest corner thereof; thence S 88° 13' 09" W, along the Westerly extension of the Southerly line of said Lot 3, a distance of 60 feet, to the true point of beginning of subject tract, containing 13.361 acres more or less of unplatted land.

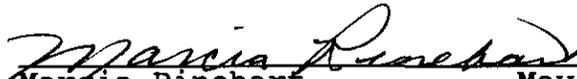
Section 2. That a copy of said deed is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 17th day of January, 1994.

Approved by the Mayor the 17th day of January, 1994.

(S E A L)

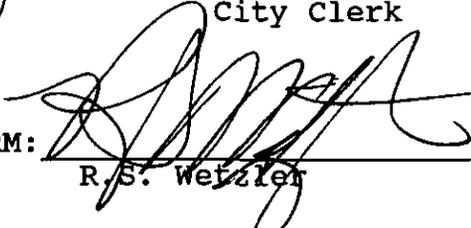


Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED FOR FORM: 

R. S. Weitzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in full of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

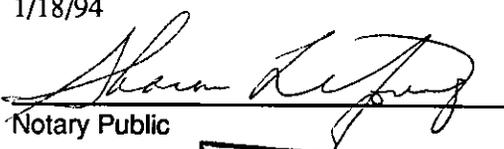
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

1/18/94



Legal Notices Administrator

Subscribed and sworn to before me on this date:
1/18/94



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$32.72

#1389

\$32.72

ORDINANCE NO. 1389

First published in The Legal Record, Tuesday, January 18, 1994.

ORDINANCE NO. 1389

AN ORDINANCE ACCEPTING A DEED FOR GROUND IN THE VICINITY OF 127TH STREET AND NALL AVENUE.

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

Section 1. That the City of Leawood hereby accepts a deed for land, the legal description of which is as follows:

From Wallace P. McKee, Trustee for the Wallace P. McKee Trust, and Cynthia A. Larson, Trustee for the Cynthia A. Larson Trust: All that part of the SW 1/4 of Section 21, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the southwest corner of the SW 1/4 of said Section 21; thence N 1°46'51" W, along the West line of the SW 1/4 of said Section 21, a distance of 278.96 feet, to the true point of beginning of subject tract; thence continuing N 1°46'51" W, along the West line of the SW 1/4 of said Section 21, a distance of 1053.42 feet, to the Northwest corner thereof; thence N 87°50'14" E, along the North line of the SW 1/4 of said Section 21, a distance of 873.46 feet, to a point on the Westerly line of Tract E, LEAWOOD FOREST ESTATES, THIRD PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas; thence S 13°30'09" W, along the Westerly line of said Tract E, a distance of 35.78 feet, to the Southwesterly corner thereof; thence S 63°36'11" E, along the Southerly line of said Tract E, a distance of 99.33 feet, to the Southeasterly corner thereof, said point also being the Northwesterly corner of Lot 14, Block 5, PATRICIAN WOODS, SIXTH PLAT, a subdivision of land now in the City of Leawood, Johnson County, Kansas; thence S 39°41'48" W, along the Westerly line of said Lot 14, a distance of 113.70 feet, to the Southwesterly corner thereof, thence S 27°30'20" W, along the Westerly line of Lots 13 and 12 of said Block 5, a distance of 210.13 feet, to the Southwesterly corner of said Lot 12; thence S 32°51'31" W, along the Westerly line of Lots 11, 10 and 9 of said Block 5, a distance of 294.54 feet, to the

most Westerly corner of said Lot 9; thence S 64° 27' 01" W, along the Northwesterly line of Lot 8 of said Block 5, a distance of 105.07 feet, to the most Westerly corner thereof; thence S 56° 48' 56" W, along the Northwesterly line of Lots 7, 6 and 5 of said Block 5, a distance of 318.65 feet, to the most Westerly corner thereof; thence S 49° 56' 18" W, along the Northwesterly line of Lots 4 and 3, of said Block 5, a distance of 182.06 feet; thence S 11° 41' 37" W, along the Westerly line of said Lot 3, a distance of 150 feet, to the Southwest corner thereof; thence S 88° 13' 09" W, along the Westerly extension of the Southerly line of said Lot 3, a distance of 60 feet, to the true point of beginning of subject tract, containing 13.361 acres more or less of unplatted land.

Section 2. That a copy of said deed is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 17th day of January, 1994.
Approved by the Mayor the 17th day of January, 1994.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM:

R.S. Wetzel
R.S. Wetzel

City Attorney

ORDINANCE NO. 1388

AN ORDINANCE REZONING PROPERTY (QUAIL CREST) LOCATED AT APPROXIMATELY 139TH AND ROE AVENUE FROM AG (AGRICULTURE) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

All that part of the East 68 acres of the Northwest Quarter of Section 33, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Northwest Quarter of said Section 33; thence South 1 degree 50 minutes 17 seconds East, along the East line of the Northwest Quarter of said Section 33, a distance of 1831.94 feet, to a point 814.85 feet North of the Southeast corner thereof, as measured along said East line, said point also being the true point of beginning of subject tract; thence South 87 degrees 51 minutes 49 seconds West, along a line parallel to the South line of the Northwest Quarter of said Section 33, a distance of 1119.16 feet, to a point on the West line of the East 68 acres of the Northwest Quarter of said Section 33; thence South 1 degree 50 minutes 17 seconds East, along the West line of the East 68 acres of the Northwest Quarter of said Section 33, a distance of 814.86 feet, to the Southwest corner thereof; thence North 87 degrees 51 minutes 49 seconds East, along the South line of the Northwest Quarter of said Section 33, a distance of 1119.16 feet, to the Southeast corner thereof; thence North 1 degree 50 minutes 17 seconds West, along the East line of the Northwest Quarter of said Section 33, a distance of 814.85 feet, to the true point of beginning of subject tract, all subject to that part thereof dedicated for street purposes.

now zoned AG, is hereby rezoned to RP-1.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 20th day of December, 1993.

Approved by the Mayor the 20th day of December, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or internal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

12/21/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
12/21/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$27.27

Ord. #1388

ORDINANCE NO. 1388

First published in The Legal Record, Tuesday, December 21, 1993.

ORDINANCE NO. 1388

AN ORDINANCE REZONING PROPERTY (QUAIL CREST) LOCATED AT APPROXIMATELY 139TH AND ROE AVENUE FROM AG (AGRICULTURE) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

As it ordained by the Governing Body of the City of Leawood:

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

All that part of the East 68 acres of the Northwest Quarter of Section 33, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Northwest Quarter of said Section 33; thence South 1 degree 50 minutes 17 seconds East, along the East line of the Northwest Quarter of said Section 33, a distance of 1831.94 feet, to a point 814.85 feet North of the Southeast corner thereof, as measured along said East line, said point also being the true point of beginning of subject tract; thence South 87 degrees 51 minutes 49 seconds West, along a line parallel to the South line of the Northwest Quarter of said Section 33, a distance of 1119.16 feet, to a point on the West line of the East 68 acres of the Northwest Quarter of said Section 33; thence South 1 degree 50 minutes 17 seconds East, along the West line of the East 68 acres of the Northwest Quarter of said Section 33, a distance of 814.86 feet, to the Southwest corner thereof; thence North 87 degrees 51 minutes 49 seconds East, along the South line of the Northwest Quarter of said Section 33, a distance of 1119.16 feet, to the Southeast corner thereof; thence North 1 degree 50 minutes 17 seconds West, along the East line of the Northwest Quarter of said Section 33, a distance of 814.85 feet, to the true point of beginning of subject tract, all subject to that part thereof dedicated for street purposes.

now zoned AG, is hereby rezoned to RP-1.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the city as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 20th day of December, 1993.

Approved by the Mayor the 20th day of December, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: *R.S. Wetzel*
R.S. Wetzel City Attorney

\$27.27

AN ORDINANCE REZONING PROPERTY (IRON HORSE ESTATES) LOCATED AT APPROXIMATELY 154TH AND MISSION ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

A part of the South 1/2 of the Northwest 1/4 of Section 9, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southeast corner of said Northwest 1/4; thence S 87°25' 38" W. along the South line of said Northwest 1/4 a distance of 495.13 feet; thence N 2°34' 22" W. a distance of 30.00 feet to the Point of Beginning; thence S 87°25' 38" W. a distance of 453.36 feet; thence N 65°41' 00" W. a distance of 386.44 feet; thence N 32°10' 07" W. a distance of 116.80 feet; thence N 9°34' 17" E. a distance of 723.03 feet; thence N 24°53' 00" E. a distance of 189.26 feet; thence N 59°00' 21" E. a distance of 181.97 feet; thence N 73°53' 31" E. a distance of 120.00 feet; thence S 87°33' 39" E. a distance of 400.92 feet; thence S 41°20' 43" E. a distance of 96.40 feet; thence S 8°02' 30" W. a distance of 528.40 feet; thence S 3°13' 52" E. a distance of 166.96 feet; thence S 15°25' 52" W. a distance of 185.17 feet; thence S 1°15' 13" E. a distance of 122.37 feet; thence S 19°08' 24" E. a distance of 123.95 feet; thence S 2°34' 22" E. a distance of 52.10 feet to the Point of Beginning, containing 21.78 acres, more or less.

AND

A part of the Northwest 1/4 and the Northeast 1/4 of Section 9, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southeast corner of said Northwest 1/4; thence S 87°25' 38" W. along the South line of said Northwest 1/4 a distance of 294.66 feet; thence N 2°34' 22" W. a distance of 64.46 feet; thence N 25°53' 55" E. a distance of 325.72 feet; thence N 6°51' 24" E. a distance of 75.00 feet; thence N 1°21' 38" E. a distance of 200.00 feet; thence N 16°31' 05" W. a distance of 97.72 feet; thence N 1°21' 38" E. a distance of 90.00 feet; thence N 35°01' 07" E. a distance of 107.28 feet; thence N 64°00' 06" E. a distance of 100.77 feet; thence S 75°08' 01" E. a distance of 280.51 feet; thence S 44°22' 41" E. a distance of 117.24 feet; thence S 37°01' 41" E. a distance of 530.77 feet; thence N 87°26'

16" E. a distance of 480.97 feet; thence S 2°33' 06" E. a distance of 162.50 feet; thence S 87°26' 16" W. a distance of 20.00 feet; thence S 2°33' 06" E. a distance of 162.50 feet; thence S 87°26' 16" W. a distance of 1,134.06 feet to the Point of Beginning, containing 18.17 acres, more or less.

now zoned R-1, is hereby rezoned to RP-1.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

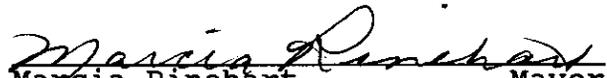
Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

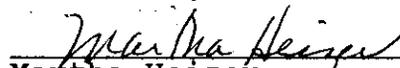
Passed by the Council the 15th day of November, 1993.

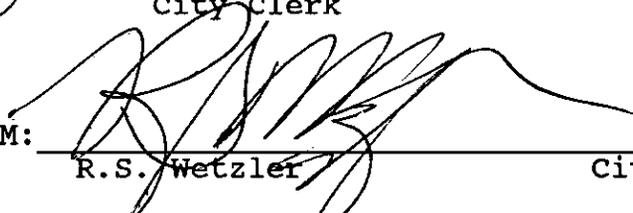
Approved by the Mayor the 15th day of November, 1993.

(S E A L)


Marcia Rinehart Mayor

Attest:


Martha Heizer City Clerk

APPROVED FOR FORM: 
R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or internal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

11/16/93

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:
11/16/93

Sharon L. Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$36.36

Ord. #1387

\$36.36

- Suburban Financial Corp-\$135,000.00-13018 Stearns-Overland Park KS-66213-8/24/93
- Suburban Financial Corp-\$152,500.00-12719 Wenonga Ln-Leawood KS-66209-8/24/93-refinance
- ers-Lenders Mort Co-\$107,200.00-15714 Dearborn-Overland Park KS-66223-8/24/93
- unity Home Fund- Co-\$84,813.00-14201 S Murlen-Olathe KS-66061-8/24/93-FHA loan
- CO-\$80,000.00-12121 Monroe KS-66214-8/24/93
- Charles & Kathryn J. Kenne KS-\$44,000.00-8014 Reeds-P KS-66208-8/25/93
- Jennifer-Leu-Valley View Bnk-\$84,600.00-12604 Barkley KS-66210-8/24/93
- Arden L. & Luann K. Kleinsasser-Mort. Centers, Inc.-\$95,200.00-12604 Barkley-Overland Park KS-66210
- Ronald J. Carter-Incoln

ORDINANCE NO. 1387

First published in The Legal Record, Tuesday, November 16, 1993.

ORDINANCE NO. 1387

AN ORDINANCE REZONING PROPERTY (IRON HORSE ESTATES) LOCATED AT APPROXIMATELY 154TH AND MISSION ROAD FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

A part of the South 1/2 of the Northwest 1/4 of Section 9, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Southeast corner of said Northwest 1/4; thence S 87°25' 38" W. along the South line of said Northwest 1/4 a distance of 495.13 feet; thence N 2°34' 22" W. a distance of 30.00 feet to the Point of Beginning; thence S 87°25' 38" W. a distance of 453.36 feet; thence N 65°41' 00" W. a distance of 386.44 feet; thence N 32°10' 07" W. a distance of 116.80 feet; thence N 9°34' 17" E. a distance of 723.03 feet; thence N 24°53' 00" E. a distance of 189.26 feet; thence N 59°00' 21" E. a distance of 181.97 feet; thence N 73°53' 31" E. a distance of 120.00 feet; thence S 87°33' 39" E. a distance of 400.92 feet; thence S 41°20' 43" E. a distance of 96.40 feet; thence S 8°02' 30" W. a distance of 528.40 feet; thence S 2°13' 52" E. a distance of 166.96 feet; thence S 15°25' 52" W. a distance of 185.17 feet; thence S 1°15' 13" E. a distance of 122.37 feet; thence S 19°08' 24" E. a distance of 123.95 feet; thence S 2°34' 22" E. a distance of 52.10 feet to the Point of Beginning, containing 21.78 acres, more or less.

AND

A part of the Northwest 1/4 and the Northeast 1/4 of Section 9, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at the Southeast corner of said Northwest 1/4; thence S 87°25' 38" W. along the South line of said Northwest 1/4 a distance of 294.66 feet; thence N 2°34' 22" W. a distance of 64.46 feet; thence N 25°53' 55" E. a distance of 325.72 feet; thence N 6°51' 24" E. a distance of 75.00 feet; thence N 1°21' 38" E. a distance of 200.00 feet; thence N 16°31' 05" W. a distance of 97.72 feet; thence N 1°21' 38" E. a distance of 90.00 feet; thence N 35°01' 07" E. a distance of 107.28 feet; thence N 64°00' 06" E. a distance of 100.77 feet; thence S 75°08' 01" E. a distance of 280.51 feet; thence S 44°22' 41" E. a distance of 117.24 feet; thence S 37°01' 41" E. a distance of 530.77 feet; thence N 87°26' 16" E. a distance of 480.97 feet; thence S 2°33' 06" E. a distance of 162.50 feet; thence S 87°26' 16" W. a distance of 20.00 feet; thence S 2°33' 06" E. a distance of 162.50 feet; thence S 87°26' 16" W. a distance of 1,134.06 feet to the Point of Beginning, containing 18.17 acres, more or less.

now zoned R-1, is hereby rezoned to RP-1.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 15th day of November, 1993.

Approved by the Mayor the 15th day of November, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer City Clerk

APPROVED FOR FORM: R.S. Wetzler City Attorney

ORDINANCE NO. 1386

(VILLAS OF IRON HORSE)

AN ORDINANCE REZONING PROPERTY /(~~BRITNEYWOOD~~) LOCATED AT APPROXIMATELY 151ST AND NALL FROM AG (AGRICULTURAL) TO RP-4 (PLANNED CLUSTER RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

A part of the North 1/2 of the Northwest 1/4 of Section 9, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the West line of said Northwest 1/4, said point being 676.11 feet South of the Northwest corner of said Northwest 1/4; thence N 87° 56' 18" E. a distance of 125.00 feet; thence S 47° 20' 41" E. a distance of 683.73 feet; thence S 61° 52' 08" E. a distance of 171.64 feet; thence S 02° 38' 06" E. a distance of 75.00 feet to a point on the South line of the North 1/2 of the Northwest 1/4, said line being the North line of Brittany Woods First Plat; thence S 87° 21' 54" W. along said North line of Brittany Woods First Plat, a distance of 760.00 feet to the Southwest corner of the North 1/2 of the Northwest 1/4; thence N 02° 03' 42" W. along said West line a distance of 650.00 feet to the Point of Beginning, containing 6.80 acres, more or less.

now zoned AG, is hereby rezoned to RP-4.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

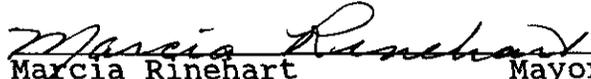
Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 15th day of November, 1993.

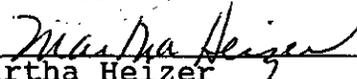
Approved by the Mayor the 15th day of November, 1993.

(S E A L)



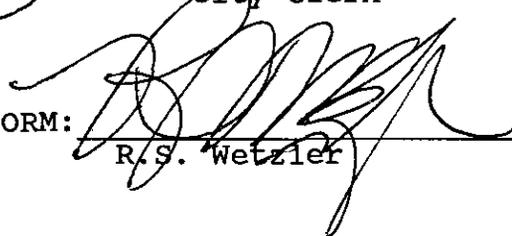
Marcia Rinehart Mayor

Attést:



Martha Heizer City Clerk

APPROVED FOR FORM:



R.S. Wetzi City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or internal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

11/16/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
11/16/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$27.27

Ord. #1386

ORDINANCE NO. 1386

First published in The Legal Record, Tuesday, November 16, 1993.

ORDINANCE NO. 1386

(VILLAS OF IRON HORSE)

AN ORDINANCE REZONING PROPERTY (LOCATED AT APPROXIMATELY 151ST AND NALL FROM AG (AGRICULTURAL) TO RP-4 (PLANNED CLUSTER RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

A part of the North 1/2 of the Northwest 1/4 of Section 9, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the West line of said Northwest 1/4, said point being 676.11 feet South of the Northwest corner of said Northwest 1/4; thence N 87°56' 18" E. a distance of 125.00 feet; thence S 47°20' 41" E. a distance of 683.73 feet; thence S 61°52' 08" E. a distance of 171.64 feet; thence S 02°38' 06" E. a distance of 75.00 feet to a point on the South line of the North 1/2 of the Northwest 1/4, said line being the North line of Brittany Woods First Plat; thence S 87°21' 54" W. along said North line of Brittany Woods First Plat, a distance of 760.00 feet to the Southwest corner of the North 1/2 of the Northwest 1/4; thence N 02°03' 42" W. along said West line a distance of 650.00 feet to the Point of Beginning, containing 6.80 acres, more or less.

now zoned AG, is hereby rezoned to RP-4.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 15th day of November, 1993.

Approved by the Mayor the 15th day of November, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM:

R.S. Wetzel
R.S. Wetzel City Attorney

\$27.27

ORDINANCE NO. 1385

AN ORDINANCE ESTABLISHING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF A BASE LEASE FROM THE CITY OF LEAWOOD, KANSAS, TO UNITED MISSOURI BANK, N.A., KANSAS CITY, MISSOURI, OF CERTAIN FURNISHINGS AND EQUIPMENT AND AUTHORIZING THE EXECUTION OF A LEASE/PURCHASE AGREEMENT FROM UNITED MISSOURI BANK, N.A. TO THE CITY WHEREBY SAID COMPANY LEASES SUCH FURNISHINGS AND EQUIPMENT TO THE CITY AND GRANTS THE CITY AN OPTION TO PURCHASE SAID COMPANY'S INTEREST IN SUCH FURNISHINGS AND EQUIPMENT

WHEREAS, it has been determined to be in the best interest of the City of Leawood, Kansas (the "City"), for the City to enter into a Base Lease with United Missouri Bank, N.A., Kansas City, Missouri (the "Company"), a national banking association, whereby the City leases certain furnishings and equipment as described therein (the "Property") to the Company for a term of 64 months for a single rental payment not to exceed \$300,000 to be paid concurrently with the commencement of the Base Lease and to be used to pay the cost of the Property; and

WHEREAS, it has been determined to be in the best interest of the City for the City to enter into a Lease/Purchase Agreement whereby the City subleases the Property from the Company with an option to purchase the Company's interest in the Property, for an original term terminating on the last day of the City's current fiscal year and, at the City's option, five renewal terms, up to a maximum of 64 months for total rental payments not to exceed \$337,718.99.

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

Section 1. That the City enter into the Base Lease between the City, as lessor, and the Company, as lessee, relating to the Property, substantially in the form attached hereto as Exhibit A, which is hereby authorized and approved.

Section 2. That the City enter into the Lease/Purchase Agreement between the Company, as lessor, and the City, as lessee, relating to the Property, in substantially the form attached hereto as Exhibit B, which is hereby authorized and approved.

Section 3. The Mayor and City Clerk are hereby authorized to execute the Base Lease and the Lease/Purchase Agreement on behalf of the City in the forms presented to the City this date with the completion of such information and such appropriate modifications as may be approved by the Finance Director, and to execute such ancillary certificates and documents necessary to accomplish the purposes set forth herein and in the Base Lease and the Lease/Purchase Agreement.

Section 4. The City hereby designates the Lease/Purchase Agreement (and hence the right to receive Rental Payments thereunder) as "qualified tax exempt obligations as such term is defined in Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended. In connection therewith, the City hereby represents and warrants that:

(a) the aggregate reasonably anticipated amount of tax-exempt obligations which will be issued by or on behalf of the City and all subordinate entities during calendar year 1993 shall not exceed \$10,000,000, and

(b) the aggregate amount of the Lease/Purchase Agreement and all other obligations heretofore designated by or on behalf of the City and all subordinate entities as qualified tax-exempt obligations during calendar year 1993, does not exceed \$10,000,000.

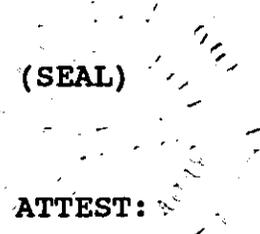
The Mayor, City Clerk and Finance Director are hereby authorized to take such other action as may be necessary to give effect to the designation made in this Section.

Section 5. This Ordinance shall be in full force and effect from and after its passage and approval and publication once in the official City newspaper.

PASSED by the Governing Body of the City of
Leawood, Kansas, on this 18th day of October, 1993.

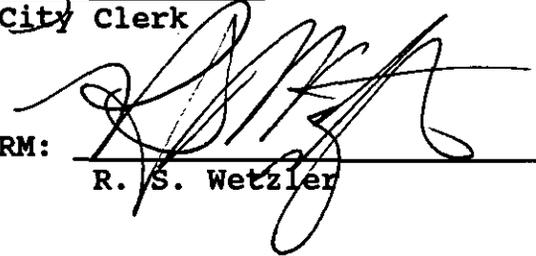
APPROVED by the Mayor this 27th day of October,
1993.

(SEAL)


Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM: , City Attorney
R. S. Wetzler

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

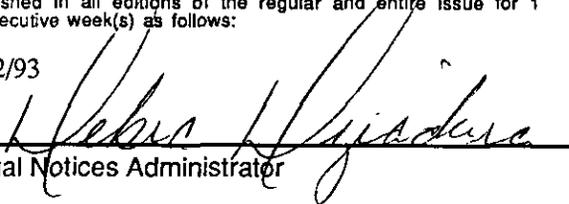
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

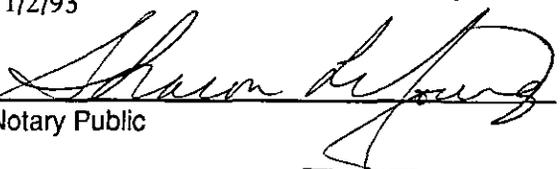
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

11/2/93


Legal Notices Administrator

Subscribed and sworn to before me on this date:

11/2/93


Notary Public

SHARON I. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$40.00

Ord. #1385

\$40.00

Call 780-5747
to Subscribe

ORDINANCE NO. 1385

First published in The Legal Record, Tuesday, November 2, 1993.

ORDINANCE NO. 1385

AN ORDINANCE ESTABLISHING THE TERMS AND CONDITIONS AND AUTHORIZING THE EXECUTION OF A BASE LEASE FROM THE CITY OF LEAWOOD, KANSAS, TO UNITED MISSOURI BANK, N.A., KANSAS CITY, MISSOURI, OF CERTAIN FURNISHINGS AND EQUIPMENT AND AUTHORIZING THE EXECUTION OF A LEASE/PURCHASE AGREEMENT FROM UNITED MISSOURI BANK, N.A. TO THE CITY WHEREBY SAID COMPANY LEASES SUCH FURNISHINGS AND EQUIPMENT TO THE CITY AND GRANTS THE CITY AN OPTION TO PURCHASE SAID COMPANY'S INTEREST IN SUCH FURNISHINGS AND EQUIPMENT

WHEREAS, it has been determined to be in the best interest of the City of Leawood, Kansas (the "City"), for the City to enter into a Base Lease with United Missouri Bank, N.A., Kansas City, Missouri (the "Company"), a national banking association, whereby the City leases certain furnishings and equipment as described therein (the "Property") to the Company for a term of 64 months for a single rental payment not to exceed \$300,000 to be paid concurrently with the commencement of the Base Lease and to be used to pay the cost of the Property; and

WHEREAS, it has been determined to be in the best interest of the City for the City to enter into a Lease/Purchase Agreement whereby the City subleases the Property from the Company with an option to purchase the Company's interest in the Property, for an original term terminating on the last day of the City's current fiscal year and, at the City's option, five renewal terms, up to a maximum of 64 months for total rental payments not to exceed \$337,718.99.

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

Section 1. That the City enter into the Base Lease between the City, as lessor, and the Company, as lessee, relating to the Property, substantially in the form attached hereto as Exhibit A, which is hereby authorized and approved.

Section 2. That the City enter into the Lease/Purchase Agreement between the Company, as lessor, and the City, as lessee, relating to the Property, in substantially the form attached hereto as Exhibit B, which is hereby authorized and approved.

Section 3. The Mayor and City Clerk are hereby authorized to execute the Base Lease and the Lease/Purchase Agreement on behalf of the City in the forms presented to the City this date with the completion of such information and such appropriate modifications as may be approved by the Finance Director, and to execute such ancillary certificates and documents necessary to accomplish the purposes set forth herein and in the Base Lease and the Lease/Purchase Agreement.

Section 4. The City hereby designates the Lease/Purchase Agreement (and hence the right to receive Rental Payments thereunder) as "qualified tax exempt obligations as such term is defined in Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended. In connection therewith, the City hereby represents and warrants that:

(a) the aggregate reasonably anticipated amount of tax-exempt obligations which will be issued by or on behalf of the City and all subordinate entities during calendar year 1993 shall not exceed \$10,000,000; and

(b) the aggregate amount of the Lease/Purchase Agreement and all other obligations heretofore designated by or on behalf of the City and all subordinate entities as qualified tax-exempt obligations during calendar year 1993, does not exceed \$10,000,000.

The Mayor, City Clerk and Finance Director are hereby authorized to take such other action as may be necessary to give effect to the designation made in this Section.

Section 5. This Ordinance shall be in full force and effect from and after its passage and approval and publication once in the official city newspaper.

PASSED by the Governing Body of the City of Leawood, Kansas, on this 18th day of October, 1993.

APPROVED by the Mayor this 27th day of October, 1993.

(SEAL)

ATTEST:

Marcia Rinehart
Marcia Rinehart, Mayor

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM: /s/ R.S. Wetzler, City Attorney
R. S. Wetzler

ORDINANCE NO. 1384

AN ORDINANCE AMENDING SECTION 2-7 (FENCES AND WALLS) OF THE LEAWOOD DEVELOPMENT ORDINANCE; PERTAINING TO THE LOCATION OF RETAINING WALLS IN EXCESS OF SIX FEET IN HEIGHT AND ALLOWING THE PLAN COMMISSION TO GRANT EXCEPTIONS TO THE LOCATION RESTRICTIONS.

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

Section 1. Leawood Development Ordinance Amended. That Section 2-7 of the Leawood Development Ordinance is hereby amended to read as follows:

2-7 FENCES AND WALLS

2-7.1 Intent:

- a) To ensure that the look of open space in residential areas be preserved in the tradition established throughout Leawood development.
- b) To buffer uncomplimentary land uses and generally enhance the quality and appearance of developed land areas.
- c) To establish exterior boundaries of residential developments.
- d) To secure safety to life and welfare from hazards incident to swimming pools, hot tubs, spas and other similar recreational bathing structures.
- e) To ensure that design, erection and construction of fences and walls conform to ordinance requirements including height and surface drainage.

2-7.2 General Conditions and Plan Requirements:

- a) Permits shall be issued by the City and fences and walls shall be subject to inspection for compliance with approved plans.
- b) Fences and walls shall not be located closer to the street line than the front building line or the side building line in the case of a corner lot. (Exemptions to this requirement include required retaining walls and decorative fence sections not exceeding 3 feet in height and 24 feet in length.)
- c) Fences and walls shall be permitted to be located on the rear property line and in the case of through lots the rear property line shall be considered to be the opposite street frontage.
- d) Wood fences shall be constructed with posts, rails, and other structural members located on the "inside" of the fence. (Finished side facing out.)

e) Fences and walls shall not restrict natural surface drainage nor be constructed to divert or channel water flow with increased velocity.

f) Fences built in combination with walls and/or berms shall not exceed the required height restrictions. In addition, fences and walls built on slopes shall comply with the required height measured along the line of the fence location.

g) Walls constructed as retaining walls shall be designed and constructed to support lateral loads. Applications for retaining walls exceeding 4 feet in height, whether terraced or not, shall be accompanied by design calculations and plans sealed by a professional engineer registered in the State of Kansas. Said plans shall be reviewed prior to the issuance of a building permit. Retaining walls exceeding 6 feet in height shall be required to be set back from the property line one foot for each foot, or part thereof, in excess of 6 feet in height, e.g. a 10 foot high retaining wall would be required to set back a minimum of 4 feet from the property line. Any exceptions or deviations from this formula shall require site plan approval by the Plan Commission. At least 10 days prior to Plan Commission consideration of the exception or deviation, all adjacent property owners shall be notified by certified mail of the pending application. In making a decision, the Plan Commission shall consider the following:

- 1) Views from adjoining property.
- 2) Landscaping, both existing and proposed.
- 3) Materials to be used for the wall.
- 4) Drainage - effect on surrounding properties.
- 5) Visual impact on adjoining property.

h) Fences and walls constructed within City owned and/or public utility easements may be removed to allow access for installation or maintenance of utilities. The property owner shall be responsible for the reconstruction and replacement of any fences and/or walls removed.

i) When the back property line of a residentially zoned lot shares a common boundary with that of another municipality, the least restrictive fence or wall height regulations of the two municipalities shall govern only for that property line which shares the municipal boundary. All other fences on property within Leawood are limited to that allowed by this ordinance.

j) All swimming pools, hot tubs, spas, or similar recreational bathing structures requiring fencing per this ordinance shall coordinate through the Building Inspection Division for issuance of the building permits for both the pool structure and the fence at the same time.

k) All required swimming pool/hot tub fencing or walls shall be constructed per Appendix Chapter 12, Division III "BARRIERS FOR SWIMMING POOLS, SPAS AND HOT TUBS" of the Uniform Building Code, 1991 Edition.

l) For purposes of this ordinance definitions for swimming pools and hot tubs shall be as established in the Uniform Building Code, 1991 Edition as provided for in (k) above.

m) Tennis courts may have a fence up to 12' in height, and must be located at least 10' from side and rear yards. Such fence shall not be located in a front yard. See Section 4-1, Accessory Uses.

2-7.3 Height, Location and Permit Requirements:

a) Fence height, for compliance with this ordinance, shall be measured from the finished grade of the adjoining ground to the top of the fence. When used in conjunction with any required retaining wall, the fence height shall be measured from the finished grade on the high side of the wall.

b) Fences less than 3 feet in height may be constructed without a fence or wall permit, providing they comply with the general conditions and plan requirements of Section 2-7.2.

c) Fences 3 feet or greater in height shall not be constructed until a permit has been issued.

d) Walls 4 feet or greater in height shall not be constructed until a permit has been issued.

e) Fences or walls up to 6 feet in height are permitted adjacent to patios and/or decks to provide privacy to such areas, and must be installed strictly in accordance with the approved plans.

f) Fences or walls up to 6 feet in height may be required by the Plan Commission to provide screening and/or buffering of one property from another.

g) Fences and walls up to 6 feet in height may be allowed by the Plan Commission if designed as an integral part of a residential development to provide privacy, security, or as part of an entry monument detail.

h) Except as provided for in (d), (e), (f) and (g) above, fences and/or walls greater than 4 feet in height up to a maximum of 6 feet in height shall only be permitted in conjunction with swimming pools and hot tubs/spas as provided for by this ordinance.

i) Fences and/or walls enclosing swimming pools, spas and/or hot tubs shall comply with the following conditions:

1) Height shall be 4 foot minimum (mandatory) and up to 6 foot maximum (optional). The optional height above 4 feet, for swimming pools, shall only be permitted for such pool structures with a minimum water depth of 36 inches.

2) Location :

a) Swimming pools: Fences and/or walls shall be located either adjacent to the structure or on the property line or other approved location complimentary to the site, so long as the structure is circumscribed.

b) Hot tubs/Spas: Fences and/or walls 4 feet in height shall be located as described in 2-7.3 i)2)a); Fences and/or walls over 4 feet and up to 6 feet in height shall only be allowed only when constructed adjacent to the structure, so long as the structure is circumscribed.

j) Fences and walls 4 feet in height and taller shall be located at the property line, adjacent to patios and/or decks, and circumscribing pool structures, except as set forth in Section 2-7.2 (b) and (c) and at terminations at the dwelling structure.

k) Tennis courts may have a fence up to 12' in height, and must be located at least 10' from side and rear yards. Such fence shall not be located in a front yard. See Section 4-1, Accessory Uses.

2-7.4 Fences Prohibited: Electric fences and barbed wire fences shall be prohibited except on AG, Agricultural, zoned properties for the purpose of containing livestock and when specifically authorized as part of an approved development plan for providing security.

2-7.5 Exceptions to Height Restrictions:

The Board of Zoning Appeals shall have the power to grant exceptions to the height restrictions for fences and walls.

In considering an application for an exception the Board shall take into consideration the following factors:

1. the effect on adjoining property;
2. the uses and physical characteristics of adjoining property;
3. proximity to arterial streets;
4. the applicant's need to provide security for his person, and his property, including domestic animals or pets.

The Board may only grant an exception to height restrictions if after considering the above factors, it concludes that the factors favoring the granting of the exception outweigh any adverse impact the fence or wall may have on the appearance of open space.

Such exceptions shall require a public hearing, publication in the Official City Newspaper at least 20 days prior to the date fixed for hearing. In addition to such publication notice, the applicant shall be responsible for mailing notices of such application to the applicable homes association and to all owners of land located adjacent to the property that is the subject of the application. Such notices shall be mailed at least 10 days prior to the hearing, thus providing an opportunity to all interested parties to be heard. Such mailed notice shall be given by certified mail, return receipt requested, and shall be in the form of a letter explaining the proposed change. Such mailed notices shall be addressed to the owners of land and not to occupants of such land. Failure to receive such notice shall not invalidate any subsequent action taken.

In no case shall the Board allow a fence or wall that exceeds 6 feet in height.

Section 2. Existing Section Repealed. That existing Section 2-7 of the Leawood Development Ordinance is hereby repealed. (Prior law: Ordinance No. 1319)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 18th day of October, 1993.

Approved by the Mayor the 25th day of October, 1993.

(S. E. A. L.)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM:

R.S. Wetzler

City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in full of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

11/2/93

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:
11/2/93

Sharon Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$87.26

ORDINANCE NO. 1384

First published in The Legal Record, Tuesday, November 2, 1993.

ORDINANCE NO. 1384

AN ORDINANCE AMENDING SECTION 2-7 (FENCES AND WALLS) OF THE LEAWOOD DEVELOPMENT ORDINANCE; PERTAINING TO THE LOCATION OF RETAINING WALLS IN EXCESS OF SIX FEET IN HEIGHT AND ALLOWING THE PLAN COMMISSION TO GRANT EXCEPTIONS TO THE LOCATION RESTRICTIONS.

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

Section 1. Leawood Development Ordinance Amended. That Section 2-7 of the Leawood Development Ordinance is hereby amended to read as follows:

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- d) To secure safety to life and welfare from hazards incident to swimming pools, hot tubs, spas and other similar recreational bathing structures.
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- d) Wood fences shall be constructed with posts, rails, and other structural members located on the "inside" of the fence. (Finished side facing out.)
- e) Fences and walls shall not restrict natural surface drainage nor be constructed to divert or channel water flow with increased velocity.
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- g) Walls constructed as retaining walls shall be designed and constructed to support lateral loads. Applications for retaining walls exceeding 4 feet in height, whether terraced or not, shall be accompanied by design calculations and plans sealed by a professional engineer registered in the State of Kansas. Said plans shall be reviewed prior to the issuance of a building permit. Retaining walls exceeding 6 feet in height shall be required to be set back from the property line one foot for each foot, or part thereof, in excess of 6 feet in height, e.g. a 10 foot high retaining wall would be required to set back a minimum of 4 feet from the property line. Any exceptions or deviations from this formula shall require site plan approval by the Plan Commission. At least 10 days prior to Plan Commission consideration of the exception or deviation, all adjacent property owners shall be notified by certified mail of the pending application. In making a decision, the Plan Commission shall consider the following:
 - 1) Views from adjoining property.
 - 2) Landscaping, both existing and proposed.
 - 3) Materials to be used for the wall.
 - 4) Drainage - effect on surrounding properties.
 - 5) Visual impact on adjoining property.
- h) Fences and walls constructed within City owned and/or public utility easements may be removed to allow access for installation or maintenance of utilities. The property owner shall be responsible for the reconstruction and replacement of any fences and/or walls removed.
- i) When the back property line of a residentially zoned lot shares a common boundary with that of another municipality, the least restrictive fence or wall height regulations of the two municipalities shall govern only for that property line which shares the municipal boundary. All other fences on property within Leawood are limited to that allowed by this ordinance.
- j) All swimming pools, hot tubs, spas, or similar recreational bathing structures requiring fencing per this ordinance shall coordinate through the Building Inspection Division for issuance of the building permits for both the pool structure and the fence at the same time.

k) All required swimming pool/hot tub fencing or walls shall be constructed per Appendix Chapter 12, Division III "BARRIERS FOR SWIMMING POOLS, SPAS AND HOT TUBS" of the Uniform Building Code, 1991 Edition.

l) For purposes of this ordinance definitions for swimming pools and hot tubs shall be as established in the Uniform Building Code, 1991 Edition as provided for in (k) above.

m) Tennis courts may have a fence up to 12' in height, and must be located at least 10' from side and rear yards. Such fence shall not be located in a front yard. See Section 4-1, Accessory Uses.

2-7.3 Height, Location and Permit Requirements:

- a) Fence height, for compliance with this ordinance, shall be measured from the finished grade of the adjoining ground to the top of the fence. When used in conjunction with any required retaining wall, the fence height shall be measured from the finished grade on the high side of the wall.
- b) Fences less than 3 feet in height may be constructed without a fence or wall permit, providing they comply with the general conditions and plan requirements of Section 2-7.2.
- c) Fences 3 feet or greater in height shall not be constructed until a permit has been issued.
- d) Walls 4 feet or greater in height shall not be constructed until a permit has been issued.
- e) Fences or walls up to 6 feet in height are permitted adjacent to patios and/or decks to provide privacy to such areas, and must be installed strictly in accordance with the approved plans.
- f) Fences or walls up to 6 feet in height may be required by the Plan Commission to provide screening and/or buffering of one property from another.
- g) Fences and walls up to 6 feet in height may be allowed by the Plan Commission if designed as an integral part of a residential development to provide privacy, security, or as part of an entry monument detail.
- h) Except as provided for in (d), (e), (f) and (g) above, fences and/or walls greater than 4 feet in height up to a maximum of 6 feet in height shall only be permitted in conjunction with swimming pools and hot tubs/spas as provided for by this ordinance.
- i) Fences and/or walls enclosing swimming pools, spas and/or hot tubs shall comply with the following conditions:
 - 1) Height shall be 4 foot minimum (mandatory) and up to 6 foot maximum (optional). The optional height above 4 feet, for swimming pools, shall only be permitted for such pool structures with a minimum water depth of 36 inches.
 - 2) Location:
 - a) Swimming pools: Fences and/or walls shall be located either adjacent to the structure or on the property line or other approved location complimentary to the site, so long as the structure is circumscribed.
 - b) Hot tubs/Spas: Fences and/or walls 4 feet in height shall be located as described in 2-7.3 i)2)a); Fences and/or walls over 4 feet and up to 6 feet in height shall only be allowed only when constructed adjacent to the structure, so long as the structure is circumscribed.
- j) Fences and walls 4 feet in height and taller shall be located at the property line, adjacent to patios and/or decks, and circumscribing pool structures, except as set forth in Section 2-7.2 (b) and (c) and at terminations at the dwelling structure.
- k) Tennis courts may have a fence up to 12' in height, and must be located at least 10' from side and rear yards. Such fence shall not be located in a front yard. See Section 4-1, Accessory Uses.

2-7.4 Fences Prohibited: Electric fences and barbed wire fences shall be prohibited except on AG, Agricultural, zoned properties for the purpose of containing livestock and when specifically authorized as part of an approved development plan for providing security.

2-7.5 Exceptions to Height Restrictions:

The Board of Zoning Appeals shall have the power to grant exceptions to the height restrictions for fences and walls.

In considering an application for an exception the Board shall take into consideration the following factors:

1. the effect on adjoining property;
2. the uses and physical characteristics of adjoining property;
3. proximity to arterial streets;
4. the applicant's need to provide security for his person, and his property, including domestic animals or pets.

The Board may only grant an exception to height restrictions if after considering the above factors, it concludes that the factors favoring the granting of the exception outweigh any adverse impact the fence or wall may have on the appearance of open space.

CONTINUED FROM PAGE 6

Such exceptions shall require a public hearing, publication in the Official City Newspaper at least 20 days prior to the date fixed for hearing. In addition to such publication notice, the applicant shall be responsible for mailing notices of such application to the applicable homes association and to all owners of land located adjacent to the property that is the subject of the application. Such notices shall be mailed at least 10 days prior to the hearing, thus providing an opportunity to all interested parties to be heard. Such mailed notices shall be given by certified mail, return receipt requested, and shall be in the form of a letter explaining the proposed change. Such mailed notices shall be addressed to the owners of land and not to occupants of such land. Failure to receive such notice shall not invalidate any subsequent action taken.

In no case shall the Board allow a fence or wall that exceeds 6 feet in height.

Section 2. Existing Section Repealed. That existing Section 2-7 of the Leawood Development Ordinance is hereby repealed. (Prior law: Ordinance No. 1319)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 18th day of October 1993.

Approved by the Mayor the 25th day of October 1993.

(S E A L)

Margia Rinehart
Margia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: R.S. Wetzler City Attorney

ORDINANCE NO. 1383

AN ORDINANCE GRANTING RIGHTS-OF-WAY TO JOHNSON COUNTY WASTEWATER DISTRICT FOR SANITARY SEWER LINE CONSTRUCTION AT THE IRON HORSE GOLF CLUB IN THE VICINITY OF 151ST STREET, MISSION ROAD TO NALL AVENUE.

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

Section 1. That the City of Leawood, Kansas, does hereby grant rights-of-way to Johnson County Wastewater District, described as follows:

Line 10-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the North 1/2 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the North 1/4 corner of said Section 9; Thence South $2^{\circ}01'46''$ East 1338.83'; Thence South 90° East 258.90' to the Point of Beginning; Thence North $50^{\circ}23'16''$ West 363.64' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 18-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4 of said Section 9, Thence South $2^{\circ}01'46''$ East 1600.00'; Thence South 90° West 54.89' to the Point of Beginning of said easement; Said point hereinafter referred to as Point "A"; Thence South $5^{\circ}53'49''$ West 175.27' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 11-A - (Centerline of a 15' Permanent Sewer Easement) Beginning at Point "A" described above; Thence South $77^{\circ}52'30''$ East 370.33' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 15-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4 of said Section 9, Thence South $2^{\circ}01'46''$ East 946.43'; Thence South 90° West 2204.36' to the Point of Beginning; Thence South $85^{\circ}42'25''$ West 161.84' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf

course property line as required.

Line 16-A and 16-B - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4 of said Section 9, Thence South $2^{\circ}01'46''$ East 1218.85'; Thence South 90° West 874.14' to the Point of Beginning; Thence North $52^{\circ}30'37''$ West 300.00'; Thence North $60^{\circ}29'51''$ West 354.75' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 1-A, 1-B, & 1-C - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NE 1/4, thence South $2^{\circ}04'56''$ East 1386.27'; Thence South 90° West 661.05' to the Point of Beginning of said easement; Thence South $28^{\circ}01'52''$ West 115.00' to the point hereinafter referred to as Point "A"; Thence South $69^{\circ}34'29''$ West 220.00'; Thence South $60^{\circ}23'32''$ East 382.50' to the Point of Terminus of said easement.

Line 3-A - (Centerline of a 15' Permanent Sewer Easement) Beginning at Point "A" described above; Thence South $54^{\circ}14'41''$ West 354.59' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Lines P1-A, P1-B, P1-C AND P1-D - (Centerline of a 15' Permanent Sewer Easement except Line P1-C) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NE 1/4, thence South $2^{\circ}04'56''$ East 1669.12'; Thence South 90° West 2032.51' to the Point of Beginning of said easement; Thence South $28^{\circ}04'18''$ West 60.00'; Thence South $21^{\circ}12'12''$ West 405.00'; Thence South $37^{\circ}01'40''$ East 145.00' (Easement width Southwesterly of last course to be 5' in width being the golf course property line); Thence South $56^{\circ}45'20''$ East 358.55' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 9-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence

South 2° 04' 56" East 1131.53'; Thence South 90° West 445.07' to the Point of Beginning of said easement; Thence North 29° 24' 16" West 420.03' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 9.5-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence South 2° 04' 56" East 1138.31'; Thence South 90° West 1117.05' to the Point of Beginning of said easement; Thence North 37° 28' 22" West 100.01' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 4-A, 4-B - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 10, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence South 2° 06' 04" East 829.48'; Thence South 90° West 1876.69' to the Point of Beginning; Thence South 21° 29' 11" West 520.29' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 5A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NE 1/4 of Section 10, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence South 2° 06' 04" East 1058.00'; Thence South 90° West 757.22' to the Point of Beginning hereinafter referred to as Point "A"; Thence South 17° 10' 21" West 210.34' to a Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 5.5A - (Centerline of a 15' Permanent Sewer Easement) Beginning at Point "A" described above; Thence South 59° 58' 26" East 289.27' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 6A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 10, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence South 2° 06' 04" East 333.24' to the Point of Beginning of said easement; Thence North 85° 18' 08" West 104.92' to the

Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Section 2. That a copy of The Right-of-Way Grant is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 4th day of October, 1993.

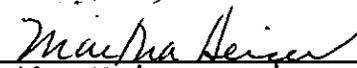
Approved by the Mayor the 4th day of October, 1993.

(S E A L)

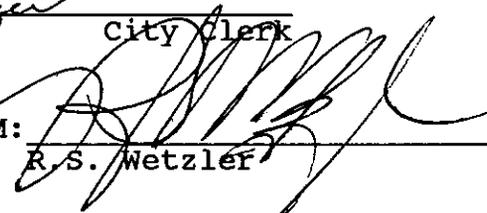


Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED FOR FORM: 

R. S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

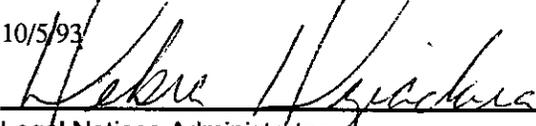
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

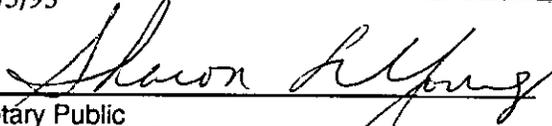
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

10/5/93


Legal Notices Administrator

Subscribed and sworn to before me on this date:

10/5/93


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$63.63

Ord. 1383

ORDINANCE NO. 1383

First published in The Legal Record, Tuesday, October 5, 1993.

ORDINANCE NO. 1383

AN ORDINANCE GRANTING RIGHTS-OF-WAY TO JOHNSON COUNTY WASTEWATER DISTRICT FOR SANITARY SEWER LINE CONSTRUCTION AT THE IRON HORSE GOLF CLUB IN THE VICINITY OF 151ST STREET, MISSION ROAD TO MALL AVENUE.

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

Section 1. That the City of Leawood, Kansas, does hereby grant rights-of-way to Johnson County Wastewater District, described as follows:

Line 10-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the North 1/2 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the North 1/4 corner of said Section 9; Thence South 2°01' 46" East 1338.83'; Thence South 90° East 258.90' to the Point of Beginning; Thence North 50°23' 16" West 363.64' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 18-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4 of said Section 9, Thence South 2°01' 46" East 1600.00'; Thence South 90° West 54.89' to the Point of Beginning of said easement; Said point hereinafter referred to as Point "A"; Thence South 5°53' 49" West 175.27' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

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Line 16-A and 16-B - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4 of said Section 9, Thence South 2°01' 46" East 1218.85'; Thence South 90° West 874.14' to the Point of Beginning; Thence North 52°30' 37" West 300.00'; Thence North 60°29' 51" West 354.75' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Line 1-A, 1-B, & 1-C - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NE 1/4, thence South 2°04' 56" East 1386.27'; Thence South 90° West 661.05' to the Point of Beginning of said easement; Thence South 28°01' 52" West 115.00' to the point hereinafter referred to as Point "A"; Thence South 69° 34' 29" West 220.00'; Thence South 60°23' 32" East 382.50' to the Point of Terminus of said easement.

Line 3-A - (Centerline of a 15' Permanent Sewer Easement) Beginning at Point "A" described above; Thence South 54°14' 41" West 354.59' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

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Line 9-A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence

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Line 4-A, 4-B - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 10, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence South 2°06' 04" East 829.48'; Thence South 90° West 1876.69' to the Point of Beginning; Thence South 21°29' 11" West 520.29' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

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Line 6A - (Centerline of a 15' Permanent Sewer Easement) A tract of land over a portion of the NW 1/4 of Section 10, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NW 1/4, thence South 2°06' 04" East 333.24' to the Point of Beginning of said easement; Thence North 85°18' 08" West 104.92' to the Point of Terminus of said easement. The easement shall extend or shorten to the golf course property line as required.

Section 2. That a copy of The Right-of-Way Grant is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 4th day of October, 1993.

Approved by the Mayor the 4th day of October, 1993.

(S E A L)

Attest:

Marcia Rinehart
Marcia Rinehart Mayor

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: *R.S. Wetzel*
R.S. Wetzel City Attorney

ORDINANCE NO. 1382 -

AN ORDINANCE REZONING PROPERTY (LEAWOOD PAVILIONS) LOCATED AT THE NORTHWEST CORNER OF 151ST AND MISSION ROAD FROM AG (AGRICULTURAL) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

Tract I: The South Half of the Southeast Quarter; The Northwest Quarter of the Southeast Quarter; the Southwest Quarter of the Northeast Quarter of Section 4, Township 14, Range 25, except 2.03 acres described as follows: A tract of land in the Southeast Quarter of Section 4, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the South line of said Southeast Quarter, 729.63 feet West of the Southeast corner of said Southeast Quarter; thence North 0 degrees 40 minutes 00 seconds West, 350.00 feet; thence North 83 degrees 08 minutes 30 seconds West, 180.22 feet; thence South 7 degrees 57 minutes 18 seconds West, 60.44 feet; thence South 22 degrees 36 minutes 00 seconds West, 337.56 feet to a point on the South line of said Southeast Quarter; thence North 90 degrees East, 321.09 feet to the point of beginning, except that part in roads, in the City of Leawood, Johnson County, Kansas.

Tract II: The South Half of the Northeast Quarter of the Southeast Quarter of Section 4, Township 14, Range 25, in the City of Leawood, Johnson County, Kansas, except those parts in streets or roads.

now zoned AG, is hereby rezoned to RP-1.

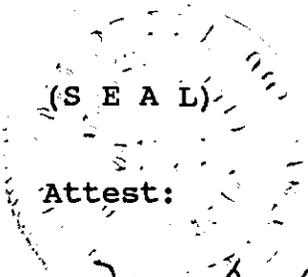
Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 20th day of September, 1993.

Approved by the Mayor the 20th day of September, 1993.



Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: R.S. Wetzler
R.S. Wetzler City Attorney



THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

ORDINANCE NO. 1382

First published in The Legal Record, Tuesday, September 21, 1993.

ORDINANCE NO. 1382

AN ORDINANCE REZONING PROPERTY (LEAWOOD PAVILIONS) LOCATED AT THE NORTHWEST CORNER OF 151ST AND MISSION ROAD FROM AG (AGRICULTURAL) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

Tract I: The South Half of the Southeast Quarter; The Northwest Quarter of the Southeast Quarter; the Southwest Quarter of the Northeast Quarter of Section 4, Township 14, Range 25, except 2.03 acres described as follows: A tract of land in the Southeast Quarter of Section 4, Township 14, Range 25, City of Leawood, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the South line of said Southeast Quarter, 729.63 feet West of the Southeast corner of said Southeast Quarter; thence North 0 degrees 40 minutes 00 seconds West, 350.00 feet; thence North 83 degrees 08 minutes 30 seconds West, 180.22 feet; thence South 7 degrees 57 minutes 18 seconds West, 60.44 feet; thence South 22 degrees 36 minutes 00 seconds West, 337.56 feet to a point on the South line of said Southeast Quarter; thence North 90 degrees East, 321.09 feet to the point of beginning, except that part in roads, in the City of Leawood, Johnson County, Kansas.

Tract II: The South Half of the Northeast Quarter of the Southeast Quarter of Section 4, Township 14, Range 25, in the City of Leawood, Johnson County, Kansas, except those parts in streets or roads.

now zoned AG, is hereby rezoned to RP-1.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 20th day of September, 1993.

Approved by the Mayor the 20th day of September, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: R.S. Wetzler
R.S. Wetzler City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in which is of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

9/21/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
9/21/93

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:

October 11, 1994

Publication Fees: \$27.27

Ord. #1382

ORDINANCE NO. 1381

AN ORDINANCE GRANTING A SERVICE LINE EASEMENT TO BELL DEVELOPMENT, INC., TO PROVIDE FOR A SEWER LINE TO PROPOSED LOT 16 OF LEAWOOD MISSION VALLEY.

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

Section 1. That the City of Leawood, Kansas, does hereby grant a permanent service line easement to Bell Development, Inc., over and through the following premises, to wit:

(Centerline of a 15' Permanent Service Line Easement) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NE 1/4; thence South 2°04'56" East 1596.90'; thence South 90° West 1657.23'; thence North 46°26'13" West to the Point of Beginning of said Easement; thence North 43°33'47" East 73.23' to the point of Terminus of said Easement. The easement shall extend or shorten to the golf course property line as required.

Section 2. That a copy of said easement is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

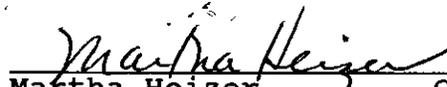
Approved by the Mayor the 7th day of September, 1993.

(S E A L)



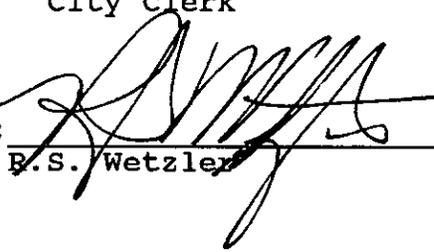
Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED AS TO FORM:



B.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1381

First published in The Legal Record, Tuesday, September 14, 1993.

ORDINANCE NO. 1381

AN ORDINANCE GRANTING A SERVICE LINE EASEMENT TO BELL DEVELOPMENT, INC., TO PROVIDE FOR A SEWER LINE TO PROPOSED LOT 16 OF LEAWOOD MISSION VALLEY.

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

Section 1. That the City of Leawood, Kansas, does hereby grant a permanent service line easement to Bell Development, Inc., over and through the following premises, to wit:

(Centerline of a 15' Permanent Service Line Easement) A tract of land over a portion of the NE 1/4 of Section 9, Township 14 South, Range 25 East in the City of Leawood, Johnson County, Kansas, being more particularly described as follows: Commencing at the NE corner of said NE 1/4; thence South 2°04'56" East 1596.90'; thence South 90° West 1657.23'; thence North 46°26'13" West to the Point of Beginning of said Easement; thence North 43°33'47" East 73.23' to the point of Terminus of said Easement. The easement shall extend or shorten to the golf course property line as required.

Section 2. That a copy of said easement is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

Approved by the Mayor the 7th day of September, 1993.

(S E A L)

Attest:

Marcia Rinehart
Marcia Rinehart Mayor

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: /s/ R.S. Wetzler
R.S. Wetzler City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

9/14/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:

9/14/93

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$18.18

ORDINANCE NO. 1380

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93V, PROJECT 137 (STATE LINE ROAD, PHASE IV), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT TO STATE LINE ROAD FROM A POINT 25.50 FEET SOUTH OF THE CENTERLINE OF 103RD STREET TO A POINT 123.76 FEET SOUTH OF THE CENTERLINE OF CARONDOLET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Rd., 103rd Street-Carondolet, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1372 on September 7, 1993; and

WHEREAS, the total cost of improvements or reimprovements to State Line Rd., 103rd Street-Carondolet, is estimated to be \$3,680,000.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One : That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, in-

cluding necessary engineering, legal, acquisition of right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93V, Project 137 (State Line Rd., 103rd Street-Carondolet), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93V, Project 137 (State Line Rd., 103rd Street-Carondolet), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs

and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6)	Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7)	Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8)	Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9)	Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10)	Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11)	Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12)	Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13)	Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

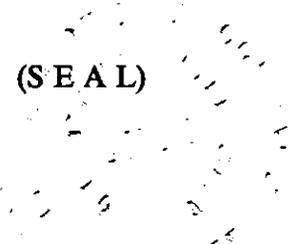
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

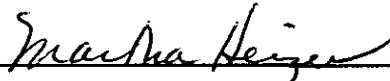
PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(SEAL)

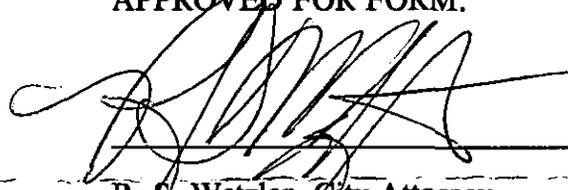

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORM:



R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____

_____, 19____, _____, 19____

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96

Printer's Fees 93.70

Additional copies \$ _____

First published in The Johnson County Sun, Friday, September 10, 1993.

ORDINANCE NO. 1380

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93V, PROJECT 137 (STATE LINE ROAD, PHASE IV), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT TO STATE LINE ROAD FROM A POINT 25.50 FEET SOUTH OF THE CENTERLINE OF 103RD STREET TO A POINT 123.76 FEET SOUTH OF THE CENTERLINE OF CARONDOLET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR

REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Rd., 103rd Street-Carondolet, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1372 on September 7, 1993; and

WHEREAS, the total cost of improvements or reimprovements to State Line Rd. 103rd Street-Carondolet, is estimated to be \$3,680,000.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93V, Project 137 (State Line Rd., 103rd Street-Carondolet), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93V, Project 137 (State Line Rd., 103rd Street-Carondolet), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice or publication.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th St. (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6) Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7) Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8) Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9) Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10) Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11) Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12) Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13) Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations

during calendar year 1993 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler
R. S. Wetzler, City Attorney

(1227 9-1F-JC)

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93U, PROJECT 126 (MISSION ROAD, 95TH STREET-103RD STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 95TH STREET-103RD STREET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 95th Street-103rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1330 on January 18, 1993; and

WHEREAS, total cost of improvements to Mission Road, 95th Street-103rd Street, is estimated to be \$1,571,300; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One : That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of

the City of Leawood, Kansas, designated Temporary Notes, Series 93U, Project 126 (Mission Road, 95th Street-103rd Street), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93U, Project 126 (Mission Road, 95th Street-103rd Street), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6)	Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7)	Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8)	Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9)	Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10)	Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11)	Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12)	Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13)	Temporary Notes, 93M Mission Road,, south of 151st The City does not reasonably anticipate issuing qualified tax-exempt obligations	June 1, 1993	\$1,000,000

during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

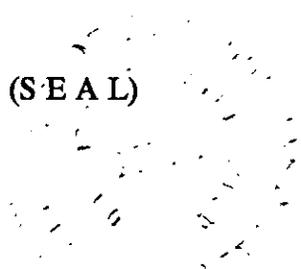
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

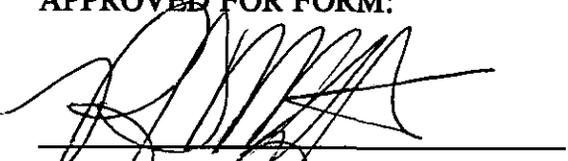
(SEAL)


Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____

_____, 19____, _____, 19____

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96

Printer's Fees 92.10

Additional copies \$ _____

ORDINANCE NO. 1379

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93U, PROJECT 126 (MISSION ROAD, 95TH STREET-103RD STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$100,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 95TH STREET-103RD STREET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 95th Street-103rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1330 on January 18, 1993; and

WHEREAS, total cost of improvements to Mission Road, 95th Street-103rd Street, is estimated to be \$1,571,300; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93U, Project 126 (Mission Road, 95th Street-103rd Street), in the aggregate principal amount of One Hundred Thousand Dollars (\$100,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93U, Project 126 (Mission Road, 95th Street-103rd Street), shall consist of bearer note number 1 in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

- 1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

Table with 4 columns: ISSUE, DATE, PRINCIPAL AMOUNT. Lists 13 items of temporary notes with their respective dates and amounts, ranging from \$200,000 to \$3,400,000.

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.
APPROVED by the Mayor the 7th day of September, 1993.

(SEAL) Marcia Rinehart, Mayor

ATTEST: Martha Heizer, City Clerk

APPROVED FOR FORM: R. S. Wetzler, City Attorney

ORDINANCE NO. 1378

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 93-3-93T, PROJECT 129 (143RD STREET, MISSION-1320 FEET EAST), WITHIN THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF 143RD STREET FROM MISSION ROAD TO 1320 FEET EAST; SAID IMPROVEMENTS TO BE A TWO-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1108 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$448,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 93-3-93T, Project 129 (143rd Street, Mission-1320 feet east), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 93-3-93T, Project 129, shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6) Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7) Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8) Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
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(10) Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11) Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12) Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13) Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

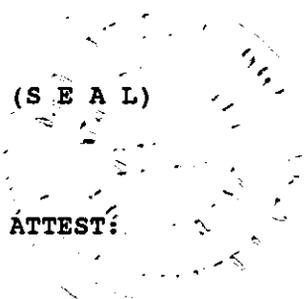
Section Seven: That this Ordinance shall take effect and be in force

after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(S E A L)



Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler

R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

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

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96
Printer's Fees 86.70
Additional copies \$ _____

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-3-93T, PROJECT 129 (143RD STREET, MISSION-1320 FEET EAST), WITHIN THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF 143RD STREET FROM MISSION ROAD TO 1320 FEET EAST; SAID IMPROVEMENTS TO BE A TWO-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1108 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$448,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-3-93T, Project 129 (143rd Street, Mission-1320 feet east), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 92-3-93T, Project 129, shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall

bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1946;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 138th Street (K-150), State Line-Hall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-92C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-92D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6) Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7) Temporary Notes, 93G 138th St. (K-150), State Line-Hall	June 1, 1993	\$ 200,000
(8) Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9) Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10) Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11) Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12) Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13) Temporary Notes, 93M Mission Road, south of 131st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(S & L)

Marcia Reinhardt
Marcia Reinhardt, Mayor

ATTEST:

Martha Heiser, City Clerk

APPROVED FOR FORM:

[Signature]
City Attorney

ORDINANCE NO. 1377

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-4-93S, PROJECT 130 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$500,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-4-93S, Project 130 (Town Center Drive), in the aggregate principal amount of Five Hundred Thousand Dollars (\$500,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 92-4-93S, Project 130, shall consist of bearer notes numbered from 1 through 5 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds

are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as fol-

lows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6) Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7) Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8) Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9) Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10) Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11) Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12) Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13) Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of

the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(S E A L)



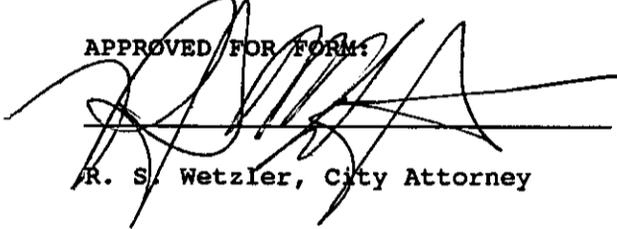
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED FOR FORM:



R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

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

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96

Printer's Fees 87.30

Additional copies \$ _____

registration of voters will be open at the following places at the time specified:

- JOHNSON COUNTY ELECTION OFFICE, 135 S. Fir, Olathe
8:00 A.M. to 5:00 P.M. Monday thru Friday
- JOHNSON COUNTY ADMIN. BLDG., 111 S. Cherry, Suite 1200
8:00 A.M. to 5:00 P.M. Monday thru Friday
- NORTHEAST JOHNSON COUNTY OFFICE, 6000 Lamar
8:00 A.M. to 1:00 P.M. Monday thru Friday
- OVERLAND PARK COMMUNITY CENTER, 6300 W. 87 St., Rm. 203
8:00 A.M. to 6:00 P.M. Monday thru Friday
- U.A.W. OF AMERICA, LOCAL NO. 1021, 414 E. Dennis
10:00 A.M. to 5:00 P.M. Monday thru Friday

LIBRARIES:

- ANTIOCH LIBRARY, 8700 W. 83 St.
9:00 A.M. to 9:00 P.M. Monday thru Friday
9:00 A.M. to 5:00 P.M. Saturday
1:00 A.M. to 5:00 P.M. Sunday
- BLUE VALLEY LIBRARY, 15185 Lowell

Pick up deadlines will be 10:00 a.m. Tuesday to Wednesday publication and 10:00 a.m. Thursday for Friday publication.

Clients may also mail or drop-off notices to our office, 7373 W. 107th St., O.P., KS 66212.

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-4-938, PROJECT 130 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$500,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE, SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STORM LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12-6a04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-4-938, Project 130 (Town Center Drive), in the aggregate principal amount of Five Hundred Thousand Dollars (\$500,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 92-4-938, Project 130, shall consist of bearer notes numbered from 1 through 5 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes, by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.77% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; PROVIDED, HOWEVER, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

- 1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

Table with 3 columns: ITEM, DATE, PRINCIPAL AMOUNT. Lists 13 items of temporary notes with their respective dates and amounts, ranging from \$200,000 to \$1,000,000.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000.

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes.

4. No portion of the proceeds of the sale of the notes will be loaned or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.
APPROVED by the Mayor the 7th day of September, 1993.

(S E A L) Marcia Rinshart, Mayor
Martha Haisler, City Clerk

ATTEST:
K. S. Webster, City Attorney

ORDINANCE NO. 1376

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-3-93R, PROJECT 132 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$900,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF THE CENTERLINE OF CARONDOLET DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-3-93R, Project 132 (State Line Road, Phase I), in the aggregate principal amount of Nine Hundred Thousand Dollars (\$900,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 92-3-93R, Project 132, shall consist of bearer notes numbered 1 through 9 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption

prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the

notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6)	Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7)	Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8)	Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9)	Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10)	Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11)	Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12)	Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13)	Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified

tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

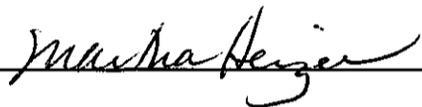
PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

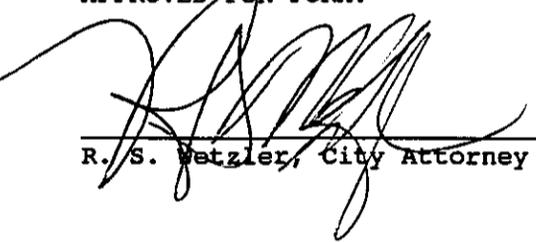
(S E A L)

ATTEST:


Marcia Rinehart, Mayor


Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 1993, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____

_____, 19____, _____, 19____

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 1993

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25 1996

Printer's Fees 89.70

Additional copies \$ _____

ORDINANCE NO. 1376

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-3-93R, PROJECT 132 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$900,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF THE CENTERLINE OF CARONDOLST DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-3-93R, Project 132 (State Line Road, Phase I), in the aggregate principal amount of Nine Hundred Thousand Dollars (\$900,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 92-3-93R, Project 132, shall consist of bearer notes numbered 1 through 9 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however,

that the foregoing provision shall be and become null and void in and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

- 1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

Table with 3 columns: ISSUE, DATE, PRINCIPAL AMOUNT. Contains 13 entries of temporary notes with details on location and amount.

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 266 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.
APPROVED by the Mayor the 7th day of September, 1993.

(S E A L) Marcia Rinshart, Mayor
ATTEST: Martha Heizer, City Clerk

APPROVED FOR FORM: [Signature]
S. Wetzel, City Attorney

ORDINANCE NO. 1375

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93Q, PROJECT 124 (135TH STREET [K-150], STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET [K-150], STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Nall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Nall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One : That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of right-of-way, and incidental costs,

there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93Q, Project 124 (135th Street [K-150], State Line-Nall Avenue), in the aggregate principal amount of One Million Dollars (\$1,000,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93Q, Project 124 (135th Street [K-150], State Line-Nall Avenue), shall consist of bearer notes numbered 1 through 10 inclusive, each in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.811% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6)	Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7)	Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8)	Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9)	Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10)	Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11)	Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12)	Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13)	Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(SEAL)


Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR FORM


R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

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

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY-PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96
Printer's Fees 92.70
Additional copies \$ _____

ORDINANCE NO. 1375

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93Q, PROJECT 124 (135TH STREET [K-150], STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET [K-150], STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Nall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Nall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93Q, Project 124 (135th Street [K-150], State Line-Nall Avenue), in the aggregate principal amount of One Million Dollars (\$1,000,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93Q, Project 124 (135th Street [K-150], State Line-Nall Avenue), shall consist of bearer notes numbered 1 through 10 inclusive, each in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be

callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.811% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th St. (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6) Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7) Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8) Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9) Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10) Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11) Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12) Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13) Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

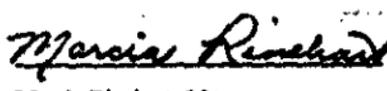
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

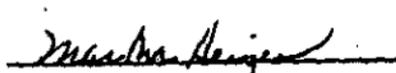
APPROVED by the Mayor the 7th day of September, 1993.

(S E A L)

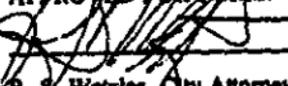


Marcia Rinchart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR BOARD:


R. S. Wetzler, City Attorney

(12274-1F-JC)

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93P, PROJECT 115 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 103rd-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1204 on February 4, 1991; and

WHEREAS, total cost of improvements to Mission Road, 103rd-College Boulevard, is estimated to be \$4,110,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One : That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of

the City of Leawood, Kansas, designated Temporary Notes, Series 93P, Project 115 (Mission Road, 103rd-College Boulevard), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93P, Project 115 (Mission Road, 103rd-College Boulevard), shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs

and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6)	Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7)	Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8)	Temporary Notes, L.I.D. 92-3-93H State Line Road, Phase I	June 1, 1993	\$ 300,000
(9)	Temporary Notes, L.I.D. 92-4-93I Town-Center-Drive	June 1, 1993	\$ 600,000
(10)	Temporary Notes, L.I.D. 93-1-93J State Line Road, Phase II	June 1, 1993	\$ 700,000
(11)	Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12)	Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13)	Temporary Notes, 93M Mission Road,, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

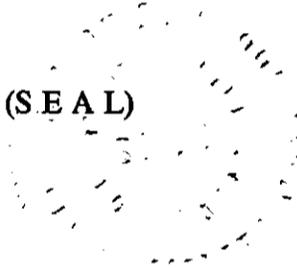
Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(S E A L)



Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler
R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

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

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96
Printer's Fees 93.90
Additional copies \$ _____

ORDINANCE NO. 1374

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93P, PROJECT 115 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 103rd-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1204 on February 4, 1991; and

WHEREAS, total cost of improvements to Mission Road, 103rd-College Boulevard, is estimated to be \$4,110,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93P, Project 115 (Mission Road, 103rd-College Boulevard), in the aggregate principal amount of Four Hundred Thousand Dollars (\$400,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93P, Project 115 (Mission Road, 103rd-College Boulevard), shall consist of bearer notes numbered 1 through 4 inclusive, each in the denomination of \$100,000. Said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.773% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	ISSUE	DATE	PRINCIPAL AMOUNT
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000

ORDINANCE NO. 1373

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93N, PROJECT 133 (MUNICIPAL GOLF COURSE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$3,400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND NALL AVENUE AND MAKING IMPROVEMENTS THERETO BY CONSTRUCTING A PUBLIC MUNICIPAL GOLF COURSE AND RELATED FACILITIES.

WHEREAS, the Governing Body authorized the Public Municipal Golf Course project by approval of Resolution No. 1073 on August 3, 1992; and

WHEREAS, the total estimated cost of acquisition of park land and construction is estimated to be \$6,250,000; and

WHEREAS, the cost of said acquisition and improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

Section One : That in order to provide funds to pay the costs and expenses of the aforesaid project now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93N, Project 133 (Municipal Golf Course), in the aggregate principal amount of Three Million Four Hundred Thousand Dollars (\$3,400,000), which amount does not exceed the total estimated costs of said project.

Section Two : Said issue of Temporary Notes, Series 93N, Project 133, shall consist of bearer notes numbered from 1 through 34 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-1302.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three : Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four : The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.863% of the principal amount thereof.

Section Five : The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St. (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Rd., Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000
(6)	Temporary Notes, 93F Mission Road, 103rd-College	June 1, 1993	\$ 200,000
(7)	Temporary Notes, 93G 135th St. (K-150), State Line-Nall	June 1, 1993	\$ 200,000
(8)	Temporary Notes, L.I.D. 92-3-93H State Line Rd., Phase I	June 1, 1993	\$ 300,000
(9)	Temporary Notes, L.I.D. 92-4-93I Town Center Drive	June 1, 1993	\$ 600,000
(10)	Temporary Notes, L.I.D. 93-1-93J State Line Rd., Phase II	June 1, 1993	\$ 700,000
(11)	Temporary Notes, L.I.D. 93-2-93K Old Kenneth Road	June 1, 1993	\$ 200,000
(12)	Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13)	Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of

Section 265 of the Tax Reform Act of 1986.

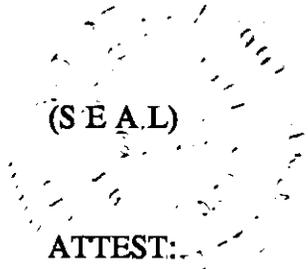
Section Six : The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven : That this Ordinance shall take effect and be in force after its publication as provided by law.

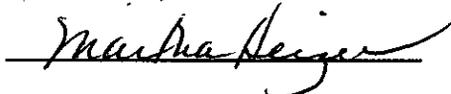
PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

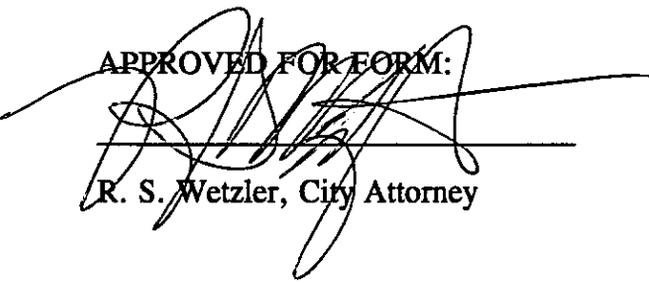
(S E A L)


Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED FOR FORM:


R. S. Wetzler, City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____

_____, 19____, _____, 19____

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96
Printer's Fees 87.90
Additional copies \$ _____

ORDINANCE NO. 1373

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93N, PROJECT 133 (MUNICIPAL GOLF COURSE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$3,400,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND NALL AVENUE AND MAKING IMPROVEMENTS THERETO BY CONSTRUCTING A PUBLIC MUNICIPAL GOLF COURSE AND RELATED FACILITIES.

WHEREAS, the Governing Body authorized the Public Municipal Golf Course project by approval of Resolution No. 1073 on August 3, 1992; and

WHEREAS, the total estimated cost of acquisition of park land and construction is estimated to be \$6,250,000; and

WHEREAS, the cost of said acquisition and improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

Section One : That in order to provide funds to pay the costs and expenses of the aforesaid project now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93N, Project 133 (Municipal Golf Course), in the aggregate principal amount of Three Million Four Hundred Thousand Dollars (\$3,400,000), which amount does not exceed the total estimated costs of said project.

Section Two : Said issue of Temporary Notes, Series 93N, Project 133, shall consist of bearer notes numbered from 1 through 34 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated September 15, 1993, and shall have the stated maturity date of June 10, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.63% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-1302.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three : Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four : The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas,

and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.863% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	ISSUE	DATE	PRINCIPAL AMOUNT
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(12)	Temporary Notes, 93L Golf Course Land	June 1, 1993	\$ 700,000
(13)	Temporary Notes, 93M Mission Road, south of 151st	June 1, 1993	\$1,000,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Council the 7th day of September, 1993.

APPROVED by the Mayor the 7th day of September, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED FOR FORM:

R. S. Wetzler
R. S. Wetzler, City Attorney

ORDINANCE NO. 1372

AN ORDINANCE AUTHORIZING THE PHASE IV IMPROVEMENT OF CERTAIN SECTION OF STATE LINE ROAD, A MAIN TRAFFICWAY, FROM A POINT 25.50 FEET SOUTH OF THE CENTERLINE OF 103RD STREET, TO A POINT 123.76 FEET SOUTH OF THE CENTERLINE OF CARONDELET, A DISTANCE OF APPROXIMATELY 2646 FEET, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, " designated that portion of State Line Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq., and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 provides that all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the City at large and may be funded among others, by the issuance of general obligation bonds; and

WHEREAS, Section 1.103-18 of the Income Tax Regulations issued by the Internal Revenue Service (the "Regulations") requires that the City make a prior declaration of its intent to reimburse itself for project expenditures made by the City prior to the date of issuance of notes or bonds, and the City desires to comply with the requirements of the Regulations with respect to this Project.

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of State Line Road, from a point 25.50 feet south of the centerline of 103rd street, to a point 123.76 feet south of the centerline of Carondelet, a distance of approximately 2646 feet, within the

City of Leawood, as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as provided by and under the authority of K.S.A. 12-689.

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of State Line Road, from a point 25.50 feet south of the centerline of 103rd street, to a point 123.76 feet south of the centerline of Carondelet, a distance of approximately 2646 feet, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687

Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, and contingencies, is \$3,680,000.00 and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.

Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$3,680,000.00

Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the Income Tax Regulations (the "Regulations").

This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.

Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on

the date hereof, all within the meaning and content of the Regulations.

Section 6. That this Ordinance shall be filed within 30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or the bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

Approved by the Mayor this 7th day of September, 1993



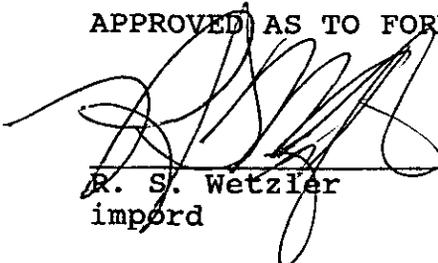
Marcia Rinehart Mayor

ATTEST:



Martha Heizer City Clerk

APPROVED AS TO FORM



R. S. Wetzler City Attorney
impord

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

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

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96
Printer's Fees 86.70
Additional copies \$ _____

ORDINANCE NO. 1372

AN ORDINANCE AUTHORIZING THE PHASE IV IMPROVEMENT OF CERTAIN SECTION OF STATE LINE ROAD, A MAIN TRAFFICWAY, FROM A POINT 25.50 FEET SOUTH OF THE CENTERLINE OF 103RD STREET, TO A POINT 123.76 FEET SOUTH OF THE CENTERLINE OF CARONDELET, A DISTANCE OF APPROXIMATELY 2646 FEET, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas," designated that portion of State Line Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq., and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 provides that all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the City at large and may be funded among others, by the issuance of general obligation bonds; and

WHEREAS, Section 1.103-18 of the Income Tax Regulations issued by the Internal Revenue Service (the "Regulations") requires that the City make a prior declaration of its intent to reimburse itself for project expenditures made by the City prior to the date of issuance of notes or bonds, and the City desires to comply with the requirements of the Regulations with respect to this Project.

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of State Line Road, from a point 25.50 feet south of the centerline of 103rd street, to a point 123.76 feet south of the centerline of Carondelet, a distance of approximately 2646 feet, within the City of Leawood, as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as provided by and under the authority of K.S.A. 12-689.

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of State Line Road, from a point 25.50 feet south of the centerline of 103rd street, to a point 123.76 feet south of the centerline of Carondelet, a distance of approximately 2646 feet, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687

Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, and contingencies, is \$3,680,000.00 and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.

Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$3,680,000.00

Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the Income Tax Regulations (the "Regulations").

This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.

Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the Regulations.

Section 6. That this Ordinance shall be filed within 30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or the bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

Approved by the Mayor this 7th day of September, 1993

(S E A L)

Marcia Rinhardt
Marcia Rinhardt Mayor

ATTEST:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM

H. S. Wetzler
H. S. Wetzler City Attorney
Impord

ORDINANCE NO. 1371

AN ORDINANCE REZONING PROPERTY (WORTHINGTON) LOCATED AT 143RD AND ROE AVENUE FROM AG (AGRICULTURAL) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

The West Half of the Southeast Quarter of Section 33, Township 13 South, Range 25 East, more particularly described as follows: From the Southwest corner of the Southeast Quarter of Section 33, Township 13 South, Range 25 East thence North 0 degrees 13 minutes 10 seconds East 2650.38 feet along the West line of said Quarter Section, thence South 89 degrees 59 minutes 39 seconds East 1326.67 feet along the North line of said Quarter Section, thence South 0 degrees 11 minutes 02 seconds West 2653.68 feet along the East line of the West half of said Quarter Section, thence North 89 degrees 51 minutes 06 seconds West 1328.30 feet along the South line of said Quarter Section to the point of beginning, all in the City of Leawood, Johnson County, Kansas, less and except that part taken for roads

now zoned AG, is hereby rezoned to RP-1.

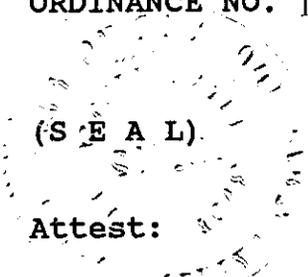
Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

Approved by the Mayor the 7th day of September, 1993.



(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: R.S. Watzler City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____

_____, 19____, _____, 19____

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/93

Printer's Fees 31.55

Additional copies \$ _____

First published in The Johnson County Sun, Friday, September 10, 1993.

ORDINANCE NO. 1371

AN ORDINANCE REZONING PROPERTY (WORTHINGTON) LOCATED AT 143RD AND ROE AVENUE FROM AG (AGRICULTURAL) TO RP-1 (PLANNED SINGLE FAMILY RESIDENTIAL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

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now zoned AG, is hereby rezoned to RP-1.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

Approved by the Mayor the 7th day of September, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM:

R.S. Wezler
R.S. Wezler City Attorney

(12270-1F-JC)

ORDINANCE NO. 1370

AN ORDINANCE ADOPTING AN AMENDMENT TO THE LEAWOOD, KANSAS, 1993 MASTER DEVELOPMENT PLAN MAP.

WHEREAS, the Plan Commission of the City of Leawood has previously adopted the Master Development Plan Map for the City pursuant to the authority granted by Kansas Statutes; and

WHEREAS, a certified copy of the Master Development Plan Map, adopted by the Plan Commission, was adopted by the Governing Body December 21, 1992; and

WHEREAS, pursuant to K.S.A. 12-747, the Master Development Plan Map adopted by the Plan Commission and any current amendments must be adopted by the Governing Body prior to its becoming effective; and

WHEREAS, a certified copy of the Amendment to the 1993 Master Development Plan Map as adopted by the Plan Commission on July 28, 1993, together with written summary of the Public Hearing thereon, have been submitted to the Governing Body;

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

Section 1. The Governing Body of the City of Leawood, Kansas, hereby adopts Amendment to the 1993 Master Development Plan Map. The adopted amendment to the 1993 Master Development Plan Map modifies the Plan Map by redesignating a tract, approximately 10 acres in size, located at the southwest corner of 151st and Mission, commonly referred to as the Rose property, from Medium Density Residential - Single Family Detached to Planned Business.

Should be
Southeast
Corner
mhw

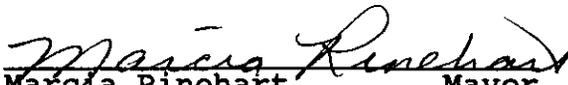
Section 2. There is hereby incorporated by reference the City of Leawood, Kansas, Master Development Plan Map, 1993 Amendment, prepared, compiled, published and promulgated by the Department of Planning of the City of Leawood, and adopted by the Plan Commission of the City of Leawood on July 28, 1993, and adopted by the Governing Body on September 7, 1993, as set forth in Section 1 of this ordinance, such incorporation by reference being authorized by K.S.A. 12-3009 to and including 12-3012. Not less than three (3) copies of this Ordinance, to each of which shall be attached a copy of the Master Development Plan Map, 1993 Amendment, as adopted September 7, 1993, marked as or stamped "Official Copy", shall be filed with the City Clerk to be opened to inspection and available to the public at all reasonable business hours.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

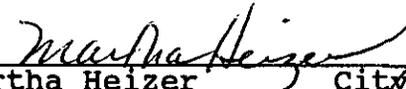
Approved by the Mayor the 7th day of September, 1993.

(S E A L)

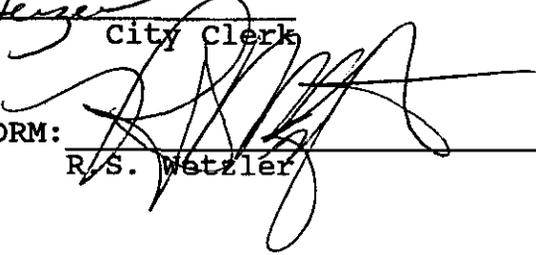


Marcia Rinehart Mayor

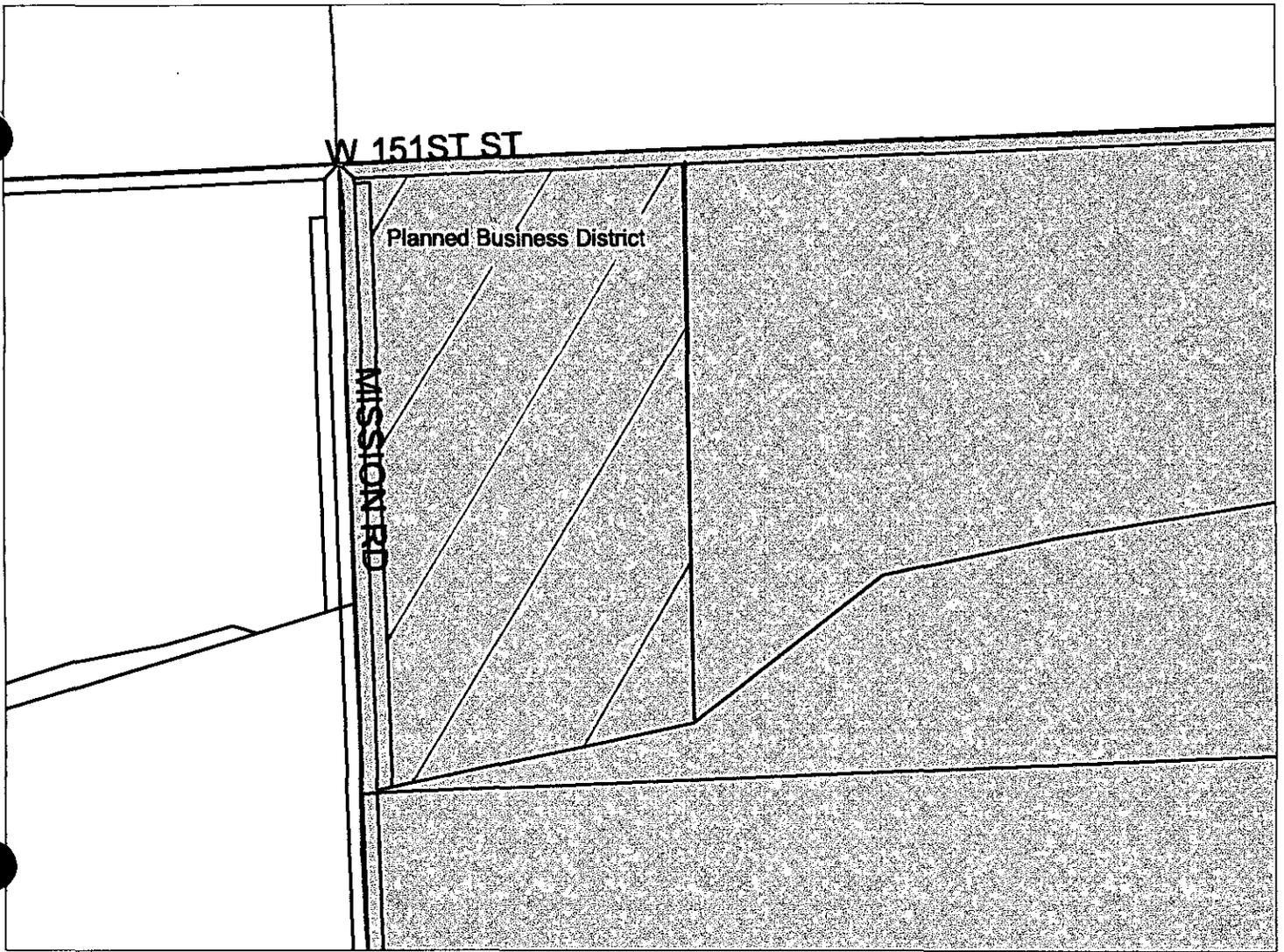
Attest:



Martha Heizer City Clerk

APPROVED FOR FORM: 

R.S. Wetzler City Attorney

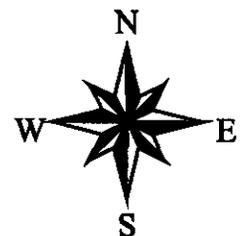


151st and Mission Rd

Original Land Use: Medium Density Residential-
Single Family Detached

Modified Land Use: Planned Business District

Acreage: 10



AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 10th day of, September 19 93, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____

_____, 19____, _____, 19____

Georgiann Thacker

Subscribe and sworn to before me this 10th day of September 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96

Printer's Fees 26.35

Additional copies \$ _____

First published in The Johnson County Sun, Friday, September 10, 1993.

ORDINANCE NO. 1370

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WHEREAS, the Plan Commission of the City of Leawood has previously adopted the Master Development Plan Map for the City pursuant to the authority granted by Kansas Statutes; and

WHEREAS, a certified copy of the Master Development Plan Map, adopted by the Plan Commission, was adopted by the

Governing Body December 21, 1992; and

WHEREAS, pursuant to K.S.A. 12-747, the Master Development Plan Map adopted by the Plan Commission and any current amendments must be adopted by the Governing Body prior to its becoming effective; and

WHEREAS, a certified copy of the Amendment to the 1993 Master Development Plan Map as adopted by the Plan Commission on July 28, 1993, together with written summary of the Public Hearing thereon, have been submitted to the Governing Body;

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

Section 1. The Governing Body of the City of Leawood, Kansas, hereby adopts Amendment to the 1993 Master Development Plan Map. The adopted amendment to the 1993 Master Development Plan Map modifies the Plan Map by redesignating a tract, approximately 10 acres in size, located at the southwest corner of 151st and Mission, commonly referred to as the Rose property, from Medium Density Residential - Single Family Detached to Planned Business.

Section 2. There is hereby incorporated by reference the City of Leawood, Kansas, Master Development Plan Map, 1993 Amendment, prepared, compiled, published and promulgated by the Department of Planning of the City of Leawood, and adopted by the Plan Commission of the City of Leawood on July 28, 1993, and adopted by the Governing Body on September 7, 1993, as set forth in Section 1 of this ordinance, such incorporation by reference being authorized by K.S.A. 12-3009 to and including 12-3012. Not less than three (3) copies of this Ordinance, to each of which shall be attached a copy of the Master Development Plan Map, 1993 Amendment, as adopted September 7, 1993, marked as or stamped "Official Copy", shall be filed with the City Clerk to be opened to inspection and available to the public at all reasonable business hours.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of September, 1993.

Approved by the Mayor the 7th day of September, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM:

R.S. Watzky
R.S. Watzky

City Attorney

(12269-1F-JC)

ORDINANCE NO. 1369

AN ORDINANCE GRANTING A RIGHT-OF-WAY EASEMENT TO KANSAS CITY POWER & LIGHT COMPANY, CITY HALL/LIBRARY SITE, 117TH STREET & ROE AVENUE.

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

Section 1. That the City of Leawood, Kansas, does hereby grant a right-of-way easement to Kansas City Power & Light Company, described as follows:

The North 10 feet of the South 193 feet of the East 100.01 feet of Lot 4, Block 1, LEAWOOD TOWN CENTER, a subdivision of land in Johnson County, Kansas.

Section 2. That a copy of said easement is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM:

R.S. Wetzel

City Attorney



THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1369

First published in The Legal Record, Tuesday, August 17, 1993.

ORDINANCE NO. 1369

AN ORDINANCE GRANTING A RIGHT-OF-WAY EASEMENT TO KANSAS CITY POWER & LIGHT COMPANY, CITY HALL/LIBRARY SITE, 117TH STREET & ROE AVENUE.

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

8/17/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
8/17/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$16.36

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

Section 1. That the City of Leawood, Kansas, does hereby grant a right-of-way easement to Kansas City Power & Light Company, described as follows:

The North 10 feet of the South 193 feet of the East 100.01 feet of Lot 4, Block 1, LEAWOOD TOWN CENTER, a subdivision of land in Johnson County, Kansas.

Section 2. That a copy of said easement is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: /s/ R.S. Wetzler
R.S. Wetzler City Attorney

ORDINANCE NO. 1368

AN ORDINANCE GRANTING RIGHTS-OF-WAY TO LATERAL SEWER DISTRICT NO. 20 OF TOMAHAWK CREEK SEWER DISTRICT NO. 5 FOR SANITARY SEWER CONSTRUCTION, TOMAHAWK CREEK ESTATES.

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

Section 1. That the City of Leawood, Kansas, does hereby grant permanent easements to Lateral Sewer District No. 20 of Tomahawk Creek Sewer District No. 5 over and through the following premises, to wit:

A tract of land 15.00 feet in width lying 7.50 feet in width on each side of a centerline over part of Tract "C", LEAWOOD GREENWAY AND PARKS, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the Southwest 1/4 of Section 15, T13S, R25E of the 6th P.M., City of Leawood, Johnson County, Kansas; thence S 1° 23' 35" E (all bearings herein are referenced to the recorded plat of said LEAWOOD GREENWAY AND PARKS) on the East line of said Southeast 1/4, 602.11 feet (602.07 feet deed) to a point on the South line of said Tract "C"; thence N 57° 12' 02" E on said South line, 591.04 feet (591.10 feet deed); thence S 57° 20' 12" E on said South line, 677.24 feet (677.48 feet deed); thence N 48° 59' 40" E on said South line, 89.47 feet to the point of beginning of said centerline; thence N 41° 00' 00" W, 51.00 feet to the point of termination.

That part of Tract "C", LEAWOOD GREENWAY AND PARKS, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the Southwest 1/4 of Section 15, T13S, R25E of the 6th P.M., City of Leawood, Johnson County, Kansas; thence S 1° 23' 35" E (all bearings herein are referenced to the recorded plat of said LEAWOOD GREENWAY AND PARKS) on the East line of said Southeast 1/4, 602.11 feet (602.07 feet deed) to a point on the South line of said Tract "C"; thence N 57° 12' 02" E on said South line, 583.94 feet to the point of beginning; thence continuing N 57° 12' 02" E on said South line, 25.36 feet; thence N 39° 05' 00" W, 97.86 feet; thence S 50° 55' 00" W, 15.00 feet; thence S 39° 05' 00" E, 73.00 feet to the point of beginning.

A tract of land 15.00 feet in width lying 7.50 feet in width on each side of a centerline over part of Tract "C", LEAWOOD GREENWAY AND PARKS, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the Southeast 1/4 of Section 16, T13S, R25E of the 6th P.M., City of Leawood, Johnson County, Kansas; thence S 1° 23' 35" E (all bearings herein are referenced

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A tract of land 15.00 feet in width lying 7.50 feet in width on each side of a centerline over part of Tract "C", LEAWOOD GREENWAY AND PARKS, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the Southeast 1/4 of Section 16, T13S, R25E of the 6th P.M., City of Leawood, Johnson County, Kansas; thence S 1° 23'35" E (all bearings herein are referenced to the recorded plat of said LEAWOOD GREENWAY AND PARKS) on the East line of said Southeast 1/4, 602.11 feet (602.07 feet deed) to a point on the East line of said Tract "C"; thence S 28°36'16" W on said East line, 350.03 feet (350.00 feet deed) to a point 175.00 feet West of, as measured perpendicular to, the East line of said Southeast 1/4; thence S 1°23'35" E on the East line of said Tract "C" being 175.00 feet west of, and parallel with, the East line of said Southeast 1/4, 162.18 feet to the point of beginning of said centerline; thence S 54°59'27" W, 196.00 feet; thence S 69°22'28" W, 22.00 feet to the point of termination.

A tract of land 15.00 feet in width lying 7.50 feet in width on each side of a centerline over part of Tract "C", LEAWOOD GREENWAY AND PARKS, a subdivision of land in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the Southeast 1/4 of Section 16, T13S, R25E of the 6th P.M., City of Leawood, Johnson County, Kansas; thence S 1° 23'35" E (all bearings herein are referenced to the recorded plat of said LEAWOOD GREENWAY AND PARKS) on the East line of said Southeast 1/4, 602.11 feet (602.07 feet deed) to a point on the East line of said Tract "C"; thence S 28°36'16" W on said East line, 350.03 feet (350.00 feet deed) to a point 175.00 feet West of, as measured perpendicular to, the East line of said Southeast 1/4; thence S 1°23'35" E on the East line of said Tract "C" being 175.00 feet West of, and parallel with, the East line of said Southeast 1/4, 677.68 feet to the point of beginning of said centerline; thence N 83° 50'00" W, 113.00 feet to the point of termination.

A tract of land 15.00 feet in width lying 7.50 feet in

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Section 2. That copies of said right-of-way grants are attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

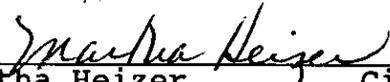
Approved by the Mayor the 16th day of August, 1993.

(S E A L)

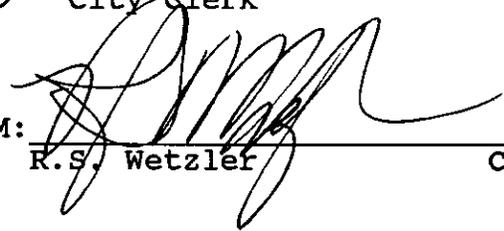


Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED AS TO FORM: 

R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

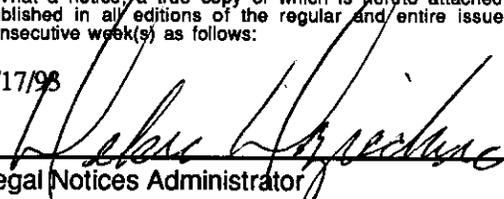
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

8/17/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
8/17/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$53.45

ORDINANCE NO. 1368

First published in The Legal Record, Tuesday, August 17, 1993.

ORDINANCE NO. 1368

AN ORDINANCE GRANTING RIGHTS-OF-WAY TO LATERAL SEWER DISTRICT NO. 20 OF TOMAHAWK CREEK SEWER DISTRICT NO. 5 FOR SANITARY SEWER CONSTRUCTION, TOMAHAWK CREEK ESTATES.

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

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Section 2. That copies of said right-of-way grants are attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: /s/ R.S. Wetzler
R.S. Wetzler City Attorney

ORDINANCE NO. 1367 C

AN ORDINANCE ESTABLISHING A LEAWOOD PUBLIC GOLF COURSE FUND AND RELATED MATTERS.

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

Section 1. Code Amended. That Article Eight ("Miscellaneous Funds") of Chapter One ("Administration") is hereby amended by adding sections which shall read as follows:

1-827. SPECIAL PUBLIC GOLF COURSE FUND ESTABLISHED. There is hereby established a special fund of the City to be known as the Leawood Public Golf Course Fund.

1-828. PURPOSES OF FUND. The Leawood Public Golf Course Fund is established to provide for the payment of costs associated with the acquisition, construction, operation and maintenance of the Leawood Public Golf Course.

1-829. SOURCE OF FUNDS. Any moneys received by the City from any source whatsoever which may be lawfully utilized for such purpose may be deposited to the fund established by this ordinance, which shall include, but is not limited to, all funds generated by the Leawood Golf Course Impact Fee and income from the operation of the Leawood Public Golf Course.

1-830. LIMITATION ON FUND. In making the budget of the City, the amounts credited to and the amount on hand in such Golf Course Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.

Section 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)



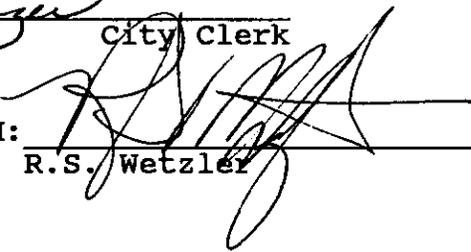
Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED FOR FORM:



R.S. Wetzler

City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1367 C

First published in The Legal Record, Tuesday, August 17, 1993.

ORDINANCE NO. 1367 C

AN ORDINANCE ESTABLISHING A LEAWOOD PUBLIC GOLF COURSE FUND AND RELATED MATTERS.

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

Section 1. Code Amended. That Article Eight ("Miscellaneous Funds") of Chapter One ("Administration") is hereby amended by adding sections which shall read as follows:

1-827. SPECIAL PUBLIC GOLF COURSE FUND ESTABLISHED. There is hereby established a special fund of the City to be known as the Leawood Public Golf Course Fund.

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1-829. SOURCE OF FUNDS. Any moneys received by the City from any source whatsoever which may be lawfully utilized for such purpose may be deposited to the fund established by this ordinance, which shall include, but is not limited to, all funds generated by the Leawood Golf Course Impact Fee and income from the operation of the Leawood Public Golf Course.

1-830. LIMITATION ON FUND. In making the budget of the City, the amounts credited to and the amount on hand in such Golf Course Fund, and the amount expended therefrom, shall be included in the annual budget for the information of the residents of the City.

Section 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: /s/ R.S. Wetzler
R.S. Wetzler

City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

8/17/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
8/17/93

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$18.18

ORDINANCE NO. 1366

AN ORDINANCE ESTABLISHING THE 1994 ANNUAL ASSESSMENT FOR THE LEAWOOD SEWER SYSTEM.

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

Section 1. 1994 ANNUAL ASSESSMENT. That pursuant to the terms of Section 15-104 of the Code of the City of Leawood, the following shall be the formula to establish the 1994 annual assessment for all users of the Leawood Sewer System:

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

Volume Charge = \$1.3516 per 1000 gallons of water used. The minimum volume for residential users shall be 33,000 gallons per year; the minimum volume for commercial users shall be 12,000 gallons per year;

Customer Service Charge = \$75.80 per user per unit;

Replacement Cost = \$123.50/account (for 1994);

Special Charge = \$24.86/account; Debt Service, Public Works Facility; Sanitary Sewer Projects

Section 2. PUBLICATION. That this ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

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

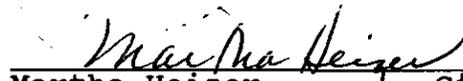
Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

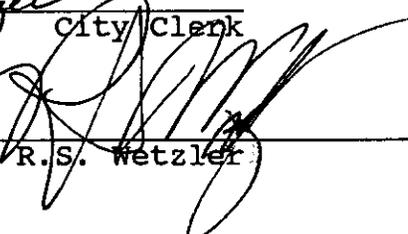
(S E A L)


Marcia Rinehart Mayor

Attest:


Martha Heizer City Clerk

APPROVED FOR FORM:


R.S. Wetzler City Attorney

DATE: August 11, 1993
TO: Martha Heizer, City Clerk
FROM: Ron Brandt, P.E., Director of Public Works
RE: 1994 Leawood Sanitary Sewer System
 Sewer User Charges

The following is the cost allocation in accordance with Chapter XV of the CITY CODE of the City of Leawood, Kansas.

Treatment Cost Allocations:

Treatment Cost (K.C. Mo. Contract)	\$480,000	\$480,000
Personal Services:		
Wages @ 90%	237,556	
Overtime Wages	10,000	
Workman's Compensation @ 90%	9,000	
Indirect Labor Cost @ 90%	23,860	
Social Security		
Unemployment Compensation		
KPERS		
Insurance		
TOTAL:	\$280,416.00	\$280,416.00
Legal Services @ 25%	250	
TOTAL:	\$ 250.00	250.00
Vehicle Cost		
Insurance Expense	\$ 14,700	
Vehicle Maintenance/Operation	11,000	
Fuel, Oil, and Lubricants	7,500	
TOTAL:	\$ 33,200.00	\$33,200.00
Equipment Cost		
Rental	500	
Equipment Insurance	1,000	
Equipment Parts	2,000	
Equipment Maintenance	2,000	
Equipment Purchases/Lease	41,580	
TOTAL:	\$ 47,080.00	\$47,080.00
TOTAL TREATMENT COST ALLOCATION	\$840,696	

Customer Service Cost Allocation

Wages @ 10%	\$ 26,395
Indirect Labor Costs @ 10%	2,651
Workman's Compensation @10%	1,000
Uniform Rental and Accessories	3,000
Printing, Notices and Recording Fees	500
Administrative Expenses	75,000
Legal Services @ 75%	750
Engineering Services	10,000
Medical Examinations	750
Training, Seminars & Prof. Organiza.	2,000
Water Usage Data	800
Billing Cost (Jo.Co.)	450
Utility Allocation	5,800
Insurance (self insured)	3,000
Building/Grounds Maintenance	1,300
Materials and Supplies	9,000

TOTAL CUSTOMER SERVICE COST \$142,396

Usage Data:

Contributed flow	422,000,000 Gallons
Infiltration/Inflow	200,000,000 Gallons
Total Flow	622,000,000 Gallons
Number of Connections	5,467
Treatment Cost Allocation	\$840,696.00
Customer Service Cost	\$142,352.00
Repair/Replacement Cost	\$750,000.00
Debt Repayment	\$135,890.00

The following calculations are used to determine the Annual User Cost to users of the Leawood Sanitary Sewer System.

Volume Charge (VC):

$VC = \text{Treatment Cost} / \text{Total Flow in 1,000 Gallons}$

$VC = \$840,696 / 622,000 \text{ (1,000 gal.)}$

$VC = \$1.3516 / 1,000 \text{ Gallons}$

Customer Service Charge (CS)

$CS = \text{Service Cost} + (I/D) \times (VC) / \text{Number of Connections}$

$CS = (142,352 + 200,000 \times \$1.3516) / 5,467$

$CS = \$75.80 \text{ per connection}$

Replacement and Repair Costs (RC)

$RC = \text{Replacement and Repair Cost} / \text{No. of Connections}$

$RC = 750,000.00 / 5,467$

$RC = \$137.19 \text{ per connection}$

1994 Calculated Sanitary Sewer User Costs

Volume Charge **\$1.3516 per 1000 gallons**

Customer Service Charge **\$75.80 per connection**

Replacement/Repair **\$137.19 per connection**

1993 Rate Comparison

Minimum user 33,000 gallon per year

	Year 1993		Year 1994	
Volume Charge	\$1.2829	42.34	\$1.3516	44.60
Customer Service Charge	\$70.70	70.70	\$ 75.80	75.80
Replacement/Repair	\$73.56	73.56	\$137.19	137.19
TOTAL		186.60		259.59

Average user 80,000 gallons per year

Volume Charge	\$129.29	102.63	\$1.3516	108.13
Customer Service Charge	70.70	70.70	75.80	75.80
Replacement/Repair	73.56	73.56	137.19	137.19
TOTAL		246.89		321.12

Minimum User Increase	39.12%	
Average User Increase	30.01%	
User Revenue Generated	\$1,875,438.00	
Revenue Required	\$1,798,484.00	Surplus \$76,954.00

Recommended 1994 Sanitary Sewer User Fee

Volume Charge	\$1.3516	per 1000 gallons
Customer Service Charge	\$75.80	per connection
Replacement/Repair Charge	\$123.50	per connection

Minimum User Costs (33,000 gallons per year)

Volume Charge	\$1.3516	\$44.60
Customer Service Charge	\$75.80	\$75.80
Replacement/Repair	\$123.50	\$123.50
TOTAL		\$243.90

Average User Cost (80,000 Gallons per Year)

Volume Charge	\$1.3516	\$108.13
Customer Service Charge	\$75.80	\$75.80
Replacement/Repair Charge	\$123.50	\$123.50
TOTAL		\$307.43

Comparison with Adopted 1993 Sanitary Sewer User Charge

Minimum User Increase	30.71%	
Average User Increase	24.52%	
User revenue generated	\$1,659,773	
Revenue required	\$1,662,594	Surplus <\$5,821>

1994 SPECIAL BILLING

Special Billing for Debt Repayment for the Public Works Maintenance Facility, Somerset & Lee Sanitary Sewer Reconstruction, and the 83rd Street Sanitary Sewer Relief System. The following debt remains outstanding with final payouts shown in parenthesis.

Public Works Facility	\$136,250.00	(1999)
Public Works Salt Storage	3,623.00	(1997)
Sanitary Sewer Projects	\$345,000.00	(1997)
Refunding	\$124,260.00	(1999)

The 1994 debt repayment of \$135,890.00 including principal and interest is simply divided by the number of connections to the sanitary sewer system. This tabulation is shown below:

Bond Principal Repayment	\$94,656.00
Bond Interest Payment	\$41,234
Number of Connections	5,467

Special Bill (SB)

SB = Principal + Interest / number of connections

SB = \$94,656.00 + \$41,234 / 5,467

SB = \$135,890 / 5,467

SB = \$24.86 per connection

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1366

First published in The Legal Record, Tuesday, August 17, 1993.

ORDINANCE NO. 1366

AN ORDINANCE ESTABLISHING THE 1994 ANNUAL ASSESSMENT FOR THE LEAWOOD SEWER SYSTEM.

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

Section 1. 1994 ANNUAL ASSESSMENT. That pursuant to the terms of Section 15-104 of the Code of the City of Leawood, the following shall be the formula to establish the 1994 annual assessment for all users of the Leawood Sewer System:

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

Volume Charge = \$1.3516 per 1000 gallons of water used. The minimum volume for residential users shall be 33,000 gallons per year; the minimum volume for commercial users shall be 12,000 gallons per year;

Customer Service Charge = \$75.80 per user per unit;

Replacement Cost = \$123.50/account (for 1994);

Special Charge = \$24.86/account; Debt Service, Public Works Facility; Sanitary Sewer Projects

Section 2. PUBLICATION. That this ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

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

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: /s/ R.S. Wetzler
R.S. Wetzler City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 2 consecutive week(s) as follows:

8/17/93 8/24/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
8/24/93

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$36.36

ORDINANCE NO. 1365

AN ORDINANCE REZONING PROPERTY (FOR MCDONALD'S RESTAURANT) LOCATED AT 119TH AND ROE AVENUE FROM CP-1 (PLANNED NEIGHBORHOOD RETAIL) TO CP-2 (PLANNED GENERAL RETAIL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

Lot 6, CAMELOT COURT

now zoned CP-1, is hereby rezoned to CP-2.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM:

R.S. Wetzler
R.S. Wetzler

City Attorney
City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1365

First published in The Legal Record, Tuesday, August 17, 1993.

ORDINANCE NO. 1365

AN ORDINANCE REZONING PROPERTY (FOR MCDONALD'S RESTAURANT) LOCATED AT 119TH AND ROE AVENUE FROM CP-1 (PLANNED NEIGHBORHOOD RETAIL) TO CP-2 (PLANNED GENERAL RETAIL); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

Lot 6, CAMELOT COURT

now zoned CP-1, is hereby rezoned to CP-2.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: /s/ R.S. Wetzler
R.S. Wetzler City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

8/17/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
8/17/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$18.18

ORDINANCE NO. 1364

AN ORDINANCE REZONING PROPERTY (LEAWOOD PLACE) LOCATED AT K-150 AND MISSION ROAD FROM AG (AGRICULTURAL) TO SD (SPECIAL DEVELOPMENT DISTRICT); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

The South 1/2 of the East 1/2 of the Southwest 1/4 of Section 28, Township 13, Range 25 and the South 1/2 of the Southeast 1/4 of Section 28, Township 13, Range 25, except a tract of land containing 6.378 acres (gross) described as follows:

All that part of the South one-half (1/2) of the Southeast one-quarter (1/4) of Section 28, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Southeast one-quarter (1/4) of said Section 28; thence South 2°0'19" West, along the East line of the North one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 1,323.59 feet, to the Southeast corner thereof, said point also being the true point of beginning of the subject tract; thence continuing South 2°0'19" East, along the East line of the South one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 391.29 feet; thence South 87°49'15" West, along a line parallel to the North line of the South one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 710 feet; thence North 2°0'19" West, along a line parallel to the East line of the South one-half (1/2) of the Northeast one-quarter (1/4) of said Section 28, a distance of 391.29 feet, to a point on the North line thereof; thence North 87°49'15" East, along the North line of the South one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 710 feet, to the true point of beginning of the subject tract, all subject to that part thereof dedicated for street purposes. All in the City of Leawood, Johnson County, Kansas

now zoned AG, is hereby rezoned to SD.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S-E-A-L)

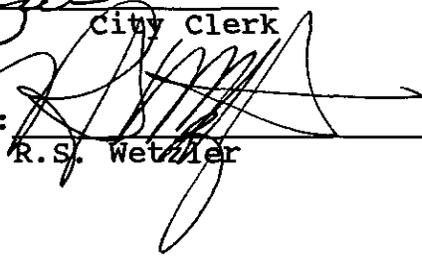


Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED AS TO FORM: 

R.S. Wetzel City Attorney



THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

ORDINANCE NO. 1364

First published in The Legal Record, Tuesday, August 17, 1993.

ORDINANCE NO. 1364

AN ORDINANCE REZONING PROPERTY (LEAWOOD PLACE) LOCATED AT K-150 AND MISSION ROAD FROM AG (AGRICULTURAL) TO SD (SPECIAL DEVELOPMENT DISTRICT); DIRECTING AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF LEAWOOD, KANSAS; AND REINCORPORATING SAID ZONING MAP.

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

Section 1. Rezoning of Property. That the real estate hereinafter described, to wit:

The South 1/2 of the East 1/2 of the Southwest 1/4 of Section 28, Township 13, Range 25 and the South 1/2 of the Southeast 1/4 of Section 28, Township 13, Range 25, except a tract of land containing 6.378 acres (gross) described as follows:

All that part of the South one-half (1/2) of the Southeast one-quarter (1/4) of Section 28, Township 13, Range 25, now in the City of Leawood, Johnson County, Kansas, more particularly described as follows: Commencing at the Northeast corner of the Southeast one-quarter (1/4) of said Section 28; thence South 2°0'19" West, along the East line of the North one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 1,323.59 feet, to the Southeast corner thereof, said point also being the true point of beginning of the subject tract; thence continuing South 2°0'19" East, along the East line of the South one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 391.29 feet; thence South 87°49'15" West, along a line parallel to the North line of the South one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 710 feet; thence North 2°0'19" West, along a line parallel to the East line of the South one-half (1/2) of the Northeast one-quarter (1/4) of said Section 28, a distance of 391.29 feet, to a point on the North line thereof; thence North 87°49'15" East, along the North line of the South one-half (1/2) of the Southeast one-quarter (1/4) of said Section 28, a distance of 710 feet, to the true point of beginning of the subject tract, all subject to that part thereof dedicated for street purposes. All in the City of Leawood, Johnson County, Kansas

now zoned AG, is hereby rezoned to SD.

Section 2. Official Zoning Map Amended. That the Director of Planning and Development of the City of Leawood, Kansas, is hereby directed to amend the Official Zoning Map of the City in accordance with the above and foregoing changes in zoning.

Section 3. Reincorporation of Official Zoning Map as Amended. That the Official Zoning Map of the City, as amended by the provisions of this ordinance, is hereby reincorporated and declared to be the Official Zoning Map of the City as provided for and adopted pursuant to the provisions of Section 2-2 of the "Leawood Development Ordinance".

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 16th day of August, 1993.

Approved by the Mayor the 16th day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: /s/ R.S. Wetzler
R.S. Wetzler City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in full of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

8/17/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
8/17/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$28.00

Ord. 1364

ORDINANCE NO. 1363

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A DEED CONVEYING A TRACT OF GROUND TO THE STATE OF KANSAS FOR I-435 HIGHWAY/STATE LINE ROAD INTERCHANGE IMPROVEMENTS, AND REPEALING ORDINANCE NO. 1334 (DUE TO REVISION OF LEGAL DESCRIPTION OF LEAWOOD CITY PARK LAND TO BE CONVEYED).

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

Section 1. That the City Council of the City of Leawood does hereby authorize the Mayor to execute a deed conveying to the State of Kansas, along with the restrictions and reservations set forth therein, the following described property:

All that part of the East half of Section 10, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of the Southeast quarter of said Section 10; thence South 02 degrees 01 minutes 27 seconds East along the East line of the Southeast quarter of said Section 10, a distance of 20.00 feet; THENCE NORTH 89 DEGREES 08 MINUTES 26 SECONDS WEST, A DISTANCE OF 395.28 FEET; THENCE SOUTH 71 DEGREES 18 MINUTES 24 SECONDS WEST, A DISTANCE OF 301.50 FEET TO A POINT ON THE EXISTING SOUTHERLY RIGHT-OF-WAY OF INTERSTATE 435 HIGHWAY; thence North 65 degrees 36 minutes 28 seconds East, along said existing right-of-way, a distance of 738.95 feet to the East line of the Northeast quarter of said Section 10; thence South 02 degrees 06 minutes 10 seconds East, along the East line of the Northeast quarter of said Section 10, a distance of 194.61 feet to the point of beginning; said tract of land containing 1.23 acres, more or less.

Section 2. That a copy of said deed is attached hereto and thereby incorporated by reference.

Section 3. That Ordinance No. 1334 passed by the City Council on March 15, 1993, is hereby repealed.

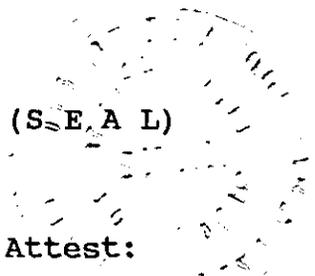
Section 4. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 2nd day of August, 1993.

Approved by the Mayor the 2nd day of August, 1993.

(S E A L)

Attest:


Marcia Rinehart
Marcia Rinehart Mayor

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: R.S. Wetzier City Attorney

THE LEGAL RECORD

P. O. Box 14151
Lenexa KS 66215

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1363

First published in The Legal Record, Tuesday, August 3, 1993.

ORDINANCE NO. 1363

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A DEED CONVEYING A TRACT OF GROUND TO THE STATE OF KANSAS FOR I-435 HIGHWAY/STATE LINE ROAD INTERCHANGE IMPROVEMENTS, AND REPEALING ORDINANCE NO. 1334 (DUE TO REVISION OF LEGAL DESCRIPTION OF LEAWOOD CITY PARK LAND TO BE CONVEYED).

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

Section 1. That the City Council of the City of Leawood does hereby authorize the Mayor to execute a deed conveying to the State of Kansas, along with the restrictions and reservations set forth therein, the following described property:

All that part of the East half of Section 10, Township 13 South, Range 25 East, in the City of Leawood, Johnson County, Kansas, described as follows: Beginning at the Northeast corner of the Southeast quarter of said Section 10; thence South 02 degrees 01 minutes 27 seconds East along the East line of the Southeast quarter of said Section 10, a distance of 20.00 feet; THENCE NORTH 89 DEGREES 08 MINUTES 26 SECONDS WEST, A DISTANCE OF 395.28 FEET; THENCE SOUTH 71 DEGREES 18 MINUTES 24 SECONDS WEST, A DISTANCE OF 301.50 FEET TO A POINT ON THE EXISTING SOUTHERLY RIGHT-OF-WAY OF INTERSTATE 435 HIGHWAY; thence North 65 degrees 36 minutes 28 seconds East, along said existing right-of-way, a distance of 738.95 feet to the East line of the Northeast quarter of said Section 10; thence South 02 degrees 06 minutes 10 seconds East, along the East line of the Northeast quarter of said Section 10, a distance of 194.61 feet to the point of beginning; said tract of land containing 1.23 acres, more or less.

Section 2. That a copy of said deed is attached hereto and thereby incorporated by reference.

Section 3. That Ordinance No. 1334 passed by the City Council on March 15, 1993, is hereby repealed.

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

Passed by the Council the 2nd day of August, 1993.

Approved by the Mayor the 2nd day of August, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: [Signature]
R/S. Webster City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in 41 editions of the regular and entire issue for 1 consecutive week(s) as follows:

8/3/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
8/3/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$23.63

#1363

ORDINANCE NO. 1362 C

AN ORDINANCE REPEALING SECTION 11-202 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO THE GIVING OF WORTHLESS CHECKS.

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

Section 1. Repeal of Section. That Section 11-202 of the Code of the City of Leawood is hereby repealed.

Section 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or internal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

7/20/93

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:
7/20/93

Sharon L. Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$11.82

Ord. #1362C

ORDINANCE NO. 1362 C
First published in The Legal Record, Tuesday, July 20, 1993.

ORDINANCE NO. 1362 C

AN ORDINANCE REPEALING SECTION 11-202 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO THE GIVING OF WORTHLESS CHECKS.

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

Section 1. Repeal of Section. That Section 11-202 of the Code of the City of Leawood is hereby repealed.

Section 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart

Marcia Rinehart Mayor

Attest:

Martha Heizer

Martha Heizer City Clerk

APPROVED FOR FORM: *R.S. Wetzler*

R.S. Wetzler City Attorney

ORDINANCE NO. 1361 C

AN ORDINANCE AMENDING SECTION 11-606 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR DRUG OFFENSES.

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

Section 1. Code Amended. That Section 11-606 of the Code of the City of Leawood is hereby amended to read as follows:

11-606. PENALTIES. A violation of any provision of this Article shall be punishable as a Class A violation as defined by the "Uniform Public Offense Code for Kansas Cities", 1993 Edition, as incorporated by reference by Section 11-101 of this Chapter.

Section 2. Repeal of Existing Section. That existing Section 11-606 of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1309C)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM:

R.S. Wetzler

City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1361 C

First published in The Legal Record, Tuesday, July 20, 1993.

ORDINANCE NO. 1361 C

AN ORDINANCE AMENDING SECTION 11-606 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR DRUG OFFENSES.

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

Section 1. Code Amended. That Section 11-606 of the Code of the City of Leawood is hereby amended to read as follows:

11-606. PENALTIES. A violation of any provision of this Article shall be punishable as a Class A violation as defined by the "Uniform Public Offense Code for Kansas Cities", 1993 Edition, as incorporated by reference by Section 11-101 of this Chapter.

Section 2. Repeal of Existing Section. That existing Section 11-606 of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1309C)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Reinhart
Marcia Reinhart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: *R.S. Wetzler*
R.S. Wetzler

City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

7/20/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
7/20/93

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$14.91

ORDINANCE NO. 1360 C

AN ORDINANCE AMENDING SECTION 11-201 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR LOCAL PUBLIC OFFENSE VIOLATIONS.

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

Section 1. Code Amended. That Section 11-201 of the Code of the City of Leawood is hereby amended to read as follows:

11-201. PENALTIES. Unless otherwise specified, the penalties for violation of any of the following sections will be classed in the manner set out in Article 12 of the "Uniform Public Offense Code for Kansas Cities", 1993 Edition, as incorporated by reference by Section 11-101 of this Chapter.

Section 2. Repeal of Existing Section. That existing Section 11-201 of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1308C)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

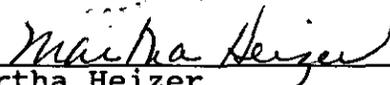
Passed by the Council the 19th day of July, 1993.

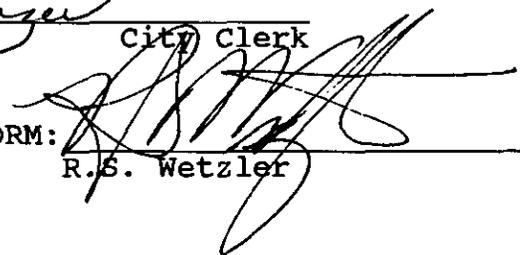
Approved by the Mayor the 19th day of July, 1993.

(S E A L)


Marcia Rinehart Mayor

Attest:


Martha Heizer City Clerk

APPROVED AS TO FORM: 
R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

7/20/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
7/20/93

Sharon Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994
Publication Fees: \$15.45

Ord. #1360C

ORDINANCE NO. 1360 C

First published in The Legal Record, Tuesday, July 20, 1993.

ORDINANCE NO. 1360 C

AN ORDINANCE AMENDING SECTION 11-201 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR LOCAL PUBLIC OFFENSE VIOLATIONS.

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

Section 1. Code Amended. That Section 11-201 of the Code of the City of Leawood is hereby amended to read as follows:

11-201. PENALTIES. Unless otherwise specified, the penalties for violation of any of the following sections will be classed in the manner set out in Article 12 of the "Uniform Public Offense Code for Kansas Cities", 1993 Edition, as incorporated by reference by Section 11-101 of this Chapter.

Section 2. Repeal of Existing Section. That existing Section 11-201 of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1308C)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Attest:

Marcia Minshart
Marcia Minshart Mayor

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: *R.S. Wetzler*
R.S. Wetzler City Attorney

ORDINANCE NO. 1359 C

AN ORDINANCE ADOPTING THE 1993 EDITION OF THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES".

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

Section 1. Code Amended. That Article 1 of Chapter 11 ("Public Offenses") of the Code of the City of Leawood is hereby amended to read as follows:

ARTICLE 1. UNIFORM OFFENSE CODE

11-101. UNIFORM CODE INCORPORATED. There is hereby incorporated by reference the "Uniform Public Offense Code for Kansas Cities", 1993 Edition, prepared and published by the League of Kansas Municipalities, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than three copies of said uniform ordinance shall be marked or stamped "Official Copy", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

11-102. SAME; AMENDMENT. Section 10.1 of the Uniform Code incorporated in Section 11-101 above is hereby amended to read as follows:

10.1. UNLAWFUL USE OF WEAPONS.

(a) Unlawful use of weapons is knowingly:

(1) Selling, manufacturing, purchasing, possessing or carrying any bludgeon, sandclub, metal knuckles or throwing star, or any knife, commonly referred to as a switchblade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward, or centrifugal thrust or movement;

(2) Carrying concealed on one's person, or possessing with intent to use the same unlawfully against another, a dagger, dirk, billy, blackjack, slingshot, dangerous knife, straight-edged razor, stiletto or any other dangerous or deadly weapon or instrument of like character, except that an ordinary pocket knife with no blade more than four inches in length shall not be construed to be a dangerous knife, or a dangerous or deadly weapon or instrument;

(3) Carrying on one's person or in any land, water

or air vehicle, with intent to use the same unlawfully, a tear gas or smoke bomb or projector or any object containing a noxious liquid, gas or substance;

(4) Carrying any pistol, revolver or other firearm:

(i) concealed on one's person except when on the person's land or in the person's abode or fixed place of business;

(ii) openly or visibly on the person at any place open to public view;

(iii) within any vehicle in transport unless the weapon is unloaded and in a case;

(5) Setting a spring gun;

(6) Possessing any device or attachment of any kind designed, used or intended for use in silencing the report of any firearm.

(b) Subsections (a) (1), (2), (3) and (4) shall not apply to or affect any of the following:

(1) Law enforcement officers, or any person summoned by any such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents, directors, security personnel and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime, while acting within the scope of their authority;

(3) Members of the armed services or reserve forces of the United States or the Kansas National Guard while in the performance of their official duty; or

(4) Manufacture of, transportation to, or sale of weapons to a person authorized under (b) (1) through (b) (3) of this section to possess such weapons.

(c) Subsection (a) (4) does not apply to or affect the following:

(1) Watchmen, while actually engaged in the performance of the duties of their employment;

(2) Licensed hunters while engaged in hunting;

(3) Private detectives licensed by the state to carry the firearm involved, while actually engaged in the duties of their employment;

(4) Detectives or special agents regularly employed by railroad companies or other corporations to perform full-time security or investigative service, while actually engaged in the duties of their employment; or

(5) The state fire marshal, the state fire marshal's deputies or member of a fire department authorized to carry a firearm pursuant to K.S.A. Supp. 31-157 and amendments thereto, while engaged in an investigation in which such fire marshal, deputy or member is authorized to carry a firearm pursuant to K.S.A. 31-157 and amendments thereto.

(d) Subsections (a) (1) and (6) shall not apply to any person who sells, purchases, possesses or carries a firearm, device or attachment which has been rendered unserviceable by steel weld in the chamber and marriage weld of the barrel to the receiver and which has been registered in the national firearms registration and transfer record in compliance with 26 U.S.C. 5841 et seq. in the name of such person and, if such person transfers such firearm, device or attachment to another person, has been so registered in the transferee's name by the transferor.

(e) It shall be a defense that the defendant is within an exemption. (K.S.A. 21-4201)

Violation of this section is a Class B violation.

11-103. SAME. Section 10.5 of the Uniform Code incorporated in Section 11-101 above shall be amended to read as follows:

10.5. UNLAWFUL DISCHARGE OF FIREARMS.

Unlawful discharge of firearms is the discharging or firing of any gun, rifle, pistol, revolver or other firearm within the city. This section shall not be construed to apply:

(a) To the discharge of firearms by any duly authorized law enforcement officer when necessary in the discharge of his or her official duties;

(b) To the discharge of firearms in any licensed shooting gallery;

(c) To firing squads for ceremonials; nor

(d) To a legitimate gunsmith in pursuit of his or her trade; nor

(e) To an established trap or skeet range upon the premises of any private club, which club was in existence upon the same property prior to the date of the incorporation of the City, from 10:00 a.m. to 5:00 p.m., solely for recreational purposes, provided that the club rules and changes therein related to the types of weapons and loads will be first submitted to the Chief of Police for approval; provided further that the distance from the muzzle direction of the appropriate firearm so used shall not be less than 1,000 feet from the boundary line of any adjacent property owned by another.

Unlawful discharge of firearms is a Class B violation.

11-104. SAME. Section 10.6 of the Uniform Code incorporated in Section 11-101 above shall be amended to read as follows:

10.6 AIR GUN, AIR RIFLE, BOW AND ARROW, SLINGSHOT OR BB GUN.

(a) The unlawful operation of an air gun, air rifle, bow and arrow, slingshot or BB gun is the shooting, discharging or operating of any air gun, air rifle, bow and arrow, slingshot or BB gun, within the city, except within the confines of a building or other structure from which the projectiles cannot escape.

Unlawful operation of an air gun, air rifle, bow and arrow, slingshot or BB gun is a Class C violation.

(b) The unlawful possession of an air gun, air rifle, bow and arrow, slingshot or BB gun is the possession of an air gun, air rifle, bow and arrow, slingshot or BB gun with the intent to shoot, discharge, or operate the air gun, air rifle, bow and arrow, slingshot or BB gun within the city, except within the confines of a building or other structure from which the projectiles cannot escape.

Unlawful possession of an air gun, air rifle, bow and arrow, slingshot or BB gun is a Class C violation.

Section 2. Repeal of Existing Article. That existing Article 1 of Chapter 11 (Sections 11-101:104) of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1307C)

Section 3. Validity of Ordinance. That 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.

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM:

R.S. Wetzler
R.S. Wetzler

City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

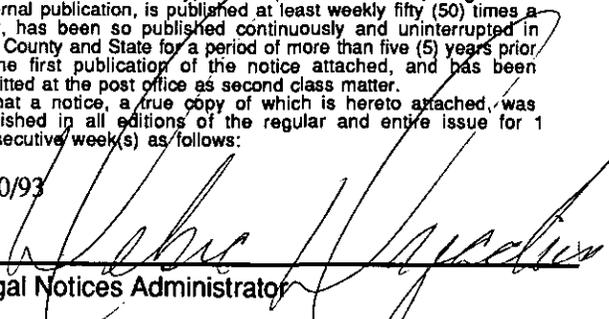
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

7/20/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
7/20/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$69.45

ORDINANCE NO. 1359 C

AN ORDINANCE ADOPTING THE 1993 EDITION OF THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES".

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

Section 1. Code Amended. That Article 1 of Chapter 11 ("Public Offenses") of the code of the City of Leawood is hereby amended to read as follows:

ARTICLE 1. UNIFORM OFFENSE CODE

11-101. UNIFORM CODE INCORPORATED. There is hereby incorporated by reference the "Uniform Public Offense Code for Kansas Cities", 1993 Edition, prepared and published by the League of Kansas Municipalities, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than three copies of said uniform ordinance shall be marked or stamped "Official Copy", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

11-102. SAME; AMENDMENT. Section 10.1 of the Uniform Code incorporated in Section 11-101 above is hereby amended to read as follows:

10.1. UNLAWFUL USE OF WEAPONS.

(a) Unlawful use of weapons is knowingly:

(1) Selling, manufacturing, purchasing, possessing or carrying any bludgeon, sandclub, metal knuckles or throwing star, or any knife, commonly referred to as a switchblade, which has a blade that opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife, or any knife having a blade that opens or falls or is ejected into position by the force of gravity or by an outward, downward, or centrifugal thrust or movement;

(2) Carrying concealed on one's person, or possessing with intent to use the same unlawfully against another, a dagger, dirk, billy, blackjack, slingshot, dangerous knife, straight-edged razor, stiletto or any other dangerous or deadly weapon or instrument of like character, except that an ordinary pocket knife with no blade more than four inches in length shall not be construed to be a dangerous knife, or a dangerous or deadly weapon or instrument;

(3) Carrying on one's person or in any land, water or air vehicle, with intent to use the same unlawfully, a tear gas or smoke bomb or projector or any object containing a noxious liquid, gas or substance;

(4) Carrying any pistol, revolver or other firearm:

(i) concealed on one's person except when on the person's land or in the person's abode or fixed place of business;

(ii) openly or visibly on the person at any place open to public view;

(iii) within any vehicle in transport unless the weapon is unloaded and in a case;

(5) Setting a spring gun;

(6) Possessing any device or attachment of any kind designed, used or intended for use in silencing the report of any firearm.

(b) Subsections (a) (1), (2), (3) and (4) shall not apply to or affect any of the following:

(1) Law enforcement officers, or any person summoned by any such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;

(2) Wardens, superintendents, directors, security personnel and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime, while acting within the scope of their authority;

(3) Members of the armed services or reserve forces of the United States or the Kansas National Guard while in the performance of their official duty; or

(4) Manufacture of, transportation to, or sale of weapons to a person authorized under (b) (1) through (b) (3) of this section to possess such weapons.

(c) Subsection (a) (4) does not apply to or affect the following:

(1) Watchmen, while actually engaged in the performance of the duties of their employment;

(2) Licensed hunters while engaged in hunting;

(3) Private detectives licensed by the state to carry the firearm involved, while actually engaged in the duties of their employment;

(4) Detectives or special agents regularly employed by railroad companies or other corporations to perform full-time security or investigative service, while actually engaged in the duties of their employment; or

(5) The state fire marshal, the state fire marshal's deputies or member of a fire department authorized to carry a firearm pursuant to K.S.A. Supp. 31-157 and amendments thereto, while engaged in an investigation in which such fire marshal, deputy or member is authorized to carry a firearm pursuant to K.S.A. 31-157 and amendments thereto.

(d) Subsections (a) (1) and (6) shall not apply to any person who sells, purchases, possesses or carries a firearm, device or attachment which has been rendered unserviceable by steel weld in the chamber and marriage weld of the barrel to the receiver and which has been registered in the national firearms registration and transfer record in compliance with 26 U.S.C. 5841 et seq. in the name of such person and, if such person transfers such firearm, device or attachment to another person, has been so registered in the transferee's name by the transferor.

(e) It shall be a defense that the defendant is within an exemption. (K.S.A. 21-4201)

Violation of this section is a Class B violation.

11-103. SAME. Section 10.5 of the Uniform Code incorporated in Section 11-101 above shall be amended to read as follows:

10.5. UNLAWFUL DISCHARGE OF FIREARMS.

Unlawful discharge of firearms is the discharging or firing of any gun, rifle, pistol, revolver or other firearm within the city. This section shall not be construed to apply:

(a) To the discharge of firearms by any duly authorized law enforcement officer when necessary in the discharge of his or her official duties;

(b) To the discharge of firearms in any licensed shooting gallery;

(c) To firing squads for ceremonials; nor

(d) To a legitimate gunsmith in pursuit of his or her trade; nor

(e) To an established trap or skeet range upon the premises of any private club, which club was in existence upon the same property prior to the date of the incorporation of the City, from 10:00 a.m. to 5:00 p.m., solely for recreational purposes, provided that the club rules and changes therein related to the types of weapons and loads will be first submitted to the Chief of Police for approval; provided further that the distance from the muzzle direction of the appropriate firearm so used shall not be less than 1,000 feet from the boundary line of any adjacent property owned by another.

Unlawful discharge of firearms is a Class B violation.

11-104. SAME. Section 10.6 of the Uniform Code incorporated in Section 11-101 above shall be amended to read as follows:

10.6 AIR GUN, AIR RIFLE, BOW AND ARROW, SLINGSHOT OR BB GUN.

(a) The unlawful operation of an air gun, air rifle, bow and arrow, slingshot or BB gun is the shooting, discharging or operating of any air gun, air rifle, bow and arrow, slingshot or BB gun, within the city, except within the confines of a building or other structure from which the projectiles cannot escape.

Unlawful operation of an air gun, air rifle, bow and arrow, slingshot or BB gun is a Class C violation.

(b) The unlawful possession of an air gun, air rifle, bow and arrow, slingshot or BB gun is the possession of an air gun, air rifle, bow and arrow, slingshot or BB gun with the intent to shoot, discharge, or operate the air gun, air rifle, bow and arrow, slingshot or BB gun within the city, except within the confines of a building or other structure from which the projectiles cannot escape.

Unlawful possession of an air gun, air rifle, bow and arrow, slingshot or BB gun is a Class C violation.

Section 2. Repeal of Existing Article. That existing Article 1 of Chapter 11 (Sections 11-101:104) of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1307C)

Section 3. Validity of Ordinance. That 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.

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: /s/ R.S. Metzler
R.S. Wetzler

City Attorney

ORDINANCE NO. 1358 C

AN ORDINANCE AMENDING SECTION 14-201 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR VIOLATIONS OF LOCAL TRAFFIC REGULATIONS.

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

Section 1. Code Amended. That Section 14-201 of the Code of the City of Leawood is hereby amended to read as follows:

14-201. PENALTIES. Unless otherwise specified, the penalties for violation of any provision of this article will be the same as set out in Section 201(d) of the "Standard Traffic Ordinance for Kansas Cities", 1993 Edition, as incorporated by reference by Section 14-101 of this Chapter.

Section 2. Repeal of Existing Section. That existing Section 14-201 of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1311C)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM:

R.S. Wetzler
R.S. Wetzler

City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or journal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

7/20/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
7/20/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$15.45

Ord. #1358C

ORDINANCE NO. 1358 C
First published in The Legal Record, Tuesday, July 20, 1993.

ORDINANCE NO. 1358 C

AN ORDINANCE AMENDING SECTION 14-201 OF THE CODE OF THE CITY OF LEAWOOD RELATING TO PENALTIES FOR VIOLATIONS OF LOCAL TRAFFIC REGULATIONS.

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

Section 1. Code Amended. That Section 14-201 of the Code of the City of Leawood is hereby amended to read as follows:

14-201. PENALTIES. Unless otherwise specified, the penalties for violation of any provision of this article will be the same as set out in Section 201(d) of the "Standard Traffic Ordinance for Kansas Cities", 1993 Edition, as incorporated by reference by Section 14-101 of this Chapter.

Section 2. Repeal of Existing Section. That existing Section 14-201 of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1311C)

Section 3. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: *R.S. Wetzler*
R.S. Wetzler City Attorney

ORDINANCE NO. 1357 C

AN ORDINANCE ADOPTING THE 1993 EDITION OF THE "STANDARD TRAFFIC ORDINANCE".

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

Section 1. Code Amended. That Article 1 of Chapter 14 ("Traffic") of the Code of the City of Leawood is hereby amended to read as follows:

ARTICLE 1. STANDARD TRAFFIC ORDINANCE

14-101. INCORPORATING "STANDARD TRAFFIC ORDINANCE". There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Leawood, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities", Edition of 1993, prepared and published in book form by the League of Kansas Municipalities, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than three copies of said standard ordinance shall be marked or stamped "Official Copy", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

14-102. SAME; AMENDMENT. Section 33 of the standard traffic ordinance incorporated in Section 14-101 of this article shall be amended to read as follows:

Sec. 33. Maximum Speed Limits. (a) Except when a special hazard exists that requires lower speed for compliance with Section 32, the limits specified in this Section or established as hereinafter authorized shall be maximum lawful speeds, and no person shall drive a vehicle at a speed in excess of such maximum limits:

(1) All vehicles 20 miles per hour in any business district.

(2) All vehicles 20 miles per hour in any park under the jurisdiction of this city.

(3) All vehicles 20 miles per hour during those hours when students are going to and from school of any day school is in session, upon streets and/or parts of streets abutting school property and adjacent to school crosswalks designated as school zones; provided that appropriate signs are erected giving notice of such speed limits and the times said limits are in force, said times to be determined by the

Chief of Police with the consent of the City Council.

(4) All vehicles 25 miles per hour in any residential district and on other streets within the City except where modified by engineering and traffic investigation as provided hereafter in subsection (b) of this Section. The maximum speed limit established by or pursuant to this paragraph shall be of force and effect regardless of whether signs are posted giving notice thereof and notwithstanding any signs giving notice of maximum speed limits in excess thereof, and any sign giving notice of a maximum speed limit in excess of the limits established by or pursuant to this paragraph shall not be of any force or effect, subject to the following exception.

(b) The Chief of Police is hereby authorized and empowered to designate maximum speed zones when he or she shall find and determine that such regulation is necessary for safety purposes or to expedite traffic, to the extent any such regulation is not in conflict with any law of the City. The Chief of Police shall, following ratification of his or her designations under this subsection by the Governing Body, place and maintain the necessary traffic control signs and devices.

(c) Whenever the Chief of Police shall determine upon the basis of an engineering and traffic investigation that any speed limit herein set forth is greater or less than is reasonable or safe under the conditions found to exist, the Governing Body shall declare by resolution a reasonable and safe speed limit consistent with applicable state and local statutes which shall be effective at all times or during daytime or nighttime or at such other times as may be determined when appropriate signs giving notice thereof are erected pursuant to Council action and K.S.A. 8-1560 and 8-2002. It shall be unlawful for any person to drive a vehicle at a speed in excess of such declared maximum limits.

(d) No person shall drive a school bus to or from school or interschool or intraschool functions or activities at a speed greater than 45 miles per hour on any roadway having dirt, sand or gravel surface, and in no event shall a school bus be driven to and from school or activities in excess of 55 miles per hour, notwithstanding any maximum speed limit in excess thereof. The provisions of this subsection shall also apply to buses used for the transportation of students enrolled in community junior colleges or area vocation schools when such buses are transporting students to or from school functions or activities.

14-103. SAME. Section 68 of the standard traffic ordinance incorporated in Section 14-101 of this article shall be amended to read as follows:

Sec. 68. Pedestrians on Highways. (a) Where a sidewalk is provided and its use is practicable, it shall be unlawful for any pedestrian to walk, jog or run along and upon an

adjacent roadway.

(b) Where a sidewalk is not available, any pedestrian walking, jogging or running along and upon a highway shall walk, jog or run only on a shoulder, as far as practicable from the edge of the roadway.

(c) Where neither a sidewalk nor a shoulder is available, any pedestrian walking, jogging or running along and upon a highway shall walk, jog or run as near as practicable to an outside edge of the roadway, and, if on a two-way roadway, shall walk, jog or run only on the left side of the roadway.

(d) Except as otherwise provided in this ordinance, any pedestrian upon a roadway shall yield the right-of-way to all vehicles upon the roadway.

14-104. SAME. Section 136 of the standard traffic ordinance incorporated in Section 14-101 of this article shall be amended to read as follows:

Sec. 136. Use of Coasters, Roller Skates and Similar Devices Restricted. (a) No person upon roller skates, or riding in or by means of any coaster, toy vehicle, or similar device, shall:

(1) go upon any roadway except while crossing a street at a crosswalk and except upon streets set aside as play streets.

(2) operate such a device on any public tennis court.

(3) operate such a device on any private parking area or lot where signs are posted giving notice of such prohibition. This prohibition shall not be applicable unless the following signage is clearly and properly posted at all entrances to said private parking lot or area, to wit:

NOTICE

Pursuant to Section 14-104 of the Code of the City of Leawood, Kansas, no roller skates, coaster, rollerblades, skateboard, toy vehicle or similar device may be operated in this parking lot or area. Conviction will result in a \$25.00 fine.

(b) Whenever any person is operating such a device upon a useable path or sidewalk, such person shall yield the right of way to any pedestrian and shall give an audible signal before overtaking and passing such pedestrian.

(c) Any person found guilty of a violation of this section shall be fined \$25.00.

Section 2. Repeal of Existing Article. That existing Article 1 of Chapter 14 (Sections 14-101:104) of the Code of

the City of Leawood is hereby repealed. (Prior law: Ord. No. 1310C)

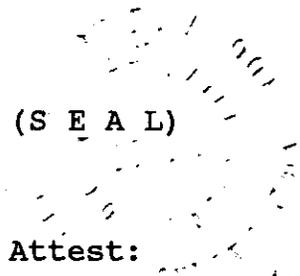
Section 3. Validity of Ordinance. That should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder of this ordinance shall not be thereby affected.

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)


Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM:

R.S. Wetzler
R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

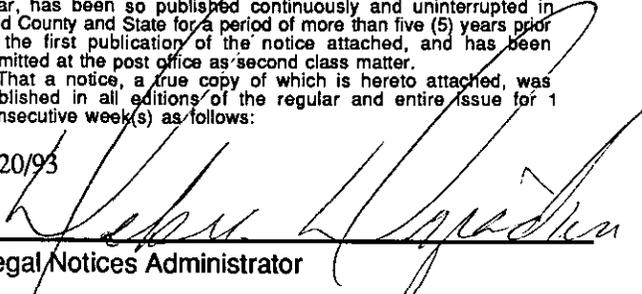
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or external publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

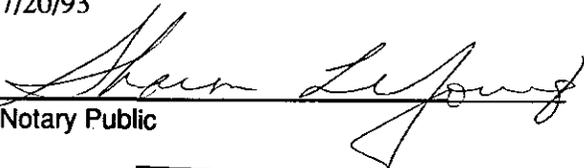
7/20/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:

7/20/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:

October 11, 1994

Publication Fees: \$65.82

ORDINANCE NO. 1357 C

AN ORDINANCE ADOPTING THE 1993 EDITION OF THE "STANDARD TRAFFIC ORDINANCE".

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

Section 1. Code Amended. That Article 1 of Chapter 14 ("Traffic") of the Code of the City of Leawood is hereby amended to read as follows:

ARTICLE 1. STANDARD TRAFFIC ORDINANCE

14-101. INCORPORATING "STANDARD TRAFFIC ORDINANCE". There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Leawood, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities", Edition of 1993, prepared and published in book form by the League of Kansas Municipalities, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than three copies of said standard ordinance shall be marked or stamped "Official Copy", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

14-102. SAME; AMENDMENT. Section 33 of the standard traffic ordinance incorporated in Section 14-101 of this article shall be amended to read as follows:

Sec. 33. Maximum Speed Limits. (a) Except when a special hazard exists that requires lower speed for compliance with Section 32, the limits specified in this Section or established as hereinafter authorized shall be maximum lawful speeds, and no person shall drive a vehicle at a speed in excess of such maximum limits:

(1) All vehicles 20 miles per hour in any business district.

(2) All vehicles 20 miles per hour in any park under the jurisdiction of this city.

(3) All vehicles 20 miles per hour during those hours when students are going to and from school of any day school is in session, upon streets and/or parts of streets abutting school property and adjacent to school crosswalks designated as school zones; provided that appropriate signs are erected giving notice of such speed limits and the times said limits are in force, said times to be determined by the Chief of Police with the consent of the City Council.

(4) All vehicles 25 miles per hour in any residential district and on other streets within the City except where modified by engineering and traffic investigation as provided hereafter in subsection (b) of this Section. The maximum speed limit established by or pursuant to this paragraph shall be of force and effect regardless of whether signs are posted giving notice thereof and notwithstanding any signs giving notice of maximum speed limits in excess thereof, and any sign giving notice of a maximum speed limit in excess of the limits established by or pursuant to this paragraph shall not be of any force or effect, subject to the following exception.

(b) The Chief of Police is hereby authorized and empowered to designate maximum speed zones when he or she shall find and determine that such regulation is necessary for safety purposes or to expedite traffic, to the extent any such regulation is not in conflict with any law of the City. The Chief of Police shall, following ratification of his or her designations under this subsection by the Governing Body, place and maintain the necessary traffic control signs and devices.

(c) Whenever the Chief of Police shall determine upon the basis of an engineering and traffic investigation that any speed limit herein set forth is greater or less than is reasonable or safe under the conditions found to exist, the Governing Body shall declare by resolution a reasonable and safe speed limit consistent with applicable state and local statutes which shall be effective at all times or during daytime or nighttime or at such other times as may be determined when appropriate signs giving notice thereof are erected pursuant to Council action and K.S.A. 8-1560 and 8-2002. It shall be unlawful for any person to drive a vehicle at a speed in excess of such declared maximum limits.

(d) No person shall drive a school bus to or from school or interschool or intraschool functions or activities at a speed greater than 45 miles per hour on any roadway having dirt, sand or gravel surface, and in no event shall a school bus be driven to and from school or activities in excess of 55 miles per hour, notwithstanding any maximum speed limit in excess thereof. The provisions of this subsection shall also apply to buses used for the transportation of students enrolled in community junior colleges or area vocation schools when such buses are transporting students to or from school functions or activities.

14-103. SAME. Section 68 of the standard traffic ordinance incorporated in Section 14-101 of this article shall be amended to read as follows:

Sec. 68. Pedestrians on Highways. (a) Where a sidewalk is provided and its use is practicable, it shall be unlawful for any pedestrian to walk, jog or run along and upon an

adjacent roadway.

(b) Where a sidewalk is not available, any pedestrian walking, jogging or running along and upon a highway shall walk, jog or run only on a shoulder, as far as practicable from the edge of the roadway.

(c) Where neither a sidewalk nor a shoulder is available, any pedestrian walking, jogging or running along and upon a highway shall walk, jog or run as near as practicable to an outside edge of the roadway, and, if on a two-way roadway, shall walk, jog or run only on the left side of the roadway.

(d) Except as otherwise provided in this ordinance, any pedestrian upon a roadway shall yield the right-of-way to all vehicles upon the roadway.

14-104. SAME. Section 136 of the standard traffic ordinance incorporated in Section 14-101 of this article shall be amended to read as follows:

Sec. 136. Use of Coasters, Roller Skates and Similar Devices Restricted. (a) No person upon roller skates, or riding in or by means of any coaster, toy vehicle, or similar device, shall:

(1) go upon any roadway except while crossing a street at a crosswalk and except upon streets set aside as play streets.

(2) operate such a device on any public tennis court.

(3) operate such a device on any private parking area or lot where signs are posted giving notice of such prohibition. This prohibition shall not be applicable unless the following signage is clearly and properly posted at all entrances to said private parking lot or area, to wit:

NOTICE

Pursuant to Section 14-104 of the Code of the City of Leawood, Kansas, no roller skates, coaster, rollerblades, skateboard, toy vehicle or similar device may be operated in this parking lot or area. Conviction will result in a \$25.00 fine.

(b) Whenever any person is operating such a device upon a useable path or sidewalk, such person shall yield the right of way to any pedestrian and shall give an audible signal before overtaking and passing such pedestrian.

(c) Any person found guilty of a violation of this section shall be fined \$25.00.

Section 2. Repeal of Existing Article. That existing Article 1 of Chapter 14 (Sections 14-101:104) of the Code of the City of Leawood is hereby repealed. (Prior law: Ord. No. 1310C)

Section 3. Validity of Ordinance. That 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.

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 19th day of July, 1993.

Approved by the Mayor the 19th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM: *R.S. Wetzler*
R.S. Wetzler

City Attorney

ORDINANCE NO. 1356

AN ORDINANCE AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY FOR THE USE OF THE CITY AND AUTHORIZING SURVEY AND DESCRIPTION OF THE LAND AND INTEREST TO BE CONDEMNED.

WHEREAS, the Governing Body of the City of Leawood did by resolution declare the necessity of appropriating certain private property for the use of the City; and

WHEREAS, the Governing Body has previously authorized a survey and description of the land and interest to be condemned to be made by some competent engineer and filed with the City Clerk; and

WHEREAS, a survey and description of the land and interest to be condemned has been made by a competent engineer and filed with the City Clerk.

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

19-145. Section 1. The City Attorney is hereby authorized and directed to institute eminent domain proceedings to acquire the property and interests described by survey filed with the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of construction of improvements and re-improvements to 85th Terrace and High Drive, Johnson County, Kansas. Specifically, the City Attorney is authorized and directed to institute eminent domain proceedings to acquire fee simple title to the following described property:

1.) 2321 West 85th Terrace:

A. PERMANENT DRAINAGE EASEMENT:

A tract of land in Lot 220, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

Beginning at a point on the North property line of Lot 220 that is 37.00 feet West of the Northeast corner of said Lot; thence Easterly along the North property line, a distance of 37.00 feet to the Northeast corner of said Lot; thence Southwesterly along the East property line, a distance of 52.57 feet; thence Northerly to the point of beginning, containing 0.02 acres, more or less.

B. TEMPORARY EASEMENT:

A tract of land in Lot 220, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

Beginning at a point on the North property line of Lot 220 that is 37.00 feet West of the Northeast corner of said Lot; thence Westerly along the North property line, a distance of 122.52 feet to the Northwest corner of said Lot 220; thence Southerly along the West property line, a distance of 15.00 feet; thence Southeasterly to a point on the East property line that is 52.57 feet, as measured along the East line, from the Northeast corner of said Lot; thence Northerly to the point of beginning, containing 0.07 acres, more or less.

2.) 2310 West 85th Terrace:

A. PERMANENT DRAINAGE EASEMENT:

A tract of land in Lot 214, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

Beginning at a point 142.00 feet West of the East property line, as measured at right angles to said East line, and 30.00 feet North of the South property line, as measured at right angles to said South line; thence South 30.00 feet to a point on the South property line, said point being 142.00

feet West of the East property line; thence West along the South property line, to the Southwest corner of Lot 214; thence Northeasterly along the West property line, a distance of 40.00 feet; thence Southeasterly to the point of beginning, containing 0.03 acres, more or less.

B. TEMPORARY EASEMENT:

A tract of land in Lot 214, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

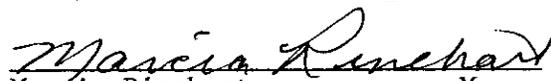
Beginning at the Southeast corner of Lot 214; thence Westerly along the South property line a distance of 20.00 feet, said point being the true point of beginning; thence Northerly 15.00 feet to a point 20.00 feet West of the East property line, as measured at right angles to said East line; thence Westerly 55.00 feet to a point 15.00 feet North of the South property line, as measured at right angles to said South line; thence Northwesterly to a point 142.00 feet West of the East property line, as measured at right angles to said East line, and 30.00 feet North of the South property line, as measured at right angles to said South line; thence Southerly to a point on the South property line and 142.00 feet West of the East property line; thence East along the South property line to the point of beginning; containing 0.05 acres, more or less.

Section 2. This Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 19th DAY OF July, 1993.

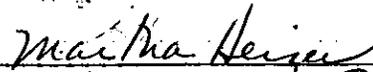
APPROVED BY THE MAYOR THIS 19th DAY OF July, 1993.

(S E A L)



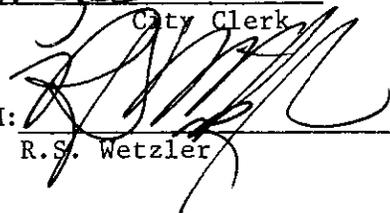
Marcia Rinehart Mayor

ATTEST:



Martha Heizer City Clerk

APPROVED FOR FORM:



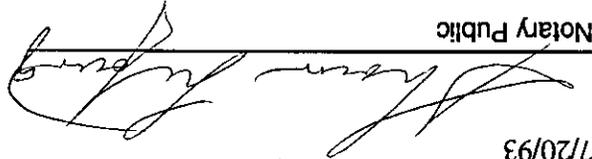
R.S. Wetzler

City Attorney

Publication Fees: \$54.54

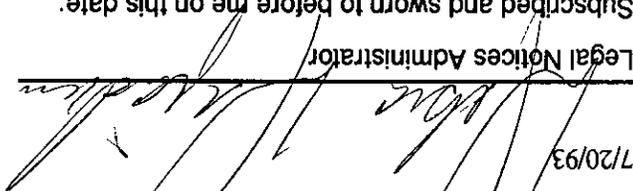
My appointment expires: October 11 1994
Notary Public - State of Kansas
SHARON L. YOUNG

Notary Public



7/20/93
Subscribed and sworn to before me on this date:

Legal Notices Administrator



7/20/93

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first sworn, deposes and says that she is Legal Notices Administrator of The Legal Record and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter. That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for consecutive week(s) as follows:

Proof of Publication

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

THE LEGAL RECORD

102 S. Cherry, Suite 2

Olathe, KS 66061

Phone (913) 780-5747

ORDINANCE NO. 1356

First published in The Legal Record, Tuesday, July 20, 1993.

ORDINANCE NO. 1356

AN ORDINANCE AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY FOR THE USE OF THE CITY AND AUTHORIZING SURVEY AND DESCRIPTION OF THE LAND AND INTEREST TO BE CONDEMNED.

WHEREAS, the Governing Body of the City of Leawood did by resolution declare the necessity of appropriating certain private property for the use of the City; and

WHEREAS, the Governing Body has previously authorized a survey and description of the land and interest to be condemned to be made by some competent engineer and filed with the City Clerk; and

WHEREAS, a survey and description of the land and interest to be condemned has been made by a competent engineer and filed with the City Clerk.

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

Section 1. The City Attorney is hereby authorized and directed to institute eminent domain proceedings to acquire the property and interests described by survey filed with the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of

construction of improvements and re-improvements to 85th Terrace and High Drive, Johnson County, Kansas. Specifically, the City Attorney is authorized and directed to institute eminent domain proceedings to acquire fee simple title to the following described property:

1.) 2321 West 85th Terrace:

A. PERMANENT DRAINAGE EASEMENT:

A tract of land in Lot 220, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

Beginning at a point on the North property line of Lot 220 that is 37.00 feet West of the Northeast corner of said Lot; thence Easterly along the North property line, a distance of 37.00 feet to the Northeast corner of said Lot; thence Southwesterly along the East property line, a distance of 52.57 feet; thence Northerly to the point of beginning, containing 0.02 acres, more or less.

B. TEMPORARY EASEMENT:

A tract of land in Lot 220, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

Beginning at a point on the North property line of Lot 220 that is 37.00 feet West of the Northeast corner of said Lot; thence Westerly along the North property line, a distance of 122.52 feet to the Northwest corner of said Lot 220; thence Southerly along the West property line, a distance of 15.00 feet; thence Southeasterly to a point on the East property line that is 52.57 feet, as measured along the East line, from the Northeast corner of said Lot; thence Northerly to the point of beginning, containing 0.07 acres, more or less.

2.) 2310 West 85th Terrace:

A. PERMANENT DRAINAGE EASEMENT:

A tract of land in Lot 214, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

Beginning at a point 142.00 feet West of the East property line, as measured at right angles to said East line, and 30.00 feet North of the South property line, as measured at right angles to said South line; thence South 30.00 feet to a point on the South property line, said point being 142.00 feet West of the East property line; thence West along the South property line, to the Southwest corner of Lot 214; thence Northeasterly along the West property line, a distance of 40.00 feet; thence Southeasterly to the point of beginning, containing 0.03 acres, more or less.

B. TEMPORARY EASEMENT:

A tract of land in Lot 214, Leawood, a subdivision in the City of Leawood, Johnson County, Kansas; more particularly described as follows:

Beginning at the Southeast corner of Lot 214; thence Westerly along the South property line a distance of 20.00 feet, said point being the true point of beginning; thence Northerly 15.00 feet to a point 20.00 feet West of the East property line, as measured at right angles to said East line; thence Westerly 55.00 feet to a point 45.00 feet North of the South property line, as measured at right angles to said South line; thence Northwesterly to a point 142.00 feet West of the East property line, as measured at right angles to said East line, and 30.00 feet North of the South property line, as measured at right angles to said South line; thence Southerly to a point on the South property line and 142.00 feet West of the East property line; thence East along the South property line to the point of beginning; containing 0.05 acres, more or less.

Section 2. This Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 19th DAY OF July, 1993.

APPROVED BY THE MAYOR THIS 19TH DAY OF JULY, 1993.

(S E A L)

ATTEST:

Masha Heizer
City Clerk

Marcia Reinhardt

APPROVED AS TO FORM:

/s/ R.S. Ketzler
City Attorney

ORDINANCE NO. 1355

AN ORDINANCE AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY FOR THE USE OF THE CITY AND AUTHORIZING SURVEY AND DESCRIPTION OF THE LAND AND INTEREST TO BE CONDEMNED.

WHEREAS, the Governing Body of the City of Leawood did by resolution approve on July 6, 1993, declare the necessity of appropriating certain private property for the use of the City in connection with the improvement of K-150 Highway, also known as 135th Street, from State Line Road to Nall Avenue; and

WHEREAS, the Governing Body has previously authorized a survey and description of the land and interest to be condemned to be made by some competent engineer and filed with the City Clerk; and

WHEREAS, a survey and description of the land and interest to be condemned has been made by a competent engineer and filed with the City Clerk; and

WHEREAS, it is necessary for the Governing Body of the City to authorized and provide for the acquisition of such land and interests.

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

19-143. Section 1. The Governing Body of the City of Leawood hereby determines that it is necessary to acquire the lands and interests described hereinafter for purposes of improving and reimproving K-150 Highway from State Line Road to Nall Avenue. The Governing Body does hereby authorize and provide for the acquisition of said lands and interests by condemnation.

19-144. Section 2. The City Attorney is hereby authorized and directed to institute eminent domain proceedings to acquire the property and interests described by survey filed with

the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of construction of improvements and re-improvements to K-150 Highway (also known as 135th Street) in the City of Leawood, Johnson County, Kansas. Specifically, the City Attorney is authorized and directed to institute eminent domain proceedings to acquire the property and interests which are described as follows:

Parcel No. 1

Right-of-Way

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 64.40 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S47° 01' 16"W a distance of 58.82 feet to a point on the existing Easterly Right-of-Way of Nall Avenue; thence N02° 05' 04"W along said Easterly Right-of-Way a distance of 38.46 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 44.46 feet to the true Point of Beginning; said tract of land containing 855 square feet, more or less.

Permanent Drainage Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 104.08 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 60.00 feet; thence S02° 08' 30"E a distance of 55.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 60.00 feet; thence N02° 08' 30"W a distance of 55.00 feet to the true Point of Beginning; said tract of land containing 3300 square feet, more or less.

Temporary Construction Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 64.40 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 1103.73 feet; thence S01° 50' 17"E a distance of 20.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 163.94 feet; thence S88° 48' 47"W a distance of 300.04 feet; thence S87° 02' 23"W a distance of 350.04 feet; thence S02° 08' 30"E a distance of 95.00 feet; thence S78° 49' 08"W a distance of 222.77 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 30.00 feet; thence N16° 53' 07" W a distance of 98.23 feet; thence S87° 51' 30"W a distance of 59.20 feet to a point on the existing Easterly Right-of-Way of Nall Avenue; thence N02° 05' 04"W along said Easterly Right-of-Way a distance of 16.54 feet; thence N47° 01' 16"E a distance of 58.82 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 49,967 square feet, more or less.

Permanent Drainage Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 1244.08 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 08' 30"E a distance of 20.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 08' 30"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Temporary Construction Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the City of Leawood, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section; thence N87° 51' 30"E along the North line of said

¼ Section a distance of 1168.13 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 375.00 feet; thence S01° 50' 17"E a distance of 35.00 feet; thence N89° 03' 46"W a distance of 279.27 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 96.06 feet; thence N01° 50' 17"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 9192 square feet, more or less.

Parcel No. 1A

Temporary Construction Easement

All that part of the West ½ of the Southwest ¼ of the Southwest ¼ of Section 28, Township 13 South, Range 25 East, in the city of Overland Park, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest ¼ of said Section 28; thence N87° 51' 30" E along the South line of said ¼ Section a distance of 579.08 feet; thence N02° 08' 30" W a distance of 60.00 feet to a point on existing Northerly Right-of-Way of K-150 to the true point of beginning; thence N65° 54' 32" E a distance of 93.64 feet; thence S01° 58' 26" E a distance of 35.00 feet to a point on existing northerly Right-of-Way of K-150; thence S87° 51' 30" W along said Northerly Right-of-Way, a distance of 86.75 feet to the true point of beginning; said tract of land containing 1,518 square feet, more or less.

Parcel No. 2

Right-of-Way

All that part of the East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NW ¼ of said Section 33; thence S87° 51' 30"W along the North line of said ¼ Section a distance of 560.59 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 520.27 feet to a point on the existing Westerly Right-of-Way of Roe Avenue; thence S01° 50' 17"E along said Westerly Right-of-Way a distance of 289.79 feet; thence N07° 32' 56"W a distance of 100.50 feet;

thence N01° 50' 17"W a distance of 139.07 feet; thence N46° 36' 02"W a distance of 54.17 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 292.06 feet; thence N88° 19' 40"W a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 8,178 square feet, more or less.

Permanent Drainage Easement

All that part of the East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NW ¼ of said Section 33; thence S87° 51' 30"W along the North line of said ¼ Section a distance of 868.53 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 08' 30"E a distance of 20.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 08' 30"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Temporary Construction Easement

All that part of the East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NW ¼ of said Section 33; thence S87° 51' 30"W along the North line of said ¼ Section a distance of 560.59 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S88° 19' 40"E a distance of 180.40 feet; thence N87° 51' 30"E along a line parallel to the North line of said ¼ Section a distance of 292.06 feet; thence S46° 36' 02"E a distance of 47.07 feet; thence S01° 50' 17"E a distance of 269.11 feet; thence N08° 21' 29"W a distance of 176.14 feet; thence N00° 31' 24"W a distance of 89.64 feet; thence S88° 40' 47"W a distance of 1046.24 feet; thence N01° 50' 17"W a distance of 35.00 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 51' 30" E along said Southerly Right-of-Way a distance of 558.89 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 42,872 square feet, more or less.

Parcel No. 3

Right-of-Way

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 79.49 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S35° 43' 22"W a distance of 48.69 feet; thence S02° 08' 35"E a distance of 301.63 feet; thence S14° 58' 50"W a distance of 104.87 feet to a point on the existing Easterly Right-of-Way of Mission Road; thence N 02° 01' 04"W along said Easterly Right-of-Way a distance of 440.11 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 59.80 feet to the true Point of Beginning; said tract of land containing 12,405 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 159.06 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 22.00 feet; thence S13° 29' 55"W a distance of 62.36 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 22.00 feet; thence N13° 29' 55"E a distance of 62.36 feet to the true Point of Beginning; said tract of land containing 1,320 square feet, more or less.

Tract No. 2

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E a distance of 936.06 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 25.00 feet; thence S16° 06' 52"W a distance of 63.25

feet; thence N65° 45' 20"W a distance of 22.36 feet; thence N14° 22' 44"E a distance of 52.20 feet to the true Point of Beginning; said tract of land containing 1,325 square feet, more or less.

Temporary Construction Easement

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 79.49 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 1445.24 feet; thence S02° 01' 04"E a distance of 15.00 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 338.59 feet; thence S82° 14' 21"W a distance of 105.48 feet; thence S17° 39' 45"W a distance of 58.52 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 35.00 feet; thence N24° 07' 18"W a distance of 53.85 feet; thence S79° 32' 58"W a distance of 35.36 feet; thence S38° 16' 50" W a distance of 46.10 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 40.00 feet; thence N02° 19' 14"W a distance of 35.00 feet; thence N85° 58' 49"W a distance of 135.83 feet; thence S19° 28' 51"W a distance of 53.85 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 40.00 feet; thence N22° 18' 13"W a distance of 58.52 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 275.00 feet; thence S85° 08' 04"W a distance of 225.22 feet; thence S02° 19' 14"E a distance of 115.00 feet; thence N73° 53' 08"W a distance of 79.06 feet; thence N02° 19' 14"W a distance of 85.00 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 35.00 feet; thence S01° 21' 52"W a distance of 110.65 feet; thence S07° 26' 40"W a distance of 60.83 feet; thence S01° 48' 32"W a distance of 139.96 feet; thence S 20° 02' 20"W a distance of 54.08 feet; thence N09° 36' 58"E a distance of 51.11 feet; thence N02° 08' 35"W a distance of 301.63 feet; thence N35° 43' 22"E a distance of 48.69 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 50,482 square feet, more or less.

Parcel No. 4

Temporary Construction Easement

All that part of the East ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 1534.72 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 387.56 feet; thence S88° 30' 18"E a distance of 180.33 feet; thence S01° 58' 17"E a distance of 28.00 feet; thence N89° 08' 58"W a distance of 361.55 feet; thence S08° 59' 22"W a distance of 50.99 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 30.00 feet; thence N12° 37' 31"W a distance of 55.90 feet; thence S87°40'46"W along a line parallel to the North line of said ¼ Section a distance of 156.41 feet; thence N02° 01' 04"W a distance of 15.00 feet to the true Point of Beginning; said tract of land containing 15,075 square feet, more or less.

Right-of-Way

All that part of the East ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the Northwest ¼ of said Section 34; thence N87° 40' 46"E, along the North line of said ¼ section a distance of 1922.29 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along a line parallel to the North line of said ¼ Section a distance of 180.01 feet; thence S01° 58' 17"E a distance of 12.00 feet; thence N88° 30' 18"W a distance of 180.33 feet to the true Point of Beginning; said tract of land containing 1080 square feet, more or less.

Parcel No. 5

Right-of-Way

All that part of the West ½ of the West ½ of the Northwest ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence S01° 58' 21"E along the West line of said ¼ Section a distance of 60.00 feet to a point on

the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 79.76 feet; thence S35° 43' 38"W a distance of 48.66 feet; thence S01° 58' 21"E a distance of 22.00 feet; thence S88° 01' 39"W a distance of 50.00 feet to a point on the West line of said ¼ Section; thence N01° 58' 21"W along said West line a distance of 60.00 feet to the true Point of Beginning; said tract of land containing 3,578 square feet, more or less.

Temporary Construction Easement

All that part of the West ½ of the West ½ of the Northwest ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 79.38 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 251.96 feet; thence S01° 58' 21"E a distance of 35.00 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 137.72 feet; thence N 75° 38' 05" W a distance of 52.20 feet; thence S 87° 39' 58" W a distance of 65.00 feet; thence S08° 27' 01"W a distance of 106.89 feet; thence S87° 40' 10"W a distance of 59.57 feet to a point on the West line of said ¼ Section; thence N01° 58' 21"W along said West line a distance of 65.00 feet; thence N88° 01' 39"E a distance of 50.00 feet; thence N01° 58' 21" W along a line parallel to the West line of said ¼ Section a distance of 22.00 feet; thence N35° 43' 38"E a distance of 48.66 feet to the true Point of Beginning; said tract of land containing 12,768 square feet, more or less.

Parcel No. 7

Temporary Construction Easement

All that part of the East ½ of the West ½ of the Northwest ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 331.34 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 331.72 feet; thence S01° 58' 20"E a distance of 30.00 feet; thence S86° 48' 09"W a distance of

331.79 feet; thence N01° 58' 20"W a distance of 35.00 feet to the true Point of Beginning; said tract of land containing 10,781 square feet, more or less.

Parcel No. 9

Right-of-Way

Tract No. 1

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said ¼ Section a distance of 560.38 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 530.18 feet to a point on the existing Easterly Right-of-Way of Roe Avenue; thence N02° 04' 58"W along said Easterly Right-of-Way a distance of 439.90 feet; thence S06° 50' 48"E a distance of 240.83 feet; thence S02° 04' 58"E a distance of 149.22 feet; thence S40° 07' 51"E a distance of 48.89 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 300.00 feet; thence S88° 28' 04"E a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 12,021 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 28; thence S87° 43' 06"W along the South line of said ¼ Section a distance of 79.55 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N35° 44' 14"E a distance of 48.70 feet; thence N02° 01' 04"W a distance of 171.86 feet; thence N00° 24' 16"W a distance of 355.14 feet to a point on the existing Westerly Right-of-Way of Mission Road; thence S02° 01' 04"E along said existing Westerly Right-of-Way a distance of 565.18 feet to a point on the Northerly Right-of-Way of K-150; the S87° 43' 06" W along said Northerly Right-of-Way a distance of 39.82 feet to the true Point of Beginning; said tract of land containing 4,449 feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said SE ¼ Section a distance of 491.47 feet; thence N02° 16' 54"W a distance of 64.59 feet to the true Point of Beginning; thence continuing N02° 16' 54"W a distance of 50.41 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 25.00 feet; thence S02° 16' 54"E a distance of 52.07 feet; thence N88° 28' 04"W a distance of 25.06 feet to the true Point of Beginning; said tract of land containing 1,281 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said ¼ Section a distance of 1356.47 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 16' 54"W a distance of 65.00 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 16' 54"E a distance of 65.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 1,300 square feet, more or less.

Tract No. 3

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 28; thence S87° 43' 06"W along the South line of said ¼ Section a distance of 99.95 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 16' 54"W a distance of 20.00 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 16' 54"E a distance of 20.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence

S87° 43' 06"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 4

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 28; thence N02° 01' 04"W along the East line of said ¼ Section a distance of 235.00 feet; thence S87° 58' 56"W a distance of 50.00 feet to the true Point of Beginning; thence continuing S87° 58' 56"W a distance of 15.25 feet; thence N10° 32' 55"W a distance of 20.22 feet; thence N87° 58' 56"E a distance of 18.25 feet; thence S02° 01' 04"E along a line parallel to the East line of said ¼ Section a distance of 6.79 feet; thence N75° 42' 08"W a distance of 7.06 feet; thence S14° 17' 52"W a distance of 10.00 feet; thence S 75° 42' 08"E a distance of 9.99 feet; thence S 02° 01' 04"E along a line parallel to the East line of said ¼ Section a distance of 2.79 feet to the true Point of Beginning; said tract of land containing 250 square feet, more or less.

Temporary Construction Easement

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said ¼ Section a distance of 560.38 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N88° 28' 04"W a distance of 180.40 feet; thence S87° 43' 06"W along a line parallel to the South line of said ¼ Section a distance of 300.00 feet; thence N 40° 07' 51"W a distance of 48.89 feet; thence N02° 04' 58"W along a line parallel to West line of said ¼ Section a distance of 149.22 feet; thence N06° 50' 48"W a distance of 240.83 feet to a point on the existing Easterly Right-of-Way of Roe Avenue; thence N02° 04' 58"W along said Easterly Right-of-way a distance of 250.00 feet; thence S 20° 31' 04"E a distance of 63.25 feet; thence S04° 28' 08"E a distance of 240.21 feet; thence S10° 03' 09"E a distance of 252.44 feet; thence S05° 10' 02"E a distance of 114.82 feet; thence N89° 27' 14"E a distance of 165.08 feet; thence N84° 26' 52"E a distance of 175.29 feet; thence N22° 09' 44"E a distance of 60.42 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 40.00 feet; thence S49° 46' 16"E a distance of 81.39 feet; thence N86° 04' 54"E a distance of 175.07 feet; thence S86° 34' 16"E a distance of 201.00 feet; thence N87° 43' 06"E along

a line parallel to the South line of said ¼ Section a distance of 150.00 feet; N81° 38' 45"E a distance of 236.33 feet; thence N42° 43' 06" E a distance of 56.57 feet; thence S42° 52' 58"E a distance of 46.10 feet; thence N81° 22' 41"E a distance of 45.28 feet; thence S88° 50' 53' E a distance of 500.90 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 250.00 feet; thence N65° 55' 00"E a distance of 53.85 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 200.00 feet; thence S84° 41' 14" E a distance of 75.66 feet; thence N87°29' 27" E a distance of 69.36 feet; thence N02° 01' 04"W a distance of 110.00 feet; thence N10° 32' 55"W a distance of 101.12 feet; thence N00° 15' 20"W a distance of 325.15 feet; thence N12° 01' 06"E a distance of 103.08 feet to a point on the existing Westerly Right-of-Way of Mission Road; thence S02° 01' 04"E along said Westerly Right-of-Way a distance of 100.00 feet; thence S00° 24' 16"E a distance of 355.14 feet; thence S02° 01'04"E a distance of 171.86 feet; thence S35° 44' 14"W a distance of 48.70 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 2005.49 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 103,740 square feet or 2.4 acres, more or less.

Parcel No. 10

Right-of-Way

Tract No. 1

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 560.59 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 520.27 feet to a point on the existing Easterly Right-of-Way of Mission Road; thence N02° 01' 04"W along said Easterly Right-of-Way a distance of 564.79 feet; thence S03° 37' 53"E a distance of 355.14 feet; thence S02° 01' 04"E a distance of 159.08 feet; thence S40° 08' 07"E a distance of 48.93 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 300.00 feet; thence S88° 30' 23"E a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 9500 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SW ¼ of said Section 27; thence N02° 08' 00"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 79.88 feet; thence N35° 40' 38"E a distance of 48.73 feet; thence N02° 08' 00"W a distance of 21.76 feet; thence N87° 52' 00"E a distance of 50.00 feet; to a point on the East line of said ¼ Section; thence S02° 08' 00"E along said East line a distance of 60.00 feet to the true Point of Beginning; said tract of land containing 3578 feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 161.06 feet; thence N02° 19' 14"W a distance of 72.00 feet to the true Point of Beginning; thence continuing N02° 19' 14"W a distance of 28.00 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 19' 14"E a distance of 28.00 feet; thence S87° 40' 46"W along a line parallel to the South line of said ¼ Section a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 560 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 936.06 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 19' 14"W a distance of 30.00 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 19' 14"E a distance of 30.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 40' 46"W along said Northerly Right-of-Way a distance

of 20.00 feet to the true Point of Beginning; said tract of land containing 600 square feet, more or less.

Tract No. 3

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SW ¼ of said Section 27; thence S87° 40' 46"W along the South line of said ¼ Section a distance of 474.60 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 19' 14"W a distance of 30.00 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 19' 14"E a distance of 30.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 600 square feet, more or less.

Temporary Construction Easement

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 560.59 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N88° 30' 23"W a distance of 180.40 feet; thence S87° 40' 46"W along a line parallel to the South line of said ¼ Section a distance of 300.00 feet; thence N40° 08' 07"W a distance of 48.93 feet; thence N02° 01' 04"W a distance of 159.08 feet; thence N03° 37' 53"W a distance of 355.14 feet to a point on the existing Easterly Right-of-Way of Mission Road; thence N02° 01' 04"W along said Easterly Right-of-Way a distance of 25.00 feet; thence S32° 58' 54"E a distance of 29.16 feet; thence S04° 14' 24"E a distance of 530.00 feet; thence N82° 54' 57"E a distance of 120.42 feet; thence S86° 36' 36"E a distance of 50.25 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 625.00 feet; thence N76° 22' 10"E a distance of 76.49 feet; thence S83° 13' 48"E a distance of 253.18 feet; thence N78° 13' 02"E a distance of 152.07 feet; thence N88° 54' 26"E a distance of 700.16; thence N78° 13' 02"E a distance of 152.07 feet; thence S75° 37' 16"E a distance of 52.20 feet; thence N88° 53' 54"E a distance of 235.05 feet; thence N07° 08' 30"E a distance of 30.41 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 35.00 feet;

thence S11° 46' 58"E a distance of 30.41 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 55.00 feet; thence N10° 12' 30"E a distance of 46.10 feet; thence N61° 54' 32"E a distance of 69.00 feet to a point on the East line of said SW ¼; thence S02° 08' 00"E along said East line a distance of 45.00 feet; thence S87° 52' 00"W a distance of 50.00 feet; thence S02° 08' 00"E a distance of 21.76 feet; thence S35° 40' 38"W a distance of 48.73 feet to a point on the Northerly Right-of-Way of K-150; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 2012.39 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 96,787 square feet, more or less.

Parcel No. 11

Right-of-Way

All that part of the West ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 27; thence N02° 08' 00"W along the West line of said ¼ Section a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 08' 00"W along the West line of said ¼ Section a distance of 60.00 feet; thence N87° 52' 00"E a distance of 50.00 feet; thence S02° 08' 00"E along a line parallel to the West line of said ¼ Section a distance of 9.22 feet; thence S40° 11' 16"E a distance of 48.89 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 200.00 feet; thence S88° 31' 12"E a distance of 180.40 feet to a point on the existing Northerly Right-of-Way line of K-150; thence; S87° 39' 58"W along said Northerly Right-of-way a distance of 460.18 feet to the true Point of Beginning; said tract of land containing 7,419 square feet, more or less.

Temporary Construction Easement

All that part of the West ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of the SE ¼ of said Section 27; thence N02° 08' 00"W along the West line of said ¼ Section a distance of 120.00 feet to the true Point of Beginning; thence continuing N02° 08' 00"W along said West line a distance of 45.00 feet; thence N61° 48' 06"E a distance of 103.16 feet;

thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 45.00 feet; thence S11° 42' 08"W a distance of 123.69 feet; thence N86° 18' 07"E a distance of 210.06 feet; thence S87° 15' 16"E a distance of 225.89 feet; thence N02° 20' 02"W a distance of 70.00 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 30.00 feet; thence S37° 01' 45"E a distance of 79.06 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 45.32 feet; thence S02° 08' 00"E a distance of 20.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 39' 58"W along said Northerly Right-of-Way a distance of 203.26 feet; thence N88° 31' 12"W a distance of 180.40 feet; thence S87° 39' 58"W along a line parallel to the South line of said Section a distance of 200 feet; thence N40° 11' 16"W a distance of 48.89 feet; thence N02° 08' 00"W along a line parallel to the West line of said ¼ Section a distance of 9.22 feet; thence S87° 52' 00"W a distance of 50.00 feet to the true Point of Beginning; said tract of land containing 26,753 square feet, more or less.

Parcel No. 12

Permanent Drainage Easement

All that part of the East ½ of the Southeast ¼ and the East ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 27; thence S87° 39' 58"W along the South line of said ¼ Section a distance of 245.34 feet; thence N02° 20' 02"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N17° 35' 20"W a distance of 57.01 feet; thence N71° 43' 14"E a distance of 72.80 feet; thence S17° 15' 56"E a distance of 77.62 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 39' 58"W along said Northerly Right-of-Way a distance of 75.00 feet to the true Point of Beginning; said tract of land containing 4,888 square feet, more or less.

Temporary Construction Easement

All that part of the East ½ of the Southeast ¼ and the East ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 27; thence N87° 39' 58"E along the South line of said ¼ Section a distance of 663.65 feet; thence N02° 20' 02"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning;

thence N02° 08' 00"W a distance of 20.00 feet; thence N82° 53' 38"E a distance of 180.31 feet; thence S88° 02' 42"E a distance of 200.56 feet; thence N84° 23' 44"E a distance of 350.57 feet; thence N88° 50' 06"E a distance of 245.05 feet; thence N16° 06' 03"E a distance of 15.81 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 40.00 feet; thence S20° 46' 08"E a distance of 15.81 feet; thence N89° 30' 48"E a distance of 155.08 feet; thence N73° 37' 47"E a distance of 206.16 feet; thence N83° 51' 06"E a distance of 300.67 feet; thence N33° 12' 13"E a distance of 43.01 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 55.00 feet; thence S51° 08' 53"E a distance of 53.15 feet; thence N89° 10' 05"E a distance of 190.74 feet; thence S02° 12' 40"E a distance of 95.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 39' 58"W along said Northerly Right-of-Way a distance of 1990.22 feet to the true Point of Beginning; said tract of land containing all the land herein described except that part in Permanent Drainage Easement; said tract of land containing 104,347 square feet, more or less.

Parcel No. 13

Right-of-Way

All that part of the East ½ of the Southwest ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SW ¼ of said Section 28; thence S87° 51' 30"W along the South line of said ¼ Section a distance of 79.90 feet; thence N02° 08' 30"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N35° 48' 13"E a distance of 48.78 feet; thence N02° 04' 58"W along a line parallel to the East line of said ¼ Section a distance of 161.58 feet; thence N02° 40' 50"E a distance of 240.83 feet to a point on the existing Westerly Right-of-Way of Roe Avenue; thence S 02° 04' 58"E along said Westerly Right-of-Way a distance of 440.03 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 51' 30" W along said Northerly Right-of-Way a distance of 49.96 feet to the true Point of Beginning; said tract of land containing 6,977 square feet, more or less.

Temporary Construction Easement

All that part of the East ½ of the Southwest ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of said Section 28; thence N87° 51' 30"E along the South line of said ¼ Section a distance

of 1331.30 feet; thence N01° 58'26"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N01° 58' 26"W a distance of 35.00 feet; thence S58° 26' 59"E a distance of 27.04 feet; thence N87° 51' 30"E along a line parallel to the South line of said ¼ Section a distance of 500.00 feet; thence N88° 15' 22"E a distance of 720.02 feet; thence N41° 10' 05"E a distance of 34.45 feet; thence N06° 10' 07"W a distance of 140.36 feet; thence N32°20' 22"W a distance of 69.46 feet; thence N07° 59' 52"E a distance of 457.06 feet to a point on the existing Westerly Right-of-Way of Roe Avenue; thence S02° 04' 58"E along said Westerly Right-of-Way a distance of 250.00 feet; thence S02° 40' 50" W a distance of 240.83 feet; thence S02° 04' 58"E along a line parallel to East line of said ¼ Section a distance of 161.58 feet; thence S35° 48' 13"W a distance of 48.78 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 51' 30"W along said Northerly Right-of-Way a distance of 1251.23 feet to the true Point of Beginning; said tract of land containing 45,645 square feet, more or less.

Parcel No. 15

Right-of-Way

Tract No. 1

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 79.24 feet; thence S02° 16'54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S35° 49' 03"W a distance of 48.62 feet; thence S01° 50' 17"E a distance of 152.12 feet; thence S03° 52' 20"W a distance of 100.50 feet to a point on the existing Easterly Right-of-Way of Roe Avenue; thence N01° 50' 17"W along said Easterly Right-of-Way a distance of 290.31 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 39.71 feet to the true Point of Beginning; said tract of land containing 2,971 square feet, more or less.

Tract No. 2

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 33; thence S87° 43' 06"W along the North line of said ¼

Section a distance of 560.51 feet; thence S02° 16'54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 540.23 feet to a point on the existing Westerly Right-of-Way of Mission Road; thence S02° 01' 04"E along said Westerly Right-of-Way a distance of 439.91 feet; thence N18° 24' 49"W a distance of 103.94 feet; thence N02° 08' 55"W a distance of 289.42 feet; thence N40° 06' 16"W a distance of 48.92 feet; thence S87°43'06"W along a line parallel to the North line of said ¼ Section a distance of 300.00 feet; thence N88° 28' 04"W a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 17,196 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 496.47 feet; thence S02° 16'54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 16' 54"E a distance of 30.00 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 16' 54"W a distance of 30.00 feet to the true Point of Beginning; said tract of land containing 600 square feet, more or less.

Tract No. 2

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 1356.47 feet; thence S02° 16'54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 16' 54"E a distance of 35.00 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 16' 54"W a distance of 35.00 feet to the true Point of Beginning; said tract of land containing 700 square feet, more or less.

Tract No. 3

All that part of the Northeast $\frac{1}{4}$ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE $\frac{1}{4}$ of said Section 33; thence S87° 43' 06" W along the North line of said $\frac{1}{4}$ Section a distance of 376.95 feet; thence S02° 16' 54"E a distance of 72.00 feet to the true Point of Beginning; thence N87°43'06"E along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 20.00 feet; thence S02° 16' 54"E a distance of 20.00 feet; S87° 43' 06"W along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 20.00 feet; thence N02° 16' 54"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 4

All that part of the Northeast $\frac{1}{4}$ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE $\frac{1}{4}$ of said Section 33; thence S87° 43' 06" W along the North line of said $\frac{1}{4}$ Section a distance of 99.95 feet; thence S02° 16' 54"E a distance of 72.00 feet to the true Point of Beginning; thence N87°43'06"E along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 19.44 feet; thence S40° 06' 16"E a distance of 22.79 feet; thence S87° 43' 06"W along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 33.41 feet; thence N02° 16' 54"W a distance of 18.00 feet to the true Point of Beginning; said tract of land containing 476 square feet, more or less.

Tract No. 5

All that part of the Northeast $\frac{1}{4}$ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE $\frac{1}{4}$ of said Section 33; thence N87° 43' 06"E along the North line of said $\frac{1}{4}$ Section a distance of 79.24 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87°43'06"E along said Southerly Right-of-Way a distance of 22.23 feet; thence S02° 16' 54"E a distance of 20.00 feet; thence S87° 43' 06"W along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 22.23 feet; thence N02° 16' 54"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 445 square feet, more or less.

Temporary Construction Easement

All that part of the Northeast $\frac{1}{4}$ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE $\frac{1}{4}$ of said Section 33; thence N87° 43' 06"E along the North line of said $\frac{1}{4}$ Section a distance of 79.24 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 2005.67 feet; thence S88° 28' 04"E a distance of 180.40 feet; thence N87° 43' 06"E along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 300.00 feet; thence S40° 06' 16"E a distance of 48.92 feet; thence S02° 08' 55"E a distance of 289.42 feet; thence S18° 24' 49"E a distance of 103.94 feet to a point on the existing Westerly Right-of-Way of Mission Road; thence S02° 01' 05"E a distance of 50.00 feet; thence S87° 08' 36" W a distance of 13.48 feet; thence N17° 16' 46" W a distance of 155.24 feet; thence N02° 12' 24" W a distance of 200.43 feet; thence N01° 08' 48"W a distance of 99.67 feet; thence S 85° 50' 26"W a distance of 305.16 feet; thence S 87° 43' 06"W along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 115.00 feet; thence S19° 31' 10"W a distance of 32.31 feet; thence S87° 43' 06" W along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 40.00 feet; thence N20° 17' 09" W a distance of 42.06 feet; thence N89° 56' 40" W a distance of 245.20 feet; thence S85° 25' 40" W a distance of 500.40 feet; thence S89° 48' 03" W a distance of 550.36 feet; thence S86° 17' 10"W a distance of 200.06 feet; thence S72° 47' 12" W a distance of 77.62 feet; thence S87° 43' 06"W a distance of 415.00 feet; thence S00° 15' 44"E a distance of 85.82 feet; thence S09° 28' 18"W a distance of 229.46 feet; thence N01° 50' 17"W a distance of 333.60 feet; thence N35° 49' 03"E a distance of 40.44 feet to the true Point of Beginning; said tract of land containing all of land herein described except that part in Permanent Drainage Easements; said tract of land containing 122,498 square feet or 2.81 acres, more or less.

Parcel No. 16

Right-of-Way

All that part of the Southwest Fractional $\frac{1}{4}$ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the Southwest Fractional $\frac{1}{4}$ of said Section 26; thence S87° 32' 26"W along the South line of said Fractional $\frac{1}{4}$ Section a distance of 122.92 feet; thence N02° 27' 34"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N40° 37' 57"E a distance of

96.54 feet; thence N01° 58' 28"W a distance of 160.00 feet; thence N03° 44' 11"E a distance of 120.60 feet; thence N01°49'46"W a distance of 380.95 feet; thence N88° 56' 18"E a distance of 25.01 feet to a point on the existing Westerly Right-of-Way of State Line Road; thence S01° 58' 56"E along said Westerly Right-of-way a distance of 730.73 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 32' 26"W along said Northerly Right-of-Way a distance of 103.42 feet to the true Point of Beginning; said tract of land containing 24,625 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the Southwest Fractional ¼ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest Fractional ¼ of said Section 26; thence N87° 32' 26"E along the South line of said Fractional ¼ Section a distance of 79.66 feet; thence N02° 27' 34"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 27' 34"W a distance of 20.00 feet; thence N87° 32' 26"E along a line parallel to the South line of said Fractional ¼ Section a distance of 20.00 feet; thence S02° 27' 34"E a distance of 20.00 feet to a point on the existing Northerly Right-of-Way; thence S87° 32' 26"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 2

All that part of the Southwest Fractional ¼ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the Southwest Fractional ¼ of said Section 26; thence S87° 32' 26"W along the South line of said Fractional ¼ Section a distance of 527.92 feet; thence N02° 27' 34"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 32' 26"W along said existing Northerly Right-of-Way a distance of 20.00 feet; thence N02° 27' 34"W a distance of 20.00 feet; thence N87° 32' 26"E along a line parallel to the South line of said Fractional ¼ Section a distance of 20.00 feet; thence S02° 27' 34"E a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Temporary Construction Easement

All that part of the Southwest Fractional ¼ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the Southwest Fractional ¼ of said Section 26; thence S87° 32' 26"W along the South line of said Fractional ¼ Section a distance of 122.92 feet; thence N02° 27' 34"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 32' 26"W along said Northerly Right-of-Way a distance of 979.40 feet to a point on the West line of said Fractional ¼ Section; thence N02° 12' 40"W along said West line a distance of 95.00 feet; thence S84° 07' 40"E a distance of 241.54 feet; thence N85° 37' 52"E a distance of 150.08 feet; thence S89° 29' 54"E a distance of 580.78 feet; thence N47° 44' 54"E a distance of 55.90 feet; thence N03° 20' 18"W a distance of 210.06 feet; thence N01° 58' 28"W a distance of 75.00 feet; thence N19° 49' 38"E a distance of 80.78 feet; thence N03° 44' 10"E a distance of 50.25 feet; thence N01° 10' 08"E a distance of 550.74 feet; thence N87° 58' 06"E a distance of 10.73 feet to a point on the existing Westerly Right-of-Way of State Line Road; thence S01° 58' 56"E along said Westerly Right-of-Way a distance of 299.37 feet; thence S88° 56' 18"W a distance of 25.01 feet; thence S01° 49' 46"E a distance of 380.95 feet; thence S03° 44' 10"W a distance of 120.60 feet; thence S01° 58' 28"E a distance of 160.00 feet; thence S40° 37' 57"W a distance of 96.54 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 80,870 square feet, more or less.

Parcel No. 17

Right-of-Way

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ of said Fractional Section 35; thence S87° 32' 26"W along the North line of said Fractional Section a distance of 234.85 feet; thence S01° 22' 12"W a distance of 60.13 feet to a point on the existing Southerly Right-of-Way of K-150 Highway, said point being the true Point of Beginning; thence N87° 32' 26"E along said Southerly Right-of-Way a distance of 202.34 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence S01° 58' 09"E along said Westerly Right-of-Way a distance of 207.49 feet to a point of curvature; thence Southwesterly on a curve to the right having a radius of 250.00 feet, a central angle of 34° 58' 18", and an arch length of 152.60

feet; thence Northwesterly on a curve to the right having a radius of 38.00 feet, a central angle of 49° 15' 05" an initial tangent bearing of S81° 50' 39"W, and an arc length of 32.67 feet to a point of tangency; thence N48° 54' 16" W a distance of 4.68 feet to a point of curvature; thence Northwesterly on a curve to the left having a radius of 152.00 feet; a central angle of 5° 33' 05" and an arch length of 14.73 feet; thence Northeasterly on a curve to the left, having a radius of 763.94 feet, a central angle of 5° 42' 34", an initial tangent bearing of N24° 37' 28"E and an arc length of 76.13 feet; thence Northeasterly on a curve to the left, having a radius of 703.94 feet, a central angle of 15° 53' 00", an initial bearing of N19° 33' 53"E, and an arc length of 195.15 feet; thence N54° 08' 25"W a distance of 92.19 feet; thence S87° 32' 26"W along a line parallel to the North line of said Fractional Section a distance of 116.74 feet; thence N01° 22' 12"E a distance of 12.03 feet to the true Point of Beginning; said tract of land containing 16, 159 square feet, more or less.

Permanent Drainage Easement

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 35; thence S87° 32' 26"W along the North line of said Fractional Section a distance of 122.92 feet; thence S02° 27' 34"E a distance of 72.00 feet to the true Point of Beginning; thence S54° 08' 25"E a distance of 92.19 feet; thence Southwesterly on a curve to the right having a radius of 703.94 feet, a central angle of 1° 52' 30", an initial tangent bearing of S03° 40' 53"W, and an arc length of 23.04 feet; thence N52° 11' 57"W a distance of 123.82 feet; thence N87° 32' 26"E along a line parallel to the North line of said Fractional Section a distance of 25.00 feet to the true Point of Beginning; said tract of land containing 1909 square feet, more or less.

Temporary Construction Easement

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ of said Fractional Section 35; thence S87° 32' 26"W along the North line of said Fractional Section a distance of 234.85 feet; thence S01° 22' 12"W a distance of 72.16 feet to the true Point of Beginning; thence N87° 32' 26"E along a line parallel to the North line of said Fractional Section a distance of 116.74 feet; thence S54° 08' 25"E a distance of 92.19 feet; thence Southwesterly on a curve to the right having a radius of 703.94 feet, a central angle of 15° 53' 00", an initial tangent bearing of S03° 40' 53"W and an arc length of 195.15 feet; thence Southwesterly on a curve to the right, having a radius

of 763.94 feet, a central angle of 5° 42' 34", an initial tangent bearing of S18° 54' 54"W, a distance of 76.13 feet; thence Northwesterly on a curve to the left having a radius of 152.00 feet, a central angle of 38° 00' 13", an initial tangent bearing of N54° 27' 21"W and an arc length of 100.82 feet to a point of tangency; thence S87° 32' 26"W along a line parallel to the North line of said Fractional Section a distance of 15.83 feet; thence N03° 28' 20"E a distance of 53.06 feet; thence S85° 40' 14"E a distance of 109.97 feet; thence N07° 49' 54"E a distance of 175.91 feet; thence N46° 25' 44"W a distance of 65.50 feet; thence S87° 32' 26"W a distance of 103.28 feet; thence N01° 22' 12"E a distance of 23.05 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 17,024 square feet, more or less.

Parcel No. 20

Right-of-Way

Tract No. 1

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence N87° 32' 26"E along the North line of said ½ Fractional Section a distance of 19.18 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence N87° 32' 26"E, a distance of 20.00 feet; thence S01° 59' 26"E a distance of 430.94 feet to a point of curvature; thence Southeasterly on a curve to the left having a radius of 676.20 feet, a central angle of 43° 34' 36", a distance of 514.29 feet to a point of tangency; thence S45° 34' 02"E a distance of 74.67 feet; thence N89° 18' 09"E a distance of 26.30 to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence S46° 14' 32"W along said Westerly Right-of-Way a distance of 27.08 feet to a point of curvature; thence Southwesterly along said Westerly Right-of-Way on a curve to the left having a radius of 1000.00 feet, a central angle of 5° 00' 04", a distance of 87.28 feet; thence N05° 40' 26"W a distance of 24.44 feet; thence N45° 34' 02"W a distance of 74.67 to a point of curvature; thence Northwesterly on a curve to the right having a radius of 756.20 feet, a central angle of 20° 35' 56", a distance of 271.87 feet to a point of tangency, said point being on the existing Easterly Right-of-Way of Kenneth Road; thence N01° 59' 26"W along said Easterly Right-of-Way a distance of 725.98 feet to a point on the existing Southerly Right-of-Way of K-150, to the true

Point of Beginning; said tract of land containing 47,968 square feet, more or less.

Tract No. 2

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ of said Fractional Section 35; thence S87° 32' 26"W along the North line of said North ½ Section a distance of 234.85 feet; thence S01° 22' 12"W a distance of 309.26 feet; thence S02° 46' 04"E a distance of 46.43 feet; thence N87° 32' 26"E along a line parallel to the North line of said North ½ Section, a distance of 32.52 feet to a point of curvature; thence Southeasterly on a curve to the right having a radius of 152.00 feet, a central angle of 38° 00' 13", and an arc length of 100.82 feet to the true Point of Beginning; thence continuing Southeasterly on a curve to the right having a radius of 152.00 feet, a central angle of 5° 33' 05", an initial bearing of S54° 27' 21"E a distance of 14.73 feet to a point of tangency; thence S48° 54' 16"E a distance of 4.68 feet to a point of curvature; thence Southeasterly on a curve to the left having a radius of 38.00 feet, a central angle of 49° 15' 05" and an arc length of 32.67 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence Southwesterly on a curve to the right having a radius of 250.00 feet, a central angle of 13° 14' 23", and whose initial bearing is S33° 00' 09"W along said Westerly Right-of-Way a distance of 57.77 feet to a point of tangency; thence S46° 14' 32"W along said Westerly Right-of-Way a distance of 220.21 feet; thence Northeasterly on a curve to the left having a radius of 763.94 feet, a central angle of 19° 57' 26", and whose initial bearing is N44° 34' 54"E a distance of 266.10 feet to the true Point of Beginning; said tract of land containing 5,113 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North ½ of said Fractional Section 35, a distance of 365.00 feet; thence N88° 00' 33"E a distance of 40.00 feet to the true Point of Beginning; thence continuing N88° 00' 33"E a distance of 45.00 feet; thence S01° 59' 26"E a distance of 85.00 feet; thence S88° 00' 33"W a distance of 45.00 feet; thence N01° 59'

26"W a distance of 85.00 feet to the true Point of Beginning; said tract of land containing 3825 square feet, more or less.

Tract No. 2

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North ½ of said Fractional Section, a distance of 530.62 feet; thence Southeasterly on a curve to the left having a radius of 716.20 feet, a central angle of 4° 45' 01" a distance of 59.38 feet; thence N83° 15' 32"E a distance of 40.00 feet to the true Point of Beginning; thence continuing N83° 15' 32"E a distance of 55.00 feet; thence S07° 32' 28"E a distance of 17.35 feet; thence S81° 39' 32"W a distance of 55.00 feet; thence Northwesterly on a curve to the right, having a radius of 676.20 feet, a central angle of 1° 36' 00", and whose initial tangent bearing is N08° 20' 28"W, a distance of 18.88 feet to the true Point of Beginning; said tract of land containing 997 square feet, more or less.

Tract No. 3

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North ½ of said Fractional Section, a distance of 530.62 feet; thence Southeasterly on a curve to the left having a radius of 716.20 feet, a central angle of 40° 45' 01" a distance of 509.38 feet; thence S47° 15' 32"W a distance of 40.00 feet to the true Point of Beginning; thence Southeasterly on a curve to the left, having a radius of 756.20 feet, a central angle of 2° 49' 34", and whose initial bearing is S42° 44' 28"E, a distance of 37.30 feet to a point of tangency; thence S45° 34' 02" E a distance of 4.67 feet; thence N88° 31' 56"W a distance of 29.08 feet; thence N43° 32' 28"W a distance of 21.68 feet; thence N47° 15' 32"E a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 634 square feet, more or less.

Tract No. 4

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ Fractional Section 35; thence S01° 59' 26"E along the West line of said North ½ Fractional Section 35, a distance of 530.62 feet;

thence Southeasterly on a curve to the left having a radius of 716.20 feet, a central angle of 43° 34' 36", a distance of 544.71 feet; thence S45° 34' 02"E a distance of 32.61 feet; thence N44° 25' 58"E a distance of 40.00 feet to the true Point of Beginning; thence N46° 14' 32"E a distance of 20.55 feet; thence S43° 45' 28"E a distance of 60.00 feet to a point on the Westerly Right-of-Way of Kenneth Parkway; thence S89° 18' 09"W a distance of 26.30 feet; thence N45° 34' 02"W a distance of 42.06 feet to the true Point of Beginning; said tract of land containing 1008 square feet, more or less.

Tract No. 5

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ Fractional Section 35; thence S87° 32' 26"W along the North line of said North ½ Fractional Section, a distance of 547.92 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence N87° 32' 26"E a distance of 20.00 feet; thence S02° 27' 34"E a distance of 40.00 feet; thence S87° 32' 26"W along a line parallel to the North line of said North ½ Fractional Section a distance of 20.00 feet; thence N02° 27' 34"W a distance of 40.00 feet to the true Point of Beginning; said tract of land containing 800 square feet, more or less.

Temporary Construction Easement

Tract No. 1

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence N87° 32' 26"E along the North line of said North ½ Section, a distance of 75.66 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence S06° 13' 04"E a distance of 251.31 feet; thence S29° 53' 16"E a distance of 96.18 feet; thence S03° 37' 54"W a distance of 205.52 feet; thence S18° 39' 19"W a distance of 96.68 feet; thence S14° 25' 44"E a distance of 94.48 feet; thence Northwesterly on a curve to the right having a radius of 676.20 feet, a central angle of 25° 33' 02" whose initial bearing is N27° 32' 28"W, a distance of 301.54 feet to a point of tangency; thence N01° 59' 26"W a distance of 430.94 feet; thence N87° 32' 26"E along said Southerly Right-of-Way a distance of 36.48 feet to the true Point of

Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 36166 square feet, more or less.

Tract No. 2

All that part of the North ½ of the Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence S01° 59' 26"E along the West line of said Fractional Section, a distance of 530.62 feet; thence Southeasterly on a curve to the left, having a radius of 716.20 feet, a central angle of 29° 33' 01", a distance of 369.38 feet; thence N58° 27' 32"E a distance of 40.00 feet to the true Point of Beginning; thence S78° 07' 37"E a distance of 64.07 feet; thence S24° 51' 27"E a distance of 45.52 feet; thence S46° 23' 32"E a distance of 101.20 feet; thence S46° 14' 32"W a distance of 40.02 feet; thence N45° 34' 02"W a distance of 32.61 feet; thence Northwesterly on a curve to the right, having a radius of 676.20 feet, a central angle of 14° 01' 35", a distance of 165.54 feet to the true Point of Beginning; said tract of land containing 6857 square feet, more or less.

Tract No. 3

All that part of the North ½ of the Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North ½ Fractional Section, a distance of 825.82 feet; thence N88° 00' 33"E a distance of 20.00 feet to a point on the existing Easterly Right-of-Way of Kenneth Road, said point being the true Point of Beginning; thence Southeasterly on a curve to the left, having a radius of 756.20 feet, a central angle of 20° 35' 56", an initial bearing of S24° 58' 06"E and an arc length of 271.87 feet to a point of tangency; thence S45° 34' 02"E a distance of 74.67 feet; thence S05° 40' 26"E a distance of 24.44 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence N41° 54' 28"W a distance of 88.94 feet; thence N70° 20' 28"W a distance of 23.44 feet; thence N43° 32' 28"W a distance of 21.68 feet; thence N10° 22' 46"W a distance of 19.00 feet; thence N36° 11' 54"W a distance of 187.50 feet to a point on the existing Easterly Right-of-Way of Kenneth Road; thence N01° 59' 26"W along said existing Right-of-Way a distance of 37.62 feet to the true Point of Beginning; said tract of land containing all of the land herein described except

that part in Permanent Drainage Easement; said tract of land containing 3251 square feet, more or less.

Tract No. 4

All that part of the North ½ of the Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence N87° 32' 26"E along the North line of said North ½ Fractional Section, a distance of 514.66 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence N87° 32' 26"E a distance of 175.00 feet; thence S68° 21' 41"W, a distance of 121.76 feet; thence S87° 32' 26"W along a line parallel to the North line of said North ½ Fractional Section, a distance of 20.00 feet; thence N47° 27' 34"W a distance of 56.57 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 3100 square feet, more or less.

Tract No. 5

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ of said Fractional Section 35; thence S87° 32' 26"W along the North line of said North ½ Section, a distance of 234.85 feet; thence S01° 22' 12"W a distance of 309.26 feet; thence S02° 46' 04"E a distance of 46.43 feet; thence N87° 32' 26"E along a line parallel to the North line of said North ½ Fractional Section a distance of 16.69 feet to the true Point of Beginning; thence continuing N87° 32' 26"E a distance of 15.83 feet to a point of curvature; thence Southeasterly on a curve to the right having a radius of 152.00 feet, a central angle of 38° 00' 13" and an arc length of 100.82 feet; thence Southwesterly on a curve to the right having a radius of 763.94 feet, a central angle of 19° 57' 26", an initial bearing of S24° 37' 28"W, a distance of 266.10 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence N33° 31' 03"E a distance of 149.32 feet; thence N19° 29' 10"W a distance of 128.28 feet to the true Point of Beginning; said tract of land containing 9326 square feet, more or less.

Right-of-Way

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows:

Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence N87° 32' 26"E along the North line of said North ½ Section a distance of 19.51 feet; thence S02° 27' 34"E a distance of 60.00 feet to a point on existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 32' 26"E, along a line parallel to the North line of said Fractional Section 35, a distance of 844.21 feet; thence S01° 22' 12"W a distance of 40.09 feet; thence S 87° 32' 26"W along a line parallel to the North line of said Fractional Section 35, a distance of 841.86 feet; thence N 01° 59' 26"W, a distance of 40.00 feet to the true Point of Beginning; said tract of land containing 33,722 square feet, more or less.

Parcel No. 21

Right-of-Way

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S87° 39' 58"W along the North line of said ¼ Section a distance of 71.09 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 50.73 feet to a point on the existing Westerly Right-of-Way of Kenneth Road; thence S01° 59' 26"E along said Westerly Right-of-Way a distance of 643.27 feet; thence Northwesterly on a curve to the right having a radius of 756.20 feet, a central angle of 13° 12' 24", and whose initial tangent bearing is N15° 11' 51"W a distance of 174.31 feet to a point of tangency; thence N01° 59' 26"W a distance of 431.70 feet; thence N40° 35' 21"W a distance of 49.26 feet to the true Point of Beginning; said tract of land containing 12,313 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 883.40 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 20' 02"E a distance of 20.00 feet; thence S87° 39' 58"W

along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 20.00 feet; thence $N02^{\circ} 20' 02''W$ a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 2

All that part of the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE $\frac{1}{4}$ of said Section 34; thence $S87^{\circ} 39' 58''W$ along the North line of said $\frac{1}{4}$ Section a distance of 920.34 feet; thence $S02^{\circ} 20' 02''E$ a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence $N87^{\circ} 39' 58''E$ along said Southerly Right-of-Way a distance of 20.00 feet; thence $S02^{\circ} 20' 02''E$ a distance of 20.00 feet; thence $S87^{\circ} 39' 58''W$ along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 20.00 feet; thence $N02^{\circ} 20' 02''W$ a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 3

All that part of the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE $\frac{1}{4}$ of said Section 34; thence $S87^{\circ} 39' 58''W$ along the North line of said $\frac{1}{4}$ Section a distance of 420.34 feet; thence $S02^{\circ} 20' 02''E$ a distance of 60.00 feet to a point on the existing Southerly Right-of-Way to the true Point of Beginning; thence $N87^{\circ} 39' 58''E$ along said Southerly Right-of-Way a distance of 275.00 feet; thence $S21^{\circ} 59' 16''E$ a distance of 74.33 feet; thence $S76^{\circ} 21' 22''W$ a distance of 76.49 feet; thence $N15^{\circ} 19' 43''W$ a distance of 66.71 feet; thence $S87^{\circ} 39' 58''W$ along a line parallel to the North line of said $\frac{1}{4}$ Section a distance of 210.00 feet; thence $N02^{\circ} 20' 02''W$ a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 9,925 square feet, more or less.

Tract No. 4

All that part of the North $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE $\frac{1}{4}$ of said Section 34; thence $S01^{\circ} 59' 26''E$ along the East line of said $\frac{1}{4}$ Section a distance of 240.00 feet; thence $S88^{\circ} 00' 33''W$ a distance of 40.00 feet to the true Point of Beginning; thence

S01° 59' 26"E along a line parallel to the East line of said ¼ Section a distance of 90.00 feet; thence S88° 00' 33"W a distance of 35.00 feet; thence N01° 59' 26"W along a line parallel to the East line of said ¼ Section a distance of 90.00 feet; thence N88° 00' 33"E a distance of 35.00 feet to the true Point of Beginning; said tract of land containing 3150 square feet, more or less.

Tract No. 5

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S01° 59' 26"E along the East line of said ¼ Section a distance of 530.62 feet; thence Southeasterly on a curve to the left having a radius of 716.20 feet, a central angle of 5° 33' 01", and whose initial bearing is S01° 59' 26"E a distance of 69.38 feet; thence S82° 27' 32"W a distance of 40.00 feet to the true Point of Beginning; thence Southeasterly on a curve to the left having a radius of 756.20 feet, a central angle of 4° 00' 00", and whose initial bearing is S07° 32' 28"E a distance of 52.79 feet; thence S78° 27' 32"W a distance of 55.00 feet; thence N10° 20' 28"W a distance of 33.98 feet; thence N59° 57' 34"E a distance of 59.19 feet to the true Point of Beginning; said tract of land containing 2381 square feet, more or less.

Temporary Construction Easement

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S87° 39' 58"W along the North line of said ¼ Section a distance of 71.09 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S40° 35' 21"E a distance of 49.26 feet; thence S01° 59' 26"E a distance of 431.70 feet; thence Southeasterly on a curve to the left having a radius of 756.20 feet a central angle of 13° 12' 24", and whose initial bearing is S01° 59' 26"E a distance of 174.31 feet to a point on the existing Westerly Right-of-Way of Kenneth Road; thence S01° 59' 26"E along said Westerly Right-of-Way a distance of 117.98 feet; thence N16° 26' 11" W a distance of 132.13 feet; thence N65° 06' 29"W a distance of 75.33 feet; thence N09° 56' 28"W a distance of 23.63 feet; thence N48° 31' 58"E a distance of 90.56 feet; thence N11° 03' 58"W a distance of 231.27 feet; thence N35° 16' 51"W a distance of 281.77 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 67.00 feet; thence N77° 30' 27"W a distance of 70.34 feet; thence S80° 45' 17"W

a distance of 332.42 feet; thence N88° 11' 58"W a distance of 416.08 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 335.00 feet; thence N89° 59' 03"W a distance of 365.84 feet; thence N01° 58' 20"W a distance of 30.00 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 1754.59 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 119,092 square feet, more or less.

Access Easement

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 848.06 feet; thence S02° 20' 02"E a distance of 60.00 feet to the true point of beginning; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 1,397.32 feet; thence S01° 59' 26"E a distance of 40.00 feet; thence S87° 39' 58"W along a line parallel to the north line of said ¼ section, a distance of 1,397.08 feet; thence N02° 20' 02"W, a distance of 40.00 feet to the true point of beginning; said tract of land containing 1.28 acres, more or less.

Utility Easement

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 828.06 feet; thence S02° 20' 02"E a distance of 60.00 feet to the true point of beginning; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 20.00 feet; thence S02° 20' 02"E a distance of 40.00 feet; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 1,397.08 feet; thence S01° 59' 26"E a distance of 20.00 feet; thence S87° 39' 58"W along a line parallel to the north line of said ¼ section, a distance of 1,417.34 feet; thence N01° 58' 20"W, a distance of 60.00 feet to the true point of beginning; said tract of land containing 29,152 square feet, more or less.

Temp. Const. Easement

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as

follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 828.06 feet; thence S02° 20' 02"E a distance of 60.00 feet to the true point of beginning; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 30.00 feet; thence S02° 20' 02"E a distance of 30.00 feet; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 1,387.14 feet; thence S01° 59' 26"E, a distance of 40.00 feet; thence S 87° 39' 58"W along a line parallel to the north line of said ¼ section, a distance of 1,417.35 feet; thence N01° 58' 20"W, a distance of 70.00 feet to the true point of beginning; said tract of land containing all of the land herein described except that part in Permanent Utility Easement; sad tract of land containing 28,445 square feet, more or less.

Section 3: This Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.

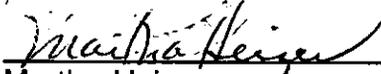
PASSED AND APPROVED THIS 6th DAY OF July, 1993.

APPROVED BY THE MAYOR THIS 6th DAY OF JULY, 1993.

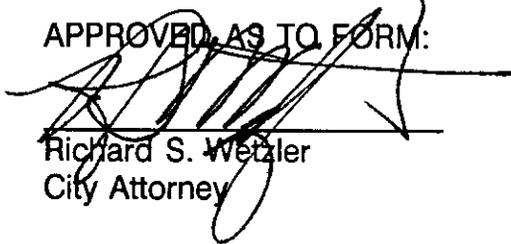
(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer
City Clerk

APPROVED AS TO FORM:


Richard S. Wetler
City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

7/13/93

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:
7/13/93

Sharon L. Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$653.84

Ord. # 1355

AN ORDINANCE AUTHORIZING AND PROVIDING FOR ACQUISITION OF PRIVATE PROPERTY FOR THE USE OF THE CITY AND AUTHORIZING SURVEY AND DESCRIPTION OF THE LAND AND INTEREST TO BE CONDEMNED.

WHEREAS, the Governing Body of the City of Leawood did by resolution approve on July 6, 1993, declare the necessity of appropriating certain private property for the use of the City in connection with the improvement of K-150 Highway, also known as 135th Street, from State Line Road to Nall Avenue; and

WHEREAS, the Governing Body has previously authorized a survey and description of the land and interest to be condemned to be made by some competent engineer and filed with the City Clerk; and

WHEREAS, a survey and description of the land and interest to be condemned has been made by a competent engineer and filed with the City Clerk; and

WHEREAS, it is necessary for the Governing Body of the City to authorized and provide for the acquisition of such land and interests.

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

Section 1. The Governing Body of the City of Leawood hereby determines that it is necessary to acquire the lands and interests described hereinafter for purposes of improving and reimproving K-150 Highway from State Line Road to Nall Avenue. The Governing Body does hereby authorize and provide for the acquisition of said lands and interests by condemnation.

Section 2. The City Attorney is hereby authorized and directed to institute eminent domain proceedings to acquire the property and interests described by survey filed with the City Clerk which property and interests have been determined by the Governing Body to be necessary for the purpose of construction of improvements and re-improvements to K-150 Highway (also known as 135th Street) in the City of Leawood, Johnson County, Kansas. Specifically, the City Attorney is authorized and directed to institute eminent domain proceedings to acquire the property and interests which are described as follows:

Parcel No. 1

Right-of-Way

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 64.40 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S47° 01' 16"W a distance of 58.82 feet to a point on the existing Easterly Right-of-Way of Nall Avenue; thence N02° 05' 04"W along said Easterly Right-of-Way a distance of 38.46 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 44.46 feet to the true Point of Beginning; said tract of land containing 855 square feet, more or less.

Permanent Drainage Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 104.08 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 60.00 feet; thence S02° 08' 30"E a distance of 55.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 60.00 feet; thence N02° 08' 30"W a distance of 55.00 feet to the true Point of Beginning; said tract of land containing 3300 square feet, more or less.

Temporary Construction Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of

64.40 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 1103.73 feet; thence S01° 50' 17"E a distance of 20.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 163.94 feet; thence S88° 48' 47"W a distance of 300.04 feet; thence S87° 02' 23"W a distance of 350.04 feet; thence S02° 08' 30"E a distance of 95.00 feet; thence S78° 49' 08"W a distance of 222.77 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 30.00 feet; thence N16° 53' 07"W a distance of 98.23 feet; thence S87° 51' 30"W a distance of 59.20 feet to a point on the existing Easterly Right-of-Way of Nall Avenue; thence N02° 05' 04"W along said Easterly Right-of-Way a distance of 16.54 feet; thence N47° 01' 16"E a distance of 58.82 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 49,967 square feet, more or less.

Permanent Drainage Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 33; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 1244.08 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 08' 30"E a distance of 20.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 08' 30"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Temporary Construction Easement

All that part of the West 92 Acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the City of Leawood, in Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section; thence N87° 51' 30"E along the North line of said ¼ Section a distance of 1168.13 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 375.00 feet; thence S01° 50' 17"E a distance of 35.00 feet; thence N89° 03' 46"W a distance of 279.27 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 96.06 feet; thence N01° 50' 17"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 9192 square feet, more or less.

Parcel No. 1A

Temporary Construction Easement

All that part of the West ¼ of the Southwest ¼ of the Southwest ¼ of Section 28, Township 13 South, Range 25 East, in the city of Overland Park, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest ¼ of said Section 28; thence N87° 51' 30" E along the South line of said ¼ Section a distance of 579.08 feet; thence N02° 08' 30" W a distance of 60.00 feet to a point on existing Northerly Right-of-Way of K-150 to the true point of beginning; thence N65° 54' 32" E a distance of 93.64 feet; thence S01° 58' 26" E a distance of 35.00 feet to a point on existing northerly Right-of-Way of K-150; thence S87° 51' 30" W along said Northerly Right-of-Way, a distance of 86.75 feet to the true point of beginning; said tract of land containing 1,518 square feet, more or less.

Parcel No. 2

Right-of-Way

All that part of the East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NW ¼ of said Section 33; thence S87° 51' 30"W along the North line of said ¼ Section a distance of 560.59 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 520.27 feet to a point on the existing Westerly Right-of-Way of Roe Avenue; thence S01° 50' 17"E along said Westerly Right-of-Way a distance of 289.79 feet; thence N07° 32' 56"W a distance of 100.50 feet; thence N01° 50' 17"W a distance of 139.07 feet; thence N46° 36' 02"W a distance of 54.17 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 292.06 feet; thence N88° 19' 40"W a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 8,178 square feet, more or less.

Permanent Drainage Easement

All that part of the East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NW ¼ of said Section 33; thence S87° 51' 30"W along the North line of said ¼ Section a distance of 868.53 feet; thence S02° 08' 30"E a distance of 60.00

feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 08' 30"E a distance of 20.00 feet; thence S87° 51' 30"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 08' 30"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Temporary Construction Easement

All that part of the East 68 acres of the Northwest ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NW ¼ of said Section 33; thence S87° 51' 30"W along the North line of said ¼ Section a distance of 560.59 feet; thence S02° 08' 30"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S88° 19' 40"E a distance of 180.40 feet; thence N87° 51' 30"E along a line parallel to the North line of said ¼ Section a distance of 292.08 feet; thence S46° 36' 02"E a distance of 47.07 feet; thence S01° 50' 17"E a distance of 269.11 feet; thence N08° 21' 29"W a distance of 178.14 feet; thence N00° 31' 24"W a distance of 89.64 feet; thence S88° 40' 47"W a distance of 1048.24 feet; thence N01° 50' 17"W a distance of 35.00 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 51' 30"E along said Southerly Right-of-Way a distance of 558.89 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 42,872 square feet, more or less.

Parcel No. 3

Right-of-Way

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 79.49 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S35° 43' 22"W a distance of 48.69 feet; thence S02° 08' 35"E a distance of 301.63 feet; thence S14° 58' 50"W a distance of 104.87 feet to a point on the existing Easterly Right-of-Way of Mission Road; thence N02° 01' 04"W along said Easterly Right-of-Way a distance of 440.11 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 59.80 feet to the true Point of Beginning; said tract of land containing 12,405 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 159.06 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 22.00 feet; thence S13° 29' 55"W a distance of 62.36 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 22.00 feet; thence N13° 29' 55"E a distance of 62.36 feet to the true Point of Beginning; said tract of land containing 1,320 square feet, more or less.

Tract No. 2

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E a distance of 936.06 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 25.00 feet; thence S16° 06' 52"W a distance of 63.25 feet; thence N65° 45' 20"W a distance of 22.36 feet; thence N14° 22' 44"E a distance of 52.20 feet to the true Point of Beginning; said tract of land containing 1,325 square feet, more or less.

Temporary Construction Easement

All that part of the West ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 79.49 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 1445.24 feet; thence S02° 01' 04"E a distance of 15.00 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 338.59 feet; thence S82° 14' 21"W a distance of 105.48 feet; thence S17° 39' 45"W a distance of 58.52 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 35.00 feet; thence N24° 07' 18"W a distance of 53.85 feet; thence S79° 32' 58"W a distance of 35.36 feet; thence S38° 18' 50"W a distance of 48.10 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 40.00 feet; thence N02° 19' 14"W a distance of 35.00 feet; thence N85°

58° 49'W a distance of 135.83 feet; thence S19° 28' 51"W a distance of 53.85 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 40.00 feet; thence N22° 18' 13"W a distance of 58.52 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 275.00 feet; thence S85° 08' 04"W a distance of 225.22 feet; thence S02° 19' 14"E a distance of 115.00 feet; thence N73° 53' 08"W a distance of 79.06 feet; thence N02° 19' 14"W a distance of 85.00 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 35.00 feet; thence S01° 21' 52"W a distance of 110.65 feet; thence S07° 26' 40"W a distance of 60.83 feet; thence S01° 48' 32"W a distance of 139.96 feet; thence S 20° 02' 20"W a distance of 54.08 feet; thence N09° 36' 58"E a distance of 51.11 feet; thence N02° 08' 35"W a distance of 301.63 feet; thence N35° 43' 22"E a distance of 48.69 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 50,482 square feet, more or less.

Parcel No. 4

Temporary Construction Easement

All that part of the East ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NW ¼ of said Section 34; thence N87° 40' 46"E along the North line of said ¼ Section a distance of 1534.72 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along said Southerly Right-of-Way a distance of 387.56 feet; thence S88° 30' 18"E a distance of 180.33 feet; thence S01° 58' 17"E a distance of 28.00 feet; thence N89° 08' 58"W a distance of 361.55 feet; thence S08° 59' 22"W a distance of 50.99 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 30.00 feet; thence N12° 37' 31"W a distance of 55.90 feet; thence S87° 40' 46"W along a line parallel to the North line of said ¼ Section a distance of 158.41 feet; thence N02° 01' 04"W a distance of 15.00 feet to the true Point of Beginning; said tract of land containing 15,075 square feet, more or less.

Right-of-Way

All that part of the East ½ of the Northwest ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the Northwest ¼ of said Section 34; thence N87° 40' 46"E, along the North line of said ¼ section a distance of 1922.29 feet; thence S02° 19' 14"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 40' 46"E along a line parallel to the North line of said ¼ Section a distance of 180.01 feet; thence S01° 58' 17"E a distance of 12.00 feet; thence N88° 30' 18"W a distance of 180.33 feet to the true Point of Beginning; said tract of land containing 1080 square feet, more or less.

Parcel No. 5

Right-of-Way

All that part of the West ½ of the West ½ of the Northwest ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence S01° 58' 21"E along the West line of said ¼ Section a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 79.76 feet; thence S35° 43' 38"W a distance of 48.66 feet; thence S01° 58' 21"E a distance of 22.00 feet; thence S88° 01' 39"W a distance of 50.00 feet to a point on the West line of said ¼ Section; thence N01° 58' 21"W along said West line a distance of 60.00 feet to the true Point of Beginning; said tract of land containing 3,578 square feet, more or less.

Temporary Construction Easement

All that part of the West ½ of the West ½ of the Northwest ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 79.38 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 251.96 feet; thence S01° 58' 21"E a distance of 35.00 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 137.72 feet; thence N 75° 38' 05" W a distance of 52.20 feet; thence S 87° 39' 58" W a distance of 65.00 feet; thence S08° 27' 01"W a distance of 106.89 feet; thence S87° 40' 10"W a distance of 59.57 feet to a point on the West line of said ¼ Section; thence N01° 58' 21"W along said West line a distance of 65.00 feet; thence N88° 01' 39"E a distance of 50.00 feet; thence N01° 58' 21" W along a line parallel to the West line of said ¼ Section a distance of 22.00 feet; thence N35° 43' 38"E a distance of 48.66 feet to the true Point of Beginning; said tract of land containing 12,768 square feet, more or less.

Parcel No. 7

Temporary Construction Easement

All that part of the East ½ of the West ½ of the Northwest ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 331.34 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 331.72 feet; thence S01° 58' 20"E a distance of 30.00 feet; thence S86° 48' 09"W a distance of 331.79 feet; thence N01° 58' 20"W a distance of 35.00 feet to the true Point of Beginning; said tract of land containing 10,781 square feet, more or less.

Parcel No. 9

Right-of-WayTract No. 1

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said ¼ Section a distance of 560.38 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 530.18 feet to a point on the existing Easterly Right-of-Way of Roe Avenue; thence N02° 04' 58"W along said Easterly Right-of-Way a distance of 439.90 feet; thence S06° 50' 48"E a distance of 240.83 feet; thence S02° 04' 58"E a distance of 149.22 feet; thence S40° 07' 51"E a distance of 48.89 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 300.00 feet; thence S88° 28' 04"E a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 12,021 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 28; thence S87° 43' 06"W along the South line of said ¼ Section a distance of 79.55 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N35° 44' 14"E a distance of 48.70 feet; thence N02° 01' 04"W a distance of 171.86 feet; thence N00° 24' 16"W a distance of 355.14 feet to a point on the existing Westerly Right-of-Way of Mission Road; thence S02° 01' 04"E along said existing Westerly Right-of-Way a distance of 565.18 feet to a point on the Northerly Right-of-Way of K-150; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 39.82 feet to the true Point of Beginning; said tract of land containing 4,449 feet, more or less.

Permanent Drainage EasementTract No. 1

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said SE ¼ Section a distance of 491.47 feet; thence N02° 16' 54"W a distance of 64.59 feet to the true Point of Beginning; thence continuing N02° 16' 54"W a distance of 50.41 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 25.00 feet; thence S02° 16' 54"E a distance of 52.07 feet; thence N88° 28' 04"W a distance of 25.06 feet to the true Point of Beginning; said tract of land containing 1,281 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said ¼ Section a distance of 1356.47 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 16' 54"W a distance of 65.00 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 16' 54"E a distance of 65.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 1,300 square feet, more or less.

Tract No. 3

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County,

Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 28; thence S87° 43' 06"W along the South line of said ¼ Section a distance of 99.95 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 16' 54"W a distance of 20.00 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 16' 54"E a distance of 20.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 4

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 28; thence N02° 01' 04"W along the East line of said ¼ Section a distance of 235.00 feet; thence S87° 58' 56"W a distance of 50.00 feet to the true Point of Beginning; thence continuing S87° 58' 56"W a distance of 15.25 feet; thence N10° 32' 55"W a distance of 20.22 feet; thence N87° 58' 56"E a distance of 18.25 feet; thence S02° 01' 04"E along a line parallel to the East line of said ¼ Section a distance of 6.79 feet; thence N75° 42' 08"W a distance of 7.06 feet; thence S14° 17' 52"W a distance of 10.00 feet; thence S 75° 42' 08"E a distance of 9.99 feet; thence S 02° 01' 04"E along a line parallel to the East line of said ¼ Section a distance of 2.79 feet to the true Point of Beginning; said tract of land containing 250 square feet, more or less.

Temporary Construction Easement

All that part of the South ½ of the Southeast ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 28; thence N87° 43' 06"E along the South line of said ¼ Section a distance of 560.38 feet; thence N02° 16' 54"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N88° 28' 04"W a distance of 180.40 feet; thence S87° 43' 06"W along a line parallel to the South line of said ¼ Section a distance of 300.00 feet; thence N 40° 07' 51"W a distance of 48.89 feet; thence N02° 04' 58"W along a line parallel to West line of said ¼ Section a distance of 149.22 feet; thence N06° 50' 48"W a distance of 240.83 feet to a point on the existing Easterly Right-of-Way of Roe Avenue; thence N02° 04' 58"W along said Easterly Right-of-way a distance of 250.00 feet; thence S 20° 31' 04"E a distance of 63.25 feet; thence S04° 28' 08"E a distance of 240.21 feet; thence S10° 03' 09"E a distance of 252.44 feet; thence S05° 10' 02"E a distance of 114.82 feet; thence N89° 27' 14"E a distance of 165.08 feet; thence N84° 26' 52"E a distance of 175.29 feet; thence N22° 09' 44"E a distance of 60.42 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 40.00 feet; thence S49° 46' 16"E a distance of 81.39 feet; thence N86° 04' 54"E a distance of 175.07 feet; thence S86° 34' 16"E a distance of 201.00 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 150.00 feet; thence N81° 38' 45"E a distance of 236.33 feet; thence N42° 43' 06"E a distance of 56.57 feet; thence S42° 52' 58"E a distance of 46.10 feet; thence N81° 22' 41"E a distance of 45.28 feet; thence S88° 50' 53"E a distance of 500.90 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 250.00 feet; thence N65° 55' 00"E a distance of 53.85 feet; thence N87° 43' 06"E along a line parallel to the South line of said ¼ Section a distance of 200.00 feet; thence S84° 41' 14"E a distance of 75.66 feet; thence N87° 29' 27"E a distance of 69.36 feet; thence N02° 01' 04"W a distance of 110.00 feet; thence N10° 32' 55"W a distance of 101.12 feet; thence N00° 15' 20"W a distance of 325.15 feet; thence N12° 01' 06"E a distance of 103.08 feet to a point on the existing Westerly Right-of-Way of Mission Road; thence S02° 01' 04"E along said Westerly Right-of-Way a distance of 100.00 feet; thence S00° 24' 16"E a distance of 355.14 feet; thence S02° 01' 04"E a distance of 171.86 feet; thence S35° 44' 14"W a distance of 48.70 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 43' 06"W along said Northerly Right-of-Way a distance of 2005.49 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 103,740 square feet or 2.4 acres, more or less.

Parcel No. 10

Right-of-WayTract No. 1

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 560.59 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 520.27 feet to a point on the existing Easterly Right-of-Way of Mission Road; thence N02° 01' 04"W along said Easterly Right-of-Way a distance of 584.79 feet; thence S03° 37' 53"E a distance of 355.14 feet; thence S02° 01' 04"E a distance of 159.08 feet; thence S40° 08' 07"E a distance of 48.83 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a

distance of 300.00 feet; thence S88° 30' 23"E a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 9500 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SW ¼ of said Section 27; thence N02° 08' 00"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 79.88 feet; thence N35° 40' 38"E a distance of 48.73 feet; thence N02° 08' 00"W a distance of 21.76 feet; thence N87° 52' 00"E a distance of 50.00 feet; to a point on the East line of said ¼ Section; thence S02° 08' 00"E along said East line a distance of 60.00 feet to the true Point of Beginning; said tract of land containing 3578 feet, more or less.

Permanent Drainage Easement**Tract No. 1**

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 161.06 feet; thence N02° 19' 14"W a distance of 72.00 feet to the true Point of Beginning; thence continuing N02° 19' 14"W a distance of 28.00 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 19' 14"E a distance of 28.00 feet; thence S87° 40' 46"W along a line parallel to the South line of said ¼ Section a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 560 square feet, more or less.

Tract No. 2

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 936.06 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 19' 14"W a distance of 30.00 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 19' 14"E a distance of 30.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 600 square feet, more or less.

Tract No. 3

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SW ¼ of said Section 27; thence S87° 40' 46"W along the South line of said ¼ Section a distance of 474.60 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 19' 14"W a distance of 30.00 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 20.00 feet; thence S02° 19' 14"E a distance of 30.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 600 square feet, more or less.

Temporary Construction Easement

All that part of the South ½ of the Southwest ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest ¼ of said Section 27; thence N87° 40' 46"E along the South line of said ¼ Section a distance of 560.59 feet; thence N02° 19' 14"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N88° 30' 23"W a distance of 180.40 feet; thence S87° 40' 46"W along a line parallel to the South line of said ¼ Section a distance of 300.00 feet; thence N40° 08' 07"W a distance of 48.93 feet; thence N02° 01' 04"W a distance of 159.08 feet; thence N03° 37' 53"W a distance of 355.14 feet to a point on the existing Easterly Right-of-Way of Mission Road; thence N02° 01' 04"W along said Easterly Right-of-Way a distance of 25.00 feet; thence S32° 58' 54"E a distance of 29.16 feet; thence S04° 14' 24"E a distance of 530.00 feet; thence N82° 54' 57"E a distance of 120.42 feet; thence S86° 36' 36"E a distance of 50.25 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 625.00 feet; thence N76° 22' 10"E a distance of 76.49 feet; thence S83° 13' 48"E a distance of 253.18 feet; thence N78° 13' 02"E a distance of 152.07 feet; thence N88° 54' 26"E a distance of 700.16 feet; thence N78° 13' 02"E a distance of 152.07 feet; thence S75° 37' 16"E a distance of 52.20 feet; thence N88° 53' 54"E a distance of 235.05 feet; thence N07° 08' 30"E a distance of 30.41 feet; thence N87° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 35.00 feet;

thence S11° 46' 58"E a distance of 30.41 feet; thence N82° 40' 46"E along a line parallel to the South line of said ¼ Section a distance of 55.00 feet; thence N10° 12' 30"E a distance of 46.10 feet; thence N61° 54' 32"E a distance of 69.00 feet to a point on the East line of said SW ¼; thence S02° 08' 00"E along said East line a distance of 45.00 feet; thence S87° 52' 00"W a distance of 50.00 feet; thence S02° 08' 00"E a distance of 21.76 feet; thence S35° 40' 38"W a distance of 48.73 feet to a point on the Northerly Right-of-Way of K-150; thence S87° 40' 46"W along said Northerly Right-of-Way a distance of 2012.39 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 96,787 square feet, more or less.

Parcel No. 11Right-of-Way

All that part of the West ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 27; thence N02° 08' 00"W along the West line of said ¼ Section a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 08' 00"W along the West line of said ¼ Section a distance of 60.00 feet; thence N87° 52' 00"E a distance of 50.00 feet; thence S02° 08' 00"E along a line parallel to the West line of said ¼ Section a distance of 9.22 feet; thence S40° 11' 16"E a distance of 48.89 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 200.00 feet; thence S88° 31' 12"E a distance of 180.40 feet to a point on the existing Northerly Right-of-Way line of K-150; thence S87° 39' 58"W along said Northerly Right-of-way a distance of 460.18 feet to the true Point of Beginning; said tract of land containing 7,419 square feet, more or less.

Temporary Construction Easement

All that part of the West ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of the SE ¼ of said Section 27; thence N02° 08' 00"W along the West line of said ¼ Section a distance of 120.00 feet to the true Point of Beginning; thence continuing N02° 08' 00"W along said West line a distance of 45.00 feet; thence N61° 48' 06"E a distance of 103.16 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 45.00 feet; thence S11° 42' 08"W a distance of 123.69 feet; thence N86° 18' 07"E a distance of 210.06 feet; thence S87° 15' 16"E a distance of 225.89 feet; thence N02° 20' 02"W a distance of 70.00 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 30.00 feet; thence S37° 01' 45"E a distance of 79.06 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 45.32 feet; thence S02° 08' 00"E a distance of 20.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 39' 58"W along said Northerly Right-of-Way a distance of 203.26 feet; thence N88° 31' 12"W a distance of 180.40 feet; thence S87° 39' 58"W along a line parallel to the South line of said Section a distance of 200 feet; thence N40° 11' 16"W a distance of 48.89 feet; thence N02° 08' 00"W along a line parallel to the West line of said ¼ Section a distance of 9.22 feet; thence S87° 52' 00"W a distance of 50.00 feet to the true Point of Beginning; said tract of land containing 26,753 square feet, more or less.

Parcel No. 12Permanent Drainage Easement

All that part of the East ½ of the Southeast ¼ and the East ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SE ¼ of said Section 27; thence S87° 39' 58"W along the South line of said ¼ Section a distance of 245.34 feet; thence N02° 20' 02"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N17° 35' 20"W a distance of 57.01 feet; thence N71° 43' 14"E a distance of 72.80 feet; thence S17° 15' 56"E a distance of 77.62 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 39' 58"W along said Northerly Right-of-Way a distance of 75.00 feet to the true Point of Beginning; said tract of land containing 4,888 square feet, more or less.

Temporary Construction Easement

All that part of the East ½ of the Southeast ¼ and the East ½ of the Southwest ¼ of the Southeast ¼ of Section 27, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SE ¼ of said Section 27; thence N87° 39' 58"E along the South line of said ¼ Section a distance of 663.65 feet; thence N02° 20' 02"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning;

thence N02° 08' 00"W a distance of 20.00 feet; thence N82° 53' 38"E a distance of 180.31 feet; thence S88° 02' 42"E a distance of 200.56 feet; thence N84° 23' 44"E a distance of 350.57 feet; thence N88° 50' 06"E a distance of 245.05 feet; thence N16° 06' 03"E a distance of 15.81 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 40.00 feet; thence S20° 46' 08"E a distance of 15.81 feet; thence N89° 30' 48"E a distance of 155.08 feet; thence N73° 37' 47"E a distance of 206.16 feet; thence N83° 51' 06"E a distance of 300.67 feet; thence N33° 12' 13"E a distance of 43.01 feet; thence N87° 39' 58"E along a line parallel to the South line of said ¼ Section a distance of 55.00 feet; thence S51° 08' 53"E a distance of 53.15 feet; thence N89° 50' 05"E a distance of 190.74 feet; thence S02° 12' 40"E a distance of 95.00 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 39' 58"W along said Northerly Right-of-Way a distance of 1990.22 feet to the true Point of Beginning; said tract of land containing all the land herein described except that part in Permanent Drainage Easement; said tract of land containing 104,347 square feet, more or less.

Parcel No. 13

Right-of-Way

All that part of the East ¼ of the Southwest ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the SW ¼ of said Section 28; thence S87° 51' 30"W along the South line of said ¼ Section a distance of 79.90 feet; thence N02° 08' 30"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N35° 48' 13"E a distance of 48.78 feet; thence N02° 04' 58"W along a line parallel to the East line of said ¼ Section a distance of 161.58 feet; thence N02° 40' 50"E a distance of 240.83 feet to a point on the existing Westerly Right-of-Way of Roe Avenue; thence S 02° 04' 58"E along said Westerly Right-of-Way a distance of 440.03 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 51' 30" W along said Northerly Right-of-Way a distance of 49.96 feet to the true Point of Beginning; said tract of land containing 6,977 square feet, more or less.

Temporary Construction Easement

All that part of the East ¼ of the Southwest ¼ of Section 28, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the SW ¼ of said Section 28; thence N87° 51' 30"E along the South line of said ¼ Section a distance of 1331.30 feet; thence N01° 58' 26"W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N01° 58' 26"W a distance of 35.00 feet; thence S58° 26' 59"E a distance of 27.04 feet; thence N87° 51' 30"E along a line parallel to the South line of said ¼ Section a distance of 500.00 feet; thence N88° 15' 22"E a distance of 720.02 feet; thence N41° 10' 05"E a distance of 34.45 feet; thence N06° 10' 07"W a distance of 140.36 feet; thence N32° 20' 22"W a distance of 69.46 feet; thence N07° 59' 52"E a distance of 457.06 feet to a point on the existing Westerly Right-of-Way of Roe Avenue; thence S02° 04' 58"E along said Westerly Right-of-Way a distance of 250.00 feet; thence S02° 40' 50" W a distance of 240.83 feet; thence S02° 04' 58"E along a line parallel to East line of said ¼ Section a distance of 161.58 feet; thence S35° 48' 13"W a distance of 48.78 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 51' 30"W along said Northerly Right-of-Way a distance of 1251.23 feet to the true Point of Beginning; said tract of land containing 45,645 square feet, more or less.

Parcel No. 15

Right-of-Way

Tract No. 1

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 79.24 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S35° 49' 03"W a distance of 48.62 feet; thence S01° 50' 17"E a distance of 152.12 feet; thence S03° 52' 20"W a distance of 100.50 feet to a point on the existing Easterly Right-of-Way of Roe Avenue; thence N01° 50' 17"W along said Easterly Right-of-Way a distance of 290.31 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 39.71 feet to the true Point of Beginning; said tract of land containing 2,971 square feet, more or less.

Tract No. 2

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence S87° 43' 06"W along the North line of said ¼ Section a distance of 560.51 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 540.23 feet to a point on the

existing Westerly Right-of-Way of Mission Road; thence S02° 01' 04"E along said Westerly Right-of-Way a distance of 439.91 feet; thence N18° 24' 49"W a distance of 103.94 feet; thence N02° 08' 55"W a distance of 289.42 feet; thence N40° 06' 16"W a distance of 48.92 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 300.00 feet; thence N88° 28' 04"W a distance of 180.40 feet to the true Point of Beginning; said tract of land containing 17,196 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 496.47 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 16' 54"E a distance of 30.00 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 16' 54"W a distance of 30.00 feet to the true Point of Beginning; said tract of land containing 600 square feet, more or less.

Tract No. 2

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 1356.47 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 16' 54"E a distance of 35.00 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 16' 54"W a distance of 35.00 feet to the true Point of Beginning; said tract of land containing 700 square feet, more or less.

Tract No. 3

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 33; thence S87° 43' 06" W along the North line of said ¼ Section a distance of 376.95 feet; thence S02° 16' 54"E a distance of 72.00 feet to the true Point of Beginning; thence N87° 43' 06"E along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence S02° 16' 54"E a distance of 20.00 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 16' 54"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 4

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 33; thence S87° 43' 06" W along the North line of said ¼ Section a distance of 99.95 feet; thence S02° 16' 54"E a distance of 72.00 feet to the true Point of Beginning; thence N87° 43' 06"E along a line parallel to the North line of said ¼ Section a distance of 19.44 feet; thence S40° 06' 16"E a distance of 22.79 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 33.41 feet; thence N02° 16' 54"W a distance of 18.00 feet to the true Point of Beginning; said tract of land containing 476 square feet, more or less.

Tract No. 5

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 79.24 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 22.23 feet; thence S02° 16' 54"E a distance of 20.00 feet; thence S87° 43' 06"W along a line parallel to the North line of said ¼ Section a distance of 22.23 feet; thence N02° 16' 54"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 445 square feet, more or less.

Temporary Construction Easement

All that part of the Northeast ¼ of Section 33, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 33; thence N87° 43' 06"E along the North line of said ¼ Section a distance of 79.24 feet; thence S02° 16' 54"E a distance of 60.00 feet to a point on the

existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 43' 06"E along said Southerly Right-of-Way a distance of 2005.67 feet; thence S88° 28' 04"E a distance of 180.40 feet; thence N87° 43' 06"E along a line parallel to the North line of said ¼ Section a distance of 300.00 feet; thence S40° 06' 16"E a distance of 48.92 feet; thence S02° 08' 55"E a distance of 289.42 feet; thence S18° 24' 49"E a distance of 103.94 feet to a point on the existing Westerly Right-of-Way of Mission Road; thence S02° 01' 05"E a distance of 50.00 feet; thence S87° 08' 36" W a distance of 13.48 feet; thence N17° 16' 46" W a distance of 155.24 feet; thence N02° 12' 24" W a distance of 200.43 feet; thence N01° 08' 48" W a distance of 99.67 feet; thence S 85° 50' 26" W a distance of 305.16 feet; thence S 87° 43' 06" W along a line parallel to the North line of said ¼ Section a distance of 115.00 feet; thence S19° 31' 10" W a distance of 32.31 feet; thence S87° 43' 06" W along a line parallel to the North line of said ¼ Section a distance of 40.00 feet; thence N20° 17' 09" W a distance of 42.06 feet; thence N89° 56' 40" W a distance of 245.20 feet; thence S85° 25' 40" W a distance of 500.40 feet; thence S89° 48' 03" W a distance of 550.36 feet; thence S86° 17' 10" W a distance of 200.06 feet; thence S72° 47' 12" W a distance of 77.62 feet; thence S87° 43' 06" W a distance of 415.00 feet; thence S00° 15' 44" E a distance of 85.82 feet; thence S09° 28' 18" W a distance of 229.46 feet; thence N01° 50' 17" W a distance of 333.60 feet; thence N35° 49' 03" E a distance of 40.44 feet to the true Point of Beginning; said tract of land containing all of land herein described except that part in Permanent Drainage Easements; said tract of land containing 122,498 square feet or 2.81 acres, more or less.

Parcel No. 16

Right-of-Way

All that part of the Southwest Fractional ¼ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the Southwest Fractional ¼ of said Section 26; thence S87° 32' 26" W along the South line of said Fractional ¼ Section a distance of 122.92 feet; thence N02° 27' 34" W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence N40° 37' 57" E a distance of 96.54 feet; thence N01° 58' 28" W a distance of 160.00 feet; thence N03° 44' 11" E a distance of 120.60 feet; thence N01° 49' 46" W a distance of 380.95 feet; thence N88° 56' 18" E a distance of 25.01 feet to a point on the existing Westerly Right-of-Way of State Line Road; thence S01° 58' 56" E along said Westerly Right-of-way a distance of 730.73 feet to a point on the existing Northerly Right-of-Way of K-150; thence S87° 32' 26" W along said Northerly Right-of-Way a distance of 103.42 feet to the true Point of Beginning; said tract of land containing 24,625 square feet, more or less.

Permanent Drainage EasementTract No. 1

All that part of the Southwest Fractional ¼ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest Fractional ¼ of said Section 26; thence N87° 32' 26" E along the South line of said Fractional ¼ Section a distance of 79.66 feet; thence N02° 27' 34" W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence continuing N02° 27' 34" W a distance of 20.00 feet; thence N87° 32' 26" E along a line parallel to the South line of said Fractional ¼ Section a distance of 20.00 feet; thence S02° 27' 34" E a distance of 20.00 feet to a point on the existing Northerly Right-of-Way; thence S87° 32' 26" W along said Northerly Right-of-Way a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 2

All that part of the Southwest Fractional ¼ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the Southwest Fractional ¼ of said Section 26; thence S87° 32' 26" W along the South line of said Fractional ¼ Section a distance of 527.92 feet; thence N02° 27' 34" W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 32' 26" W along said existing Northerly Right-of-Way a distance of 20.00 feet; thence N02° 27' 34" W a distance of 20.00 feet; thence N87° 32' 26" E along a line parallel to the South line of said Fractional ¼ Section a distance of 20.00 feet; thence S02° 27' 34" E a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Temporary Construction Easement

All that part of the Southwest Fractional ¼ of Section 26, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southeast corner of the Southwest Fractional ¼ of said Section 26; thence S87° 32' 26" W along the South line of said Fractional ¼ Section a distance of 122.92 feet; thence N02° 27' 34" W a distance of 60.00 feet to a point on the existing Northerly Right-of-Way of K-150 to the true Point of Beginning; thence S87° 32' 26" W along said Northerly Right-of-Way a distance of 979.40 feet to a point on the West line of said Fractional ¼ Section; thence N02° 12' 40" W along said West line a distance of 95.00 feet; thence S84° 07' 40" E a distance of 241.54 feet; thence N85° 37' 52" E a distance of 150.08 feet; thence S89° 29' 54" E a

distance of 580.78 feet; thence N47° 44' 54" E a distance of 55.90 feet; thence N03° 20' 18" W a distance of 210.06 feet; thence N01° 58' 28" W a distance of 75.00 feet; thence N19° 49' 38" E a distance of 80.78 feet; thence N03° 44' 10" E a distance of 50.25 feet; thence N01° 10' 08" E a distance of 550.74 feet; thence N87° 58' 06" E a distance of 10.73 feet to a point on the existing Westerly Right-of-Way of State Line Road; thence S01° 58' 56" E along said Westerly Right-of-Way a distance of 299.37 feet; thence S88° 56' 18" W a distance of 25.01 feet; thence S01° 49' 46" E a distance of 380.95 feet; thence S03° 44' 10" W a distance of 120.60 feet; thence S01° 58' 28" E a distance of 160.00 feet; thence S40° 37' 57" W a distance of 96.54 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 80,870 square feet, more or less.

Parcel No. 17

Right-of-Way

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ of said Fractional Section 35; thence S87° 32' 26" W along the North line of said Fractional Section a distance of 234.85 feet; thence S01° 22' 12" W a distance of 60.13 feet to a point on the existing Southerly Right-of-Way of K-150 Highway, said point being the true Point of Beginning; thence N87° 32' 26" E along said Southerly Right-of-Way a distance of 202.34 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence S01° 58' 09" E along said Westerly Right-of-Way a distance of 207.49 feet to a point of curvature; thence Southwesterly on a curve to the right having a radius of 250.00 feet, a central angle of 34° 58' 18", and an arc length of 152.60 feet; thence Northwesterly on a curve to the right having a radius of 38.00 feet, a central angle of 49° 15' 05" an initial tangent bearing of S81° 50' 39" W, and an arc length of 32.67 feet to a point of tangency; thence N48° 54' 16" W a distance of 4.68 feet to a point of curvature; thence Northwesterly on a curve to the left having a radius of 152.00 feet; a central angle of 5° 33' 05" and an arc length of 14.73 feet; thence Northeasterly on a curve to the left, having a radius of 763.94 feet, a central angle of 5° 42' 34", an initial tangent bearing of N24° 37' 28" E and an arc length of 76.13 feet; thence Northeasterly on a curve to the left, having a radius of 703.94 feet, a central angle of 15° 53' 00", an initial bearing of N19° 33' 53" E, and an arc length of 195.15 feet; thence N54° 08' 25" W a distance of 92.19 feet; thence S87° 32' 26" W along a line parallel to the North line of said Fractional Section a distance of 116.74 feet; thence N01° 22' 12" E a distance of 12.03 feet to the true Point of Beginning; said tract of land containing 16, 159 square feet, more or less.

Permanent Drainage Easement

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of said Fractional Section 35; thence S87° 32' 26" W along the North line of said Fractional Section a distance of 122.92 feet; thence S02° 27' 34" E a distance of 72.00 feet to the true Point of Beginning; thence S54° 08' 25" E a distance of 92.19 feet; thence Southwesterly on a curve to the right having a radius of 703.94 feet, a central angle of 1° 52' 30", an initial tangent bearing of S03° 40' 53" W, and an arc length of 23.04 feet; thence N52° 11' 57" W a distance of 123.82 feet; thence N87° 32' 26" E along a line parallel to the North line of said Fractional Section a distance of 25.00 feet to the true Point of Beginning; said tract of land containing 1909 square feet, more or less.

Temporary Construction Easement

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ of said Fractional Section 35; thence S87° 32' 26" W along the North line of said Fractional Section a distance of 234.85 feet; thence S01° 22' 12" W a distance of 72.16 feet to the true Point of Beginning; thence N87° 32' 26" E along a line parallel to the North line of said Fractional Section a distance of 116.74 feet; thence S54° 08' 25" E a distance of 92.19 feet; thence Southwesterly on a curve to the right having a radius of 703.94 feet, a central angle of 15° 53' 00", an initial tangent bearing of S03° 40' 53" W and an arc length of 195.15 feet; thence Southwesterly on a curve to the right, having a radius of 763.94 feet, a central angle of 5° 42' 34", an initial tangent bearing of S18° 54' 54" W, a distance of 76.13 feet; thence Northwesterly on a curve to the left having a radius of 152.00 feet, a central angle of 38° 00' 13"; an initial tangent bearing of N54° 27' 21" W and an arc length of 100.82 feet to a point of tangency; thence S87° 32' 26" W along a line parallel to the North line of said Fractional Section a distance of 15.83 feet; thence N03° 28' 20" E a distance of 53.06 feet; thence S85° 40' 14" E a distance of 109.97 feet; thence N07° 49' 54" E a distance of 175.91 feet; thence N46° 25' 44" W a distance of 65.50 feet; thence S87° 32' 26" W a distance of 103.28 feet; thence N01° 22' 12" E a distance of 23.05 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 17,024 square feet, more or less.

Parcel No. 20

Right-of-Way

Tract No. 1

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North 1/2 of said Fractional Section 35; thence N87° 32' 26"E along the North line of said 1/2 Fractional Section a distance of 19.18 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence N87° 32' 26"E, a distance of 20.00 feet; thence S01° 59' 26"E a distance of 430.94 feet to a point of curvature; thence Southeastery on a curve to the left having a radius of 676.20 feet, a central angle of 43° 34' 36", a distance of 514.29 feet to a point of tangency; thence S45° 34' 02"E a distance of 74.67 feet; thence N89° 18' 09"E a distance of 26.30 to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence S46° 14' 32"W along said Westerly Right-of-Way a distance of 27.08 feet to a point of curvature; thence Southeastery along said Westerly Right-of-Way on a curve to the left having a radius of 1000.00 feet, a central angle of 5° 00' 04", a distance of 87.28 feet; thence N05° 40' 26"W a distance of 24.44 feet; thence N45° 34' 02"W a distance of 74.67 to a point of tangency; thence Northwestery on a curve to the right having a radius of 756.20 feet, a central angle of 20° 35' 56", a distance of 271.87 feet to a point of tangency, said point being on the existing Easterly Right-of-Way of Kenneth Road; thence N01° 59' 26"W along said Easterly Right-of-Way a distance of 725.98 feet to a point on the existing Southerly Right-of-Way of K-150, to the true Point of Beginning; said tract of land containing 47,968 square feet, more or less.

Tract No. 2

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North 1/2 of said Fractional Section 35; thence S87° 32' 26"W along the North line of said North 1/2 Section a distance of 234.85 feet; thence S01° 22' 12"W a distance of 309.26 feet; thence S02° 46' 04"E a distance of 46.43 feet; thence N87° 32' 26"E along a line parallel to the North line of said North 1/2 Section, a distance of 32.52 feet to a point of curvature; thence Southeastery on a curve to the right having a radius of 152.00 feet, a central angle of 38° 00' 13", and an arc length of 100.82 feet to the true Point of Beginning; thence continuing Southeastery on a curve to the right having a radius of 152.00 feet, a central angle of 5° 33' 05", an initial bearing of S54° 27' 21"E a distance of 14.73 feet to a point of tangency; thence S48° 54' 16"E a distance of 4.68 feet to a point of curvature; thence Southeastery on a curve to the left having a radius of 38.00 feet, a central angle of 49° 15' 05" and an arc length of 32.67 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence Southwestery on a curve to the right having a radius of 250.00 feet, a central angle of 13° 14' 23", and whose initial bearing is S33° 00' 09"W along said Westerly Right-of-Way a distance of 57.77 feet to a point of tangency; thence S46° 14' 32"W along said Westerly Right-of-Way a distance of 220.21 feet; thence Northeastery on a curve to the left having a radius of 763.94 feet, a central angle of 19° 57' 26", and whose initial bearing is N44° 34' 54"E a distance of 266.10 feet to the true Point of Beginning; said tract of land containing 5,113 square feet, more or less.

Permanent Drainage Easement

Tract No. 1

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North 1/2 of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North 1/2 of said Fractional Section 35, a distance of 365.00 feet; thence N88° 00' 33"E a distance of 40.00 feet to the true Point of Beginning; thence continuing N88° 00' 33"E a distance of 45.00 feet; thence S01° 59' 26"E a distance of 85.00 feet; thence S88° 00' 33"W a distance of 45.00 feet; thence N01° 59' 26"W a distance of 85.00 feet to the true Point of Beginning; said tract of land containing 3825 square feet, more or less.

Tract No. 2

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North 1/2 of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North 1/2 of said Fractional Section, a distance of 530.62 feet; thence Southeastery on a curve to the left having a radius of 716.20 feet, a central angle of 4° 45' 01" a distance of 59.38 feet; thence N83° 15' 32"E a distance of 40.00 feet to the true Point of Beginning; thence continuing N83° 15' 32"E a distance of 55.00 feet; thence S07° 32' 28"E a distance of 17.35 feet; thence S81° 39' 32"W a distance of 55.00 feet; thence Northwestery on a curve to the right, having a radius of 676.20 feet, a central angle of 1° 36' 00", and whose initial tangent bearing is N08° 20' 28"W, a distance of 16.68 feet to the true Point of Beginning; said tract of land containing 997 square feet, more or less.

Tract No. 3

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North 1/2 of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North 1/2 of said Fractional Section, a distance of 530.62 feet; thence Southeastery on a curve to the left having a radius of 716.20 feet, a central angle of 4° 45' 01" a distance of 59.38 feet; thence S47° 15' 32"W a distance of 40.00 feet to the true Point of Beginning; thence Southeastery on a curve to the left, having a radius of 756.20 feet, a central angle of 2° 49' 34", and whose initial bearing is S42° 44' 28"E, a distance of 37.30 feet to a point of tangency; thence S45° 34' 02"E a distance of 4.67 feet; thence N88° 31' 56"W a distance of 29.08 feet; thence N43° 32' 28"W a distance of 21.68 feet; thence N47° 15' 32"E a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 634 square feet, more or less.

Tract No. 4

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North 1/2 Fractional Section 35; thence S01° 59' 26"E along the West line of said North 1/2 Fractional Section 35, a distance of 530.62 feet; thence Southeastery on a curve to the left having a radius of 716.20 feet, a central angle of 43° 34' 36", a distance of 544.71 feet; thence S45° 34' 02"E a distance of 32.61 feet; thence N44° 25' 58"E a distance of 40.00 feet to the true Point of Beginning; thence N46° 14' 32"E a distance of 20.55 feet; thence S43° 45' 28"E a distance of 60.00 feet to a point on the Westerly Right-of-Way of Kenneth Parkway; thence S89° 18' 09"W a distance of 26.30 feet; thence N45° 34' 02"W a distance of 42.06 feet to the true Point of Beginning; said tract of land containing 1008 square feet, more or less.

Tract No. 5

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North 1/2 Fractional Section 35; thence S87° 32' 26"W along the North line of said North 1/2 Fractional Section, a distance of 547.92 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence N87° 32' 26"E a distance of 20.00 feet; thence S02° 27' 34"E a distance of 40.00 feet; thence S87° 32' 26"W along a line parallel to the North line of said North 1/2 Fractional Section a distance of 20.00 feet; thence N02° 27' 34"W a distance of 40.00 feet to the true Point of Beginning; said tract of land containing 800 square feet, more or less.

Temporary Construction Easement

Tract No. 1

All that part of the North 1/2 of Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North 1/2 of said Fractional Section 35; thence N87° 32' 26"E along the North line of said North 1/2 Section, a distance of 75.66 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence S06° 13' 04"E a distance of 251.31 feet; thence S29° 53' 16"E a distance of 96.18 feet; thence S03° 37' 54"W a distance of 205.52 feet; thence S18° 39' 19"W a distance of 96.68 feet; thence S14° 25' 44"E a distance of 94.48 feet; thence Northwestery on a curve to the right having a radius of 676.20 feet, a central angle of 25° 33' 02" whose initial bearing is N27° 32' 28"W, a distance of 301.54 feet to a point of tangency; thence N01° 59' 26"W a distance of 430.94 feet; thence N87° 32' 26"E along said Southerly Right-of-Way a distance of 36.48 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easements; said tract of land containing 36166 square feet, more or less.

Tract No. 2

All that part of the North 1/2 of the Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North 1/2 of said Fractional Section 35; thence S01° 59' 26"E along the West line of said Fractional Section, a distance of 530.62 feet; thence Southeastery on a curve to the left, having a radius of 716.20 feet, a central angle of 29° 33' 01", a distance of 369.38 feet; thence N58° 27' 32"E a distance of 40.00 feet to the true Point of Beginning; thence S78° 07' 37"E a distance of 64.07 feet; thence S24° 51' 27"E a distance of 45.52 feet; thence S46° 23' 32"E a distance of 101.20 feet; thence S46° 14' 32"W a distance of 40.02 feet; thence N45° 34' 02"W a distance of 32.61 feet; thence Northwestery on a curve to the right, having a radius of 676.20 feet, a central angle of 14° 01' 35", a distance of 165.54 feet to the true Point of Beginning; said tract of land containing 6857 square feet, more or less.

Tract No. 3

All that part of the North 1/2 of the Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas,

described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence S01° 59' 26"E along the West line of said North ½ Fractional Section, a distance of 825.82 feet; thence N88° 00' 33"E a distance of 20.00 feet to a point on the existing Easterly Right-of-Way of Kenneth Road, said point being the true Point of Beginning; thence Southeasterly on a curve to the left, having a radius of 756.20 feet, a central angle of 20° 35' 56", an initial bearing of S24° 58' 06"E and an arc length of 271.87 feet to a point of tangency; thence S45° 34' 02"E a distance of 74.67 feet; thence S05° 40' 26"E a distance of 24.44 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence N41° 54' 28"W a distance of 88.94 feet; thence N70° 20' 28"W a distance of 23.44 feet; thence N43° 32' 28"W a distance of 21.68 feet; thence N10° 22' 46"W a distance of 19.00 feet; thence N36° 11' 54"W a distance of 187.50 feet to a point on the existing Easterly Right-of-Way of Kenneth Road; thence N01° 59' 26"W along said existing Right-of-Way a distance of 37.62 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 3251 square feet, more or less.

Tract No. 4

All that part of the North ½ of the Fractional Section 35, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence N87° 32' 26"E along the North line of said North ½ Fractional Section, a distance of 514.66 feet; thence S02° 27' 34"E a distance of 100.00 feet to the true Point of Beginning; thence N87° 32' 26"E a distance of 175.00 feet; thence S68° 21' 41"W, a distance of 121.76 feet; thence S87° 32' 26"W along a line parallel to the North line of said North ½ Fractional Section, a distance of 20.00 feet; thence N47° 27' 34"W a distance of 56.57 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 3100 square feet, more or less.

Tract No. 5

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the North ½ of said Fractional Section 35; thence S87° 32' 26"W along the North line of said North ½ Section, a distance of 234.85 feet; thence S01° 22' 12"W a distance of 309.26 feet; thence S02° 46' 04"E a distance of 46.43 feet; thence N87° 32' 26"E along a line parallel to the North line of said North ½ Fractional Section a distance of 16.69 feet to the true Point of Beginning; thence continuing N87° 32' 26"E a distance of 15.83 feet to a point of curvature; thence Southeasterly on a curve to the right having a radius of 152.00 feet, a central angle of 38° 00' 13" and an arc length of 100.82 feet; thence Southwesterly on a curve to the right having a radius of 763.94 feet, a central angle of 19° 57' 26", an initial bearing of S24° 37' 28"W, a distance of 266.10 feet to a point on the existing Westerly Right-of-Way of Kenneth Parkway; thence N33° 31' 03"E a distance of 149.32 feet; thence N19° 29' 10"W a distance of 128.28 feet to the true Point of Beginning; said tract of land containing 9326 square feet, more or less.

Right-of-Way

All that part of the North ½ of Fractional Section 35, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the North ½ of said Fractional Section 35; thence N87° 32' 26"E along the North line of said North ½ Section a distance of 19.51 feet; thence S02° 27' 34"E a distance of 60.00 feet to a point on existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 32' 26"E, along a line parallel to the North line of said Fractional Section 35, a distance of 844.21 feet; thence S01° 22' 12"W a distance of 40.09 feet; thence S 87° 32' 26"W along a line parallel to the North line of said Fractional Section 35, a distance of 841.86 feet; thence N 01° 59' 26"W, a distance of 40.00 feet to the true Point of Beginning; said tract of land containing 33,722 square feet, more or less.

Parcel No. 21**Right-of-Way**

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S87° 39' 58"W along the North line of said ¼ Section a distance of 71.09 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 50.73 feet to a point on the existing Westerly Right-of-Way of Kenneth Road; thence S01° 59' 26"E along said Westerly Right-of-Way a distance of 643.27 feet; thence Northwesterly on a curve to the right having a radius of 756.20 feet, a central angle of 13° 12' 24", and whose initial tangent bearing is N15° 11' 51"W a distance of 174.31 feet to a point of tangency; thence N01° 59' 26"W a distance of 431.70 feet; thence N40° 35' 21"W a distance of 49.26 feet to the true Point of Beginning; said tract of land containing 12,313 square feet, more or less.

Permanent Drainage Easement**Tract No. 1**

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 883.40 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 20' 02"E a distance of 20.00 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 20' 02"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 2

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S87° 39' 58"W along the North line of said ¼ Section a distance of 920.34 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 20.00 feet; thence S02° 20' 02"E a distance of 20.00 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 20.00 feet; thence N02° 20' 02"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 400 square feet, more or less.

Tract No. 3

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S87° 39' 58"W along the North line of said ¼ Section a distance of 420.34 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way to the true Point of Beginning; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 275.00 feet; thence S21° 59' 16"E a distance of 74.33 feet; thence S76° 21' 22"W a distance of 76.49 feet; thence N15° 19' 43"W a distance of 66.71 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 210.00 feet; thence N02° 20' 02"W a distance of 20.00 feet to the true Point of Beginning; said tract of land containing 9,925 square feet, more or less.

Tract No. 4

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S01° 59' 26"E along the East line of said ¼ Section a distance of 240.00 feet; thence S88° 00' 33"W a distance of 40.00 feet to the true Point of Beginning; thence S01° 59' 26"E along a line parallel to the East line of said ¼ Section a distance of 90.00 feet; thence S88° 00' 33"W a distance of 35.00 feet; thence N01° 59' 26"W along a line parallel to the East line of said ¼ Section a distance of 90.00 feet; thence N88° 00' 33"E a distance of 35.00 feet to the true Point of Beginning; said tract of land containing 3150 square feet, more or less.

Tract No. 5

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S01° 59' 26"E along the East line of said ¼ Section a distance of 530.62 feet; thence Southeasterly on a curve to the left having a radius of 716.20 feet, a central angle of 5° 33' 01", and whose initial bearing is S01° 59' 26"E a distance of 69.38 feet; thence S82° 27' 32"W a distance of 40.00 feet to the true Point of Beginning; thence Southeasterly on a curve to the left having a radius of 756.20 feet, a central angle of 4° 00' 00", and whose initial bearing is S07° 32' 28"E a distance of 52.79 feet; thence S78° 27' 32"W a distance of 55.00 feet; thence N10° 20' 28"W a distance of 33.98 feet; thence N59° 57' 34"E a distance of 59.19 feet to the true Point of Beginning; said tract of land containing 2381 square feet, more or less.

Temporary Construction Easement

All that part of the North ½ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northeast corner of the NE ¼ of said Section 34; thence S87° 39' 58"W along the North line of said ¼ Section a distance of 71.09 feet; thence S02° 20' 02"E a distance of 60.00 feet to a point on the existing Southerly Right-of-Way of K-150 to the true Point of Beginning; thence S40° 35' 21"E a distance of 49.26 feet; thence S01° 59' 26"E a distance of 431.70 feet; thence Southeasterly on a curve to the left having a radius of 756.20 feet a central angle of 13° 12' 24", and whose initial bearing is S01° 59' 26"E a distance of 174.31 feet to a point on the existing Westerly Right-of-Way of Kenneth Road; thence S01° 59' 26"E along said

Westerly Right-of-Way a distance of 117.98 feet; thence N16° 26' 11" W a distance of 132.13 feet; thence N65° 06' 29"W a distance of 75.33 feet; thence N09° 56' 28"W a distance of 23.63 feet; thence N48° 31' 58"E a distance of 90.56 feet; thence N11° 03' 58"W a distance of 231.27 feet; thence N35° 16' 51"W a distance of 281.77 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 67.00 feet; thence N77° 30' 27"W a distance of 70.34 feet; thence S80° 45' 17"W a distance of 332.42 feet; thence N88° 11' 58"W a distance of 416.08 feet; thence S87° 39' 58"W along a line parallel to the North line of said ¼ Section a distance of 335.00 feet; thence N89° 59' 03"W a distance of 365.84 feet; thence N01° 58' 20"W a distance of 30.00 feet to a point on the existing Southerly Right-of-Way of K-150; thence N87° 39' 58"E along said Southerly Right-of-Way a distance of 1754.59 feet to the true Point of Beginning; said tract of land containing all of the land herein described except that part in Permanent Drainage Easement; said tract of land containing 119,092 square feet, more or less.

Access Easement

All that part of the North ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 848.06 feet; thence S02° 20' 02"E a distance of 60.00 feet to the true point of beginning; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 1,397.32 feet; thence S01° 59' 26"E a distance of 40.00 feet; thence S87° 39' 58"W along a line parallel to the north line of said ¼ section, a distance of 1,397.08 feet; thence N02° 20' 02"W, a distance of 40.00 feet to the true point of beginning; said tract of land containing 1.28 acres, more or less.

Utility Easement

All that part of the North ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 828.06 feet; thence S02° 20' 02"E a distance of 60.00 feet to the true point of beginning; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 20.00 feet; thence S02° 20' 02"E a distance of 40.00 feet; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 1,397.08 feet; thence S01° 59' 26"E a distance of 20.00 feet; thence S87° 39' 58"W along a line parallel to the north line of said ¼ section, a distance of 1,417.34 feet; thence N01° 58' 20"W, a distance of 60.00 feet to the true point of beginning; said tract of land containing 29,152 square feet, more or less.

Temp. Const. Easement

All that part of the North ¼ of the Northeast ¼ of Section 34, Township 13, Range 25, in the city of Leawood, Johnson County, Kansas, described as follows: Commencing at the Northwest corner of the NE ¼ of said Section 34; thence N87° 39' 58"E along the North line of said ¼ Section a distance of 828.06 feet; thence S02° 20' 02"E a distance of 60.00 feet to the true point of beginning; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 30.00 feet; thence S02° 20' 02"E a distance of 30.00 feet; thence N87° 39' 58"E along a line parallel to the north line of said ¼ section, a distance of 1,387.14 feet; thence S01° 59' 26"E, a distance of 40.00 feet; thence S 87° 39' 58"W along a line parallel to the north line of said ¼ section, a distance of 1,417.35 feet; thence N01° 58' 20"W, a distance of 70.00 feet to the true point of beginning; said tract of land containing all of the land herein described except that part in Permanent Utility Easement; said tract of land containing 28,445 square feet, more or less.

Section 3. This Ordinance shall take effect and be enforced from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 6th DAY OF July, 1993.
APPROVED BY THE MAYOR THIS 6th DAY OF JULY, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer
City Clerk

APPROVED AS TO FORM:

/s/ Richard S. Wetzler
Richard S. Wetzler
City Attorney

ORDINANCE NO. 1354

AN ORDINANCE ACCEPTING A DEED FOR LAND TO BE USED FOR STREET PURPOSES (PAWNEE LANE BETWEEN 119TH STREET AND THE SOUTH LINE OF TOMAHAWK CREEK ESTATES).

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

Section 1. That the City of Leawood hereby accepts a deed for land to be used for street purposes, the legal description of which is as follows:

From Mary Lynn Moffitt and John H. Moffitt, Jr., Co-Trustees: A tract of land over part of the Southwest Quarter of the Southwest Quarter of Section 15, Township 13, Range 25, in the City of Leawood, Johnson County, Kansas, described as follows: Commencing at the Southwest corner of the Southwest Quarter of said Section 15; thence North $89^{\circ}03'38''$ East, along the South line of the Southwest Quarter of said Section 15, a distance of 1056.34 feet, to the Point of Beginning; thence North $00^{\circ}56'22''$ West, a distance of 192.63 feet, to a point of curvature; thence Northerly and Northwesterly, along a curve to the left having a radius of 122.06 feet and a central angle of $57^{\circ}00'00''$; an arc distance of 121.43 feet, to a point of tangency; thence North $57^{\circ}56'22''$ West, a distance of 24.00 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right having a radius of 205.00 feet and a central angle of $57^{\circ}00'00''$, an arc distance of 203.94 feet, to a point of tangency; thence North $00^{\circ}56'22''$ West, a distance of 80.00 feet, to a point of curvature; thence Northerly and Northwesterly, along a curve to the left having a radius of 175.00 feet and a central angle of $53^{\circ}00'00''$, an arc distance of 161.88 feet, to a point of tangency; thence North $53^{\circ}56'22''$ West, a distance of 65.26 feet, to a point of curvature; thence Northwesterly and Northerly, along a curve to the right having a radius of 525.00 feet and a central angle of $52^{\circ}54'57''$, an arc distance of 484.87 feet, to a point of tangency; thence North $01^{\circ}01'25''$ West, a distance of 174.93 feet, to a point on the North line of the Southwest Quarter of said Southwest Quarter; thence North $89^{\circ}09'09''$ East, along said North line, a distance of 50.00 feet; thence South $01^{\circ}01'25''$ East, a distance of 174.78, to a point of curvature; thence Southerly and Southeasterly, along a curve to the left having a radius of 475.00 feet and a central angle of $52^{\circ}54'57''$, an arc distance of 438.69 feet, to a point of tangency; thence South $53^{\circ}56'22''$ East, a distance of 65.26 feet, to a point of curvature; thence Southeasterly and Southerly, along a curve to the

right having a radius of 225.00 feet and a central angle of 53°00'00", an arc distance of 208.13 feet, to a point of tangency; thence South 00°56'22" East, a distance of 80.00 feet, to a point of curvature; thence Southerly and Southeasterly, along a curve to the left having a radius of 155.00 feet and a central angle of 57°00'00", an arc distance of 154.20 feet, to a point of tangency; thence South 57°56'22" East, a distance of 24.00 feet, to a point of curvature; thence Southeasterly and Southerly, along a curve to the right having a radius of 237.94 feet and a central angle of 57°00'00", an arc distance of 236.71 feet, to a point of tangency; thence South 00°56'22" East, a distance of 137.37 feet, to a point on the South line of the Southwest Quarter of said Section 15; thence South 89°03'38" West, along said South line, a distance of 80.00 feet, to the Point of Beginning, except that part in existing street right-of-way.

Section 2. That a copy of said deed is attached hereto and thereby incorporated by reference.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 6th day of July, 1993.

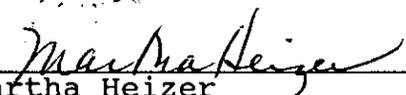
Approved by the Mayor the 6th day of July, 1993.

(S E A L)



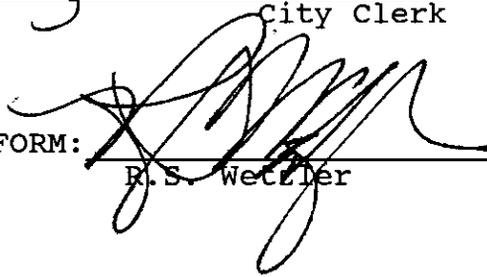
Marcia Rinehart Mayor

Attest:



Martha Heizer City Clerk

APPROVED FOR FORM:



R. S. Wetzel

City Attorney

AFFIDAVIT OF PUBLICATION

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

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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one consecutive day (weeks/days) the first publication thereof being made as aforesaid on the 3rd day of, November 19 93, with subsequent publications being made on the following dates:

_____, 19____, _____, 19____

_____, 19____, _____, 19____

Georglann Thacker

Subscribe and sworn to before me this 3rd day of November 19 93

Deanna J. Martasin
NOTARY PUBLIC

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

My Commission Expires 1/25/96

Printer's Fees 32.50

Additional copies \$ _____

First Published in The
Johnson County Sun, Wed-
nesday, November 3, 1993.
ORDINANCE NO. 1354
AN ORDINANCE ACCEPT-
ING A DEED FOR LAND
TO BE USED FOR STREET
PURPOSES (PAWNEE
LANE BETWEEN 119TH
STREET AND THE SOUTH
LINE OF TOMAHAWK
CREEK STATES).

Be it ordained by the Gov-
erning Body of the City of
Leawood:

Section 1. That the City
of Leawood hereby accepts
a deed for land to be used
for street purposes, the legal
description of which is as
follows:

From Mary Lynn Moffitt
and John H. Moffitt, Jr.,
Co-Trustees: A tract of land
over part of the Southwest
Quarter of the Southwest
Quarter of Section 15,
Township 13, Range 25, in
the City of Leawood, John-
son County, Kansas, descri-
bed as follows: Commencing
at the Southwest corner of
the Southwest Quarter of
said Section 15; thence
North 89° 03' 38" East,
along the South line of the
Southwest Quarter of said
Section 15, a distance of
1058.34 feet, to the Point of
Beginning; thence North 00°
58' 22" West, a distance of
192.63 feet, to a point of
curvature; thence Northerly
and Northwesterly, along a
curve to the left having a ra-
dius of 122.06 feet and a
central angle of 57° 00' 00";
an arc distance of 121.43
feet, to a point of tangency;
thence North 57° 56' 22"
West, a distance of 24.00
feet, to a point of curvature;
thence Northwesterly and
Northerly, along a curve to
the right having a radius of
205.00 feet and a central
angle of 57° 00' 00"; an arc
distance of 203.94 feet, to a
point of tangency; thence
North 00° 58' 22" West, a
distance of 80.00 feet, to a
point of curvature; thence
Northerly and Northwesterly,
along a curve to the left hav-
ing a radius of 175.00 feet
and a central angle of 53°
00' 00"; an arc distance of
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tangency; thence North 53°
58' 22" West, a distance of
65.28 feet, to a point of cur-
vature; thence Northwesterly
and Northerly, along a curve
to the right having a radius
of 625.00 feet and a central
angle of 52° 54' 57"; an arc
distance of 484.87 feet, to a
point of tangency; thence
North 01° 01' 25" West, a
distance of 174.93 feet, to a
point on the North line of the
Southwest Quarter of said
Southwest Quarter; thence
North 89° 09' 09" East,
along said North line, a
distance of 50.00 feet;
thence South 01° 01' 25"
East, a distance of 174.78,
to a point of curvature;
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angle of 52° 54' 57"; an arc
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South 53° 56' 22" East, a
distance of 65.28 feet, to a
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Southeasterly and Southerly,
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having a radius of 225.00
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53° 00' 00"; an arc distance
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distance of 24.00 feet, to a
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Southeasterly and Southerly,
along a curve to the right
having a radius of 237.94
feet and a central angle of
57° 00' 00"; an arc distance
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tangency; thence South 00°
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137.37 feet, to a point on the
South line of the Southwest
Quarter of said Section 15;
thence South 89° 03' 38"
West, along said South line,
a distance of 80.00 feet, to
the Point of Beginning, ex-
cept that part in existing
street right-of-way.

Section 2. That a copy of
said deed is attached hereto
and thereby incorporated by
reference.

Section 3. That this ordi-
nance shall take effect and
be in force from and after its
publication in the official City
newspaper.

Passed by the Council the
6th day of July, 1993.
Approved by the Mayor the
6th day of July, 1993.

(SEAL)

(s) Marcia Rinehart,

Mayor

Attest:

(s) Martha Heizer,

City Clerk

APPROVED FOR FORM:

(s) R. S. Wetzler,

City Attorney

(12507 1W-JC)

AN ORDINANCE VACATING A SANITARY SEWER EASEMENT SHOWN ON THE PLAT OF PATIO HOMES AT HALLBROOK 1ST PLAT.

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

19-6,263. Section 1. That the following described sanitary sewer easement shown on the plat of Patio Homes at Hallbrook 1st Plat, which was approved by the Governing Body July 15, 1991, is hereby vacated:

All that part of Lot 11, PATIO HOMES AT HALLBROOK, a subdivision of land now in the City of Leawood, Johnson County, Kansas, being a part of the 20 foot Sanitary Sewer Easement, as defined in Book 2929, at Page 130, in the Office of the Register of Deeds, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Southwesterly line of said Lot 11 and 10 feet Easterly of the centerline of said Sanitary Sewer Easement; thence Northerly, along the Easterly line of said Sanitary Sewer Easement, to its intersection with the Northeasterly line of said Lot 11; thence Northwesterly, along the Northeasterly line of said Lot 11, to a point 2.50 feet Westerly of the Easterly line of said easement; thence Southerly, along a line 2.50 feet Westerly of and parallel to the Easterly line of said easement, to its intersection with the Southwesterly line of said Lot 11; thence Southeasterly, along the Southwesterly line of said Lot 11, to the point of beginning.

19-6,264. Section 2. That the City Clerk shall file a certified copy of this ordinance with the County Clerk and the Register of Deeds of Johnson County, Kansas.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

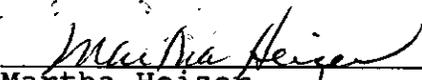
Passed by the Council the 6th day of July, 1993.

Approved by the Mayor the 6th day of July, 1993.

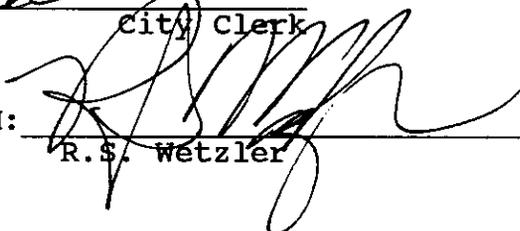
(S E A L)


Marcia Rinehart Mayor

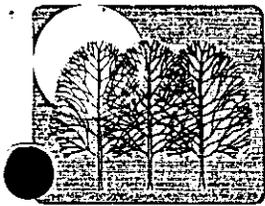
Attest:


Martha Heizer City Clerk

APPROVED FOR FORM:


R.S. Wetzler

City Attorney



City of Leawood

9617 Lee Boulevard • Leawood, Kansas 66206 • (913) 642-5555
(913) 642-1340 Fax

July 20, 1993

Beverly L. Baker, County Clerk
111 S. Cherry St.
Suite 1200
Olathe, Kansas 66061

Dear Mrs. Baker:

Enclosed for your records is a certified copy of Ordinance
No. 1353 sent to you in accordance with Section 2 of said
Ordinance.

Sincerely,

A handwritten signature in cursive script that reads "Martha Heizer".

Martha Heizer
City Clerk

AN ORDINANCE VACATING A SANITARY SEWER EASEMENT SHOWN ON THE PLAT OF PATIO HOMES AT HALLBROOK 1ST PLAT.

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

Section 1. That the following described sanitary sewer easement shown on the plat of Patio Homes at Hallbrook 1st Plat, which was approved by the Governing Body July 15, 1991, is hereby vacated:

All that part of Lot 11, PATIO HOMES AT HALLBROOK, a subdivision of land now in the City of Leawood, Johnson County, Kansas, being a part of the 20 foot Sanitary Sewer Easement, as defined in Book 2929, at Page 130, in the Office of the Register of Deeds, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Southwesterly line of said Lot 11 and 10 feet Easterly of the centerline of said Sanitary Sewer Easement; thence Northerly, along the Easterly line of said Sanitary Sewer Easement, to its intersection with the Northeasterly line of said Lot 11; thence Northwesterly, along the Northeasterly line of said Lot 11, to a point 2.50 feet Westerly of the Easterly line of said easement; thence Southerly, along a line 2.50 feet Westerly of and parallel to the Easterly line of said easement, to its intersection with the Southwesterly line of said Lot 11; thence Southeasterly, along the Southwesterly line of said Lot 11, to the point of beginning.

Section 2. That the City Clerk shall file a certified copy of this ordinance with the County Clerk and the Register of Deeds of Johnson County, Kansas.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 6th day of July, 1993.

Approved by the Mayor the 6th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

STATE OF KANSAS }
COUNTY OF JOHNSON }
FILED FOR RECORD

1993 JUL 21 P 4: 28.9

APPROVED FOR FORM:

R.S. Wetzler
R.S. Wetzler

SARA F. ULLMANN
REGISTER OF DEEDS
City Attorney

no chy

CERTIFICATE

State of Kansas
County of Johnson
City of Leawood

I, Martha Heizer, City Clerk of the City of Leawood, Kansas, hereby certify that the attached is a true and correct copy of Ordinance No. 1353 as the same appears in my office.

In testimony whereof, I have hereunto signed my name and affixed the seal of said city this 20th day of July, 1993.

(S E A L)

Martha Heizer

ORIGINAL COMPARED WITH RECORD

Ret - City of Leawood
9617 Lee Blvd
Leawood, Mo. 66206

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

ORDINANCE NO. 1353

First published in The Legal Record, Tuesday, July 13, 1993.

ORDINANCE NO. 1353

AN ORDINANCE VACATING A SANITARY SEWER EASEMENT SHOWN ON THE PLAT OF PATIO HOMES AT HALLBROOK 1ST PLAT.

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

Section 1. That the following described sanitary sewer easement shown on the plat of Patio Homes at Hallbrook 1st Plat, which was approved by the Governing Body July 15, 1991, is hereby vacated:

All that part of Lot 11, PATIO HOMES AT HALLBROOK, a subdivision of land now in the City of Leawood, Johnson County, Kansas, being a part of the 20 foot Sanitary Sewer Easement, as defined in Book 2929, at Page 130, in the Office of the Register of Deeds, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Southwesterly line of said Lot 11 and 10 feet Easterly of the centerline of said Sanitary Sewer Easement; thence Northerly, along the Easterly line of said Sanitary Sewer Easement, to its intersection with the Northeasterly line of said Lot 11; thence Northwesterly, along the Northeasterly line of said Lot 11, to a point 2.50 feet Westerly of the Easterly line of said easement; thence Southerly, along a line 2.50 feet Westerly of and parallel to the Easterly line of said easement, to its intersection with the Southwesterly line of said Lot 11; thence Southeasterly, along the Southwesterly line of said Lot 11, to the point of beginning.

Section 2. That the City Clerk shall file a certified copy of this ordinance with the County Clerk and the Register of Deeds of Johnson County, Kansas.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 6th day of July, 1993.

Approved by the Mayor the 6th day of July, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: *R.S. Wetzler*
R.S. Wetzler City Attorney

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

7/13/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
7/13/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$18.18

ORDINANCE NO. 1352 C

AN ORDINANCE RELATING TO THE CUTTING OF WEEDS AND VEGETATION, PROVIDING FOR NOTICE AND PROVIDING FOR CUTTING BY THE CITY OF LEAWOOD, AND PROVIDING FOR CHARGES THEREFOR.

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

SECTION 1. Code Amended. That the Code of the City of Leawood is hereby amended by adding Sections 4-702 through 4-709 to Chapter 4 which read as follows:

4-702 WEEDS TO BE REMOVED. It shall be unlawful for any owner, agent, lessee, tenant, or other person occupying or having charge or control of any premises to permit weeds to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys, easements, rights-of-way and all other areas, public or private. All weeds as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided.

4-703 DEFINITIONS.

(a) Calendar Year as used herein, means that period of time beginning January 1 and ending December 31 of the same year.

(b) Weeds as used herein, means any of the following:

(1) Brush and woody vines shall be classified as weeds;

(2) Weeds and indigenous grasses which may attain such large growth as to become, when dry, a fire menace to adjacent improved property;

(3) Weeds which bear or may bear seeds of a downy or wingy nature;

(4) Weeds which are located in an area which harbors rats, insects, animals, reptiles, or any other creature which either may or does constitute a menace to health, public safety or welfare;

(5) Weeds and indigenous grasses on or about residential property which, because of its height, has a blighting influence on the neighborhood. Any such weeds and indigenous grasses shall be presumed to be blighting if they exceed 12 inches in height.

4-704 PUBLIC OFFICER; NOTICE TO REMOVE. The Director of Planning and Development shall designate a public officer to be charged with the administration and enforcement of this ordinance. The public officer or an authorized assistant

shall notify in writing the owner, occupant or agent in charge of any premises in the city upon which weeds exist in violation of this ordinance, by mail or by personal service, once per calendar year. Such notice shall include the following:

(a) That the owner, occupant or agent in charge of the property is in violation of the city weed control law.

(b) That the owner, occupant, or agent in charge of the property is ordered to cut the weeds within ten days of the receipt of notice.

(c) That the owner, occupant or agent in charge of the property may request a hearing before the governing body or its designated representative within five days of the receipt of notice.

(d) That if the owner, occupant or agent in charge of the property does not cut the weeds, the city or its authorized agent will cut the weeds and assess the cost of the cutting, including a reasonable administrative fee, against the owner, occupant or agent in charge of the property.

(e) That the owner, occupant or agent in charge of the property will be given an opportunity to pay the assessment, and, if it is not paid, it will be added to the property tax as a special assessment.

(f) That no further notice shall be given prior to removal of weeds during the current calendar year.

(g) That the public officer should be contacted if there are any questions regarding the order.

If there is a change in the record owner of title to property subsequent to the giving of notice pursuant to this subsection, the city may not recover any costs or levy an assessment for the costs incurred by the cutting or destruction of weeds on such property unless the new record owner of title of such property is provided notice as required by this section.

4-705 ABATEMENT;ASSESSMENT OF COSTS.

(a) Upon the expiration of ten days after receipt of the notice required by Section 4-704, and in the event that the owner, occupant or agent in charge of the premises shall neglect or fail to comply with the requirements of Section 1, the public officer or an authorized assistant shall cause to be cut, destroyed and/or removed all such weeds and abate the nuisance created thereby at any time during the current calendar year.

(b) The public officer or an authorized assistant shall give notice to the owner, occupant or agent in charge of the premises by restricted mail of the costs of abatement of the nuisance. The notice shall state that payment of the costs is due and payable within 30 days

following receipt of the notice.

(c) If the costs of removal or abatement remain unpaid after 30 days following receipt of notice, a record of the costs of cutting and destruction and/or removal shall be certified to the city clerk who shall cause such costs to be assessed against the particular lot or piece of land on which such weeds were so removed, and against such lots or pieces of land in front of or abutting on such street or alley on which such weeds were so removed. The city clerk shall certify the assessment to the county clerk at the time other special assessments are certified for spreading on the tax rolls of the county.

4-706 RIGHT OF ENTRY. The public officer, and the public officer's authorized assistants, employees, contracting agents or other representatives are hereby expressly authorized to enter upon private property at all reasonable hours for the purpose of cutting, destroying and/or removing such weeds in a manner not inconsistent with this ordinance.

4-707 UNLAWFUL INTERFERENCE. It shall be unlawful for any person to interfere with or to attempt to prevent the public officer or the public officer's authorized representative from entering upon any such lot or piece of ground or from proceeding with such cutting and destruction. Such interference shall constitute an ordinance violation.

4-708 NOXIOUS WEEDS.

(a) Nothing in this ordinance shall affect or impair the rights of the city under the provisions of Chapter 2, Article 13 of the Kansas Statutes Annotated, relating to the control and eradication of certain noxious weeds.

(b) For the purpose of this section, the term noxious weeds shall mean kudzu (*Pueraria lobata*), field bindweed (*Convolvulus arvensis*), Russian knapweed (*Centaurea picris*), hoary cress (*Lepidium draba*), Canada thistle (*Cirsium arvense*), quackgrass (*Agropyron repens*), leafy spurge (*Euphorbia esula*), burragweed (*Franseria tomentosa* and *discolor*), pignut (*Hoffmannseggia densiflora*), musk (nodding) thistle (*Carduus nutans* L.) and Johnson grass (*Sorghum halepense*).

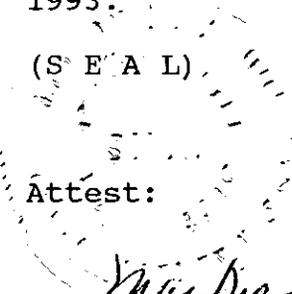
4-709 EFFECTIVE SCOPE OF ORDINANCE. This ordinance shall be effective only for the current calendar year.

Section 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 21st day of June,
1993.

Approved by the Mayor the 21st day of June,
1993.

(S E A L)


Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: R.S. Wetzler
R.S. Wetzler City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

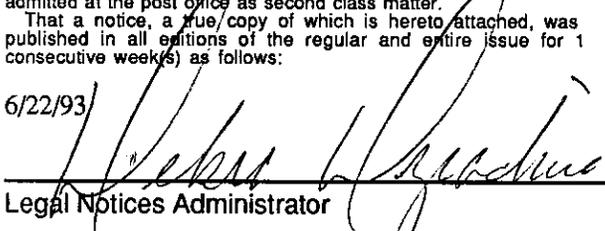
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

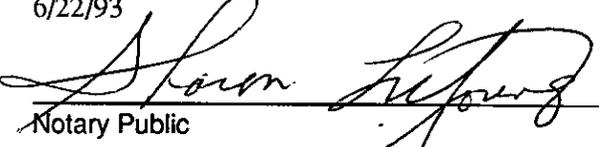
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

6/22/93


Legal Notices Administrator

Subscribed and sworn to before me on this date:

6/22/93


Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$61.81

ORDINANCE NO. 1352 C

First published in The Legal Record, Tuesday, June 22, 1993.

ORDINANCE NO. 1352 C

AN ORDINANCE RELATING TO THE CUTTING OF WEEDS AND VEGETATION, PROVIDING FOR NOTICE AND PROVIDING FOR CUTTING BY THE CITY OF LEAWOOD, AND PROVIDING FOR CHARGES THEREFOR.

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

SECTION 1. Code Amended. That the Code of the City of Leawood is hereby amended by adding Sections 4-702 through 4-709 to Chapter 4 which read as follows:

4-702 WEEDS TO BE REMOVED. It shall be unlawful for any owner, agent, lessee, tenant, or other person occupying or having charge or control of any premises to permit weeds to remain upon said premises or any area between the property lines of said premises and the centerline of any adjacent street or alley, including but not specifically limited to sidewalks, streets, alleys, easements, rights-of-way and all other areas, public or private. All weeds as hereinafter defined are hereby declared a nuisance and are subject to abatement as hereinafter provided.

4-703 DEFINITIONS.

(a) Calendar Year as used herein, means that period of time beginning January 1 and ending December 31 of the same year.

(b) Weeds as used herein, means any of the following:

- (1) Brush and woody vines shall be classified as weeds;
- (2) Weeds and indigenous grasses which may attain such large growth as to become, when dry, a fire menace to adjacent improved property;
- (3) Weeds which bear or may bear seeds of a downy or wingy nature;
- (4) Weeds which are located in an area which harbors rats, insects, animals, reptiles, or any other creature which either may or does constitute a menace to health, public safety or welfare;
- (5) Weeds and indigenous grasses on or about residential property which, because of its height, has a blighting influence on the neighborhood. Any such weeds and indigenous grasses shall be presumed to be blighting if they exceed 12 inches in height.

4-704 PUBLIC OFFICER; NOTICE TO REMOVE. The Director of Planning and Development shall designate a public officer to be charged with the administration and enforcement of this ordinance. The public officer or an authorized assistant shall notify in writing the owner, occupant or agent in charge of any premises in the city upon which weeds exist in violation of this ordinance, by mail or by personal service, once per calendar year. Such notice shall include the following:

- (a) That the owner, occupant or agent in charge of the property is in violation of the city weed control law.
- (b) That the owner, occupant, or agent in charge of the property is ordered to cut the weeds within ten days of the receipt of notice.
- (c) That the owner, occupant or agent in charge of the property may request a hearing before the governing body or its designated representative within five days of the receipt of notice.
- (d) That if the owner, occupant or agent in charge of the property does not cut the weeds, the city or its authorized agent will cut the weeds and assess the cost of the cutting, including a reasonable administrative fee, against the owner, occupant or agent in charge of the property.
- (e) That the owner, occupant or agent in charge of the property will be given an opportunity to pay the assessment, and, if it is not paid, it will be added to the property tax as a special assessment.
- (f) That no further notice shall be given prior to removal of weeds during the current calendar year.
- (g) That the public officer should be contacted if there are any questions regarding the order.

If there is a change in the record owner of title to property subsequent to the giving of notice pursuant to this subsection, the city may not recover any costs or levy an assessment for the costs incurred by the cutting or destruction of weeds on such property unless the new record owner of title of such property is provided notice as required by this section.

4-705 ABATEMENT; ASSESSMENT OF COSTS.

(a) Upon the expiration of ten days after receipt of the notice required by Section 4-704, and in the event that the owner, occupant or agent in charge of the premises shall neglect or fail to comply with the requirements of Section 1, the public officer or an authorized assistant shall cause to be cut, destroyed and/or removed all such weeds and abate the nuisance created thereby at any time during the current calendar year.

(b) The public officer or an authorized assistant shall give notice to the owner, occupant or agent in charge of the premises by restricted mail of the costs of abatement of the nuisance. The notice shall state that payment of the costs is due and payable within 30 days

following receipt of the notice.

(c) If the costs of removal or abatement remain unpaid after 30 days following receipt of notice, a record of the costs of cutting and destruction and/or removal shall be certified to the city clerk who shall cause such costs to be assessed against the particular lot or piece of land on which such weeds were so removed, and against such lots or pieces of land in front of or abutting on such street or alley on which such weeds were so removed. The city clerk shall certify the assessment to the county clerk at the time other special assessments are certified for spreading on the tax rolls of the county.

4-706 RIGHT OF ENTRY. The public officer, and the public officer's authorized assistants, employees, contracting agents or other representatives are hereby expressly authorized to enter upon private property at all reasonable hours for the purpose of cutting, destroying and/or removing such weeds in a manner not inconsistent with this ordinance.

4-707 UNLAWFUL INTERFERENCE. It shall be unlawful for any person to interfere with or to attempt to prevent the public officer or the public officer's authorized representative from entering upon any such lot or piece of ground or from proceeding with such cutting and destruction. Such interference shall constitute an ordinance violation.

4-708 NOXIOUS WEEDS.

(a) Nothing in this ordinance shall affect or impair the rights of the city under the provisions of Chapter 2, Article 13 of the Kansas Statutes Annotated, relating to the control and eradication of certain noxious weeds.

(b) For the purpose of this section, the term noxious weeds shall mean kudzu (*Pueraria lobata*), field bindweed (*Convolvulus arvensis*), Russian knapweed (*Centaurea picris*), hoary cress (*Lepidium draba*), Canada thistle (*Cirsium arvense*), quackgrass (*Agropyron repens*), leafy spurge (*Euphorbia esula*), burragweed (*Franseria tomentosa* and *discolor*), pignut (*Hoffmannseggia densiflora*), musk (nodding) thistle (*Carduus nutans L.*) and Johnson grass (*Sorghum halepense*).

4-709 EFFECTIVE SCOPE OF ORDINANCE. This ordinance shall be effective only for the current calendar year.

Section 2. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 21st day of June, 1993.

Approved by the Mayor the 21st day of June, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: *R.S. Wetzler*
R.S. Wetzler City Attorney

ORDINANCE NO. 1351 C

AN ORDINANCE ADOPTING THE 1993 EDITION OF THE NATIONAL ELECTRICAL CODE AS PUBLISHED BY THE NATIONAL FIRE PROTECTION ASSOCIATION "NFPA NO. 70-1993" REGULATING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF ELECTRICAL WIRING SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING FOR PENALTIES FOR VIOLATIONS THEREOF; AND REPEALING EXISTING ARTICLE OF THE CODE OF THE CITY OF LEAWOOD.

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

Section 1. Code Amended. That Article 3 ("Electrical Code") of Chapter 4 of the Code of the City of Leawood is hereby amended to read as follows:

ARTICLE 3. ELECTRICAL CODE

4-301. NATIONAL ELECTRICAL CODE INCORPORATED. The National Electrical Code, 1993 edition, as published by the National Fire Protection Association (NFPA No. 70-1993) 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 4-302 through 4-308 of this article. Three copies of this document shall be on file in the office of the City Clerk.

4-302. NATIONAL ELECTRICAL CODE AMENDED; ARTICLE 110-2. 110-2 is hereby 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 installation without first securing approval and a permit from the Building Official. Permits shall only be issued to licensed contractors and homeowners per Section 4-207 of the Code of the City of Leawood. All permitted work shall be inspected by the Inspection Division of Planning and Development. EXCEPTION: Temporary services installed for construction activities and installed under the supervision of the supplying utility shall not require a permit or inspection.

4-303. SAME; ARTICLE 110-5. 110-5 is hereby 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. Conductors for branch circuits #6 AWG and below shall be copper on commercial and industrial applications.

4-304. SAME; ARTICLE 210-71. 210-71 is hereby added to read as follows: Receptacle Outlets. Receptacle outlets installed in commercial and office buildings shall be adequate to serve the needs of the occupant using the space. Adequacy shall be determined by the Building Official at the time that plans are submitted for permits. Additional receptacle out-

lets required shall be noted on the plans and installed by the owner or occupant. Commercial office occupancies shall have a wall receptacle every 12 running feet. Other non-residential occupancies shall have a minimum of one receptacle on each wall.

4-305. SAME; ARTICLE 230-23^{d mh}(~~b~~). 230-23^{d mh}(~~b~~) is hereby added to read as follows: Entrance Conductor and Equipment. Services shall be sized in accordance with the following provisions: 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. Service entrance conductors may be aluminum or copper-clad only if larger than #6 and when installed in commercial installations.

4-306. VIOLATION; PENALTIES. 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 this chapter, or other references incorporated, is guilty of a public offense, punishable as provided in Section 4-202 of the Code of the City of Leawood.

4-307. CIVIL ACTIONS. Notwithstanding any other provisions, decisions of the Building Official, or such assistant or assistants as he or she may appoint, or decisions by the Board of Appeals reviewing decisions of the Building Official or his or her 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 City of Leawood.

4-308. LIABILITY. Requirements stated in this chapter 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.

Section 2. Repeal of Existing Article. That existing Article 3 ("Electrical Code") of Chapter 4 of the Code of the City of Leawood is hereby repealed. (Prior law: Ordinance No. 1278C)

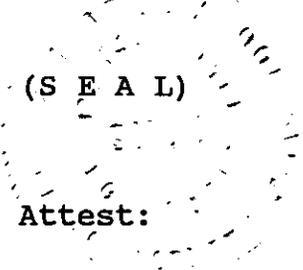
Section 3. Validity of Ordinance. That should any section, paragraph, sentence, clause or phrase of this ordinance be declared unconstitutional or invalid for any reason, the remainder shall not be thereby affected.

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of June, 1993.

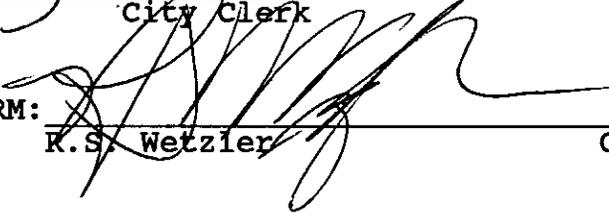
Approved by the Mayor the 7th day of June, 1993.

(S E A L)


Marcia Rinehart
Marcia Rinehart Mayor

Attest:

Martha Heizer
Martha Heizer City Clerk

APPROVED FOR FORM: 

K.S. Wetzier

City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

6/8/93

Debra Dziadura
Legal Notices Administrator

Subscribed and sworn to before me on this date:
6/8/93

Sharon L. Young
Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$45.45

ORDINANCE NO. 1351C

First published in The Legal Record, Tuesday, June 8, 1993.

ORDINANCE NO. 1351 C

AN ORDINANCE ADOPTING THE 1993 EDITION OF THE NATIONAL ELECTRICAL CODE AS PUBLISHED BY THE NATIONAL FIRE PROTECTION ASSOCIATION "NFPA NO. 70-1993" REGULATING CONDITIONS, TERMS, SPECIFICATIONS AND CONTROL OF ELECTRICAL WIRING SYSTEMS WITHIN THE CITY OF LEAWOOD, KANSAS; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING FOR PENALTIES FOR VIOLATIONS THEREOF; AND REPEALING EXISTING ARTICLE OF THE CODE OF THE CITY OF LEAWOOD.

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

Section 1. Code Amended. That Article 3 ("Electrical Code") of Chapter 4 of the Code of the City of Leawood is hereby amended to read as follows:

ARTICLE 3. ELECTRICAL CODE

4-301. NATIONAL ELECTRICAL CODE INCORPORATED. The National Electrical Code, 1993 edition, as published by the National Fire Protection Association (NFPA No. 70-1993) 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 4-302 through 4-308 of this article. Three copies of this document shall be on file in the office of the City Clerk.

4-302. NATIONAL ELECTRICAL CODE AMENDED; ARTICLE 110-2. 110-2 is hereby 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 installation without first securing approval and a permit from the Building Official. Permits shall only be issued to licensed contractors and homeowners per Section 4-207 of the Code of the City of Leawood. All permitted work shall be inspected by the Inspection Division of Planning and Development. EXCEPTION: Temporary services installed for construction activities and installed under the supervision of the supplying utility shall not require a permit or inspection.

4-303. SAME; ARTICLE 110-5. 110-5 is hereby 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. Conductors for branch circuits #6 AWG and below shall be copper on commercial and industrial applications.

4-304. SAME; ARTICLE 210-71. 210-71 is hereby added to read as follows: Receptacle Outlets. Receptacle outlets installed in commercial and office buildings shall be adequate to serve the needs of the occupant using the space. Adequacy shall be determined by the Building Official at the time that plans are submitted for permits. Additional receptacle outlets required shall be noted on the plans and installed by the owner or occupant. Commercial office occupancies shall have a wall receptacle every 12 running feet. Other non-residential occupancies shall have a minimum of one receptacle on each wall.

4-305. SAME; ARTICLE 230-23(b). 230-23(b) is hereby added to read as follows: Entrance Conductor and Equipment. Services shall be sized in accordance with the following provisions: 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. Service entrance conductors may be aluminum or copper-clad only if larger than #6 and when installed in commercial installations.

4-306. VIOLATION; PENALTIES. 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 this chapter, or other references incorporated, is guilty of a public offense, punishable as provided in Section 4-202 of the Code of the City of Leawood.

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4-308. LIABILITY. Requirements stated in this chapter 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.

Section 2. Repeal of Existing Article. That existing Article 3 ("Electrical Code") of Chapter 4 of the Code of the City of Leawood is hereby repealed. (Prior law: Ordinance No. 1278C)

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

Section 4. Take Effect. That this ordinance shall take effect and be in force from and after its publication in the official City newspaper.

Passed by the Council the 7th day of June, 1993.

Approved by the Mayor the 7th day of June, 1993.

(S E A L)

Marcia Rinehart
 Marcia Rinehart Mayor

Attest:

Martha Heizer
 Martha Heizer City Clerk

R.S. Wetzler
 R.S. Wetzler City Attorney

ORDINANCE NO. 1350

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D.93-1-93J, PROJECT 134 (STATE LINE ROAD, PHASE II), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY 112TH TERRACE TO APPROXIMATELY 123RD STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1106 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 3, 1993; and

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 112th Terrace to approximately 123rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1348 on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of the improvement is estimated to be \$1,476,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, K.S.A. 12-6a14 and all acts amendatory thereto.

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

20-1,955. Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D.93-1-93J, Project 134 (State Line Road, Phase II), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000), which amount does not exceed the total estimated costs of said improvements.

20-1,956. Section Two: Said issue of Temporary Notes, Series L.I.D.93-1-93J, Project 134, shall consist of bearer notes numbered 1 through 7 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.56% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A.10-123, K.S.A.12-689, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

20-1,957. Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

~~20-1,958. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized and directed to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered~~

to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.89% of the principal amount thereof.

20-1,959. Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

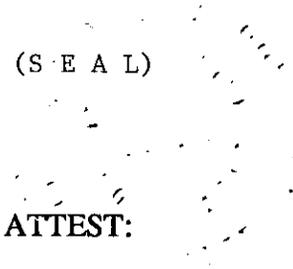
20-1,960. Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

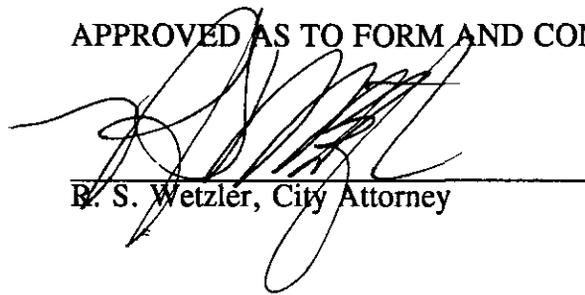
(S E A L)


Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED AS TO FORM AND CONTENT:


E. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

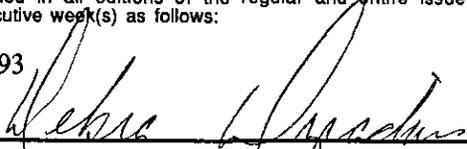
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

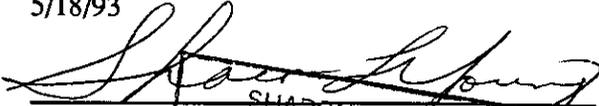
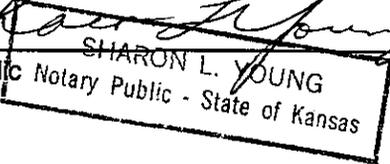
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93

My appointment expires:
October 11, 1994

Publication Fees: \$85.79

ORDINANCE NO. 1350

First published in The Legal Record, Tuesday, May 18, 1993.

ORDINANCE NO. 1350

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D.93-1-93J, PROJECT 134 (STATE LINE ROAD, PHASE-II), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINEROAD BETWEEN APPROXIMATELY 112TH TERRACE TO APPROXIMATELY 123RD STREET; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1106 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on May 3, 1993; and

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of State Line Road, approximately 112th Terrace to approximately 123rd Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1348 on May 17, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

CONTINUED ON PAGE 8

WHEREAS, the total estimated cost of the improvement is estimated to be \$1,476,000.00; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-689, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D.93-1-93J, Project 134 (State Line Road, Phase II), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D.93-1-93J, Project 134, shall consist of bearer notes numbered 1 through 7 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.56% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, K.S.A. 12-689, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.89% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, how-

ever, the foregoing provision shall be and become null and void in and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM AND CONTENT:

/s/ R.S. Wetzler
R. S. Wetzler, City Attorney

ORDINANCE NO. 1349

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93M, PROJECT 138 (MISSION ROAD, SOUTH OF 151ST STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, SOUTH OF 151ST STREET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, South of 151st Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1347 on May 17, 1993; and

WHEREAS, total cost of improvements to Mission Road, South of 151st Street, is estimated to be \$1,100,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

20-1, 949. Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and

there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93M, Project 138 (Mission Road, South of 151st Street), in the aggregate principal amount of One Million Dollars (\$1,000,000) which amount does not exceed the total estimated costs of said improvements.

20-1,950. Section Two: Said issue of Temporary Notes, Series 93M, Project 138 (Mission Road, South of 151st Street), shall consist of bearer notes numbered 1 through 10, inclusive, each in the denomination of \$100,000. Said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.56% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

20-1,951. Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

20-1,952. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.905% of the principal amount thereof.

20-1,953. Section Five: The proceeds of said temporary notes shall be deposited

with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-

exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

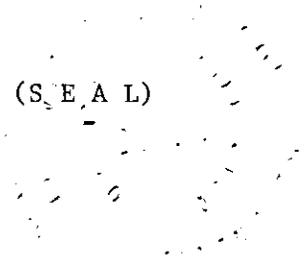
20-1,954. Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

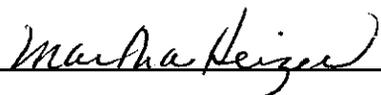
PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

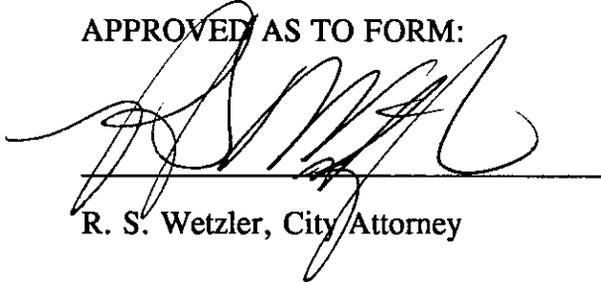

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED AS TO FORM:



R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

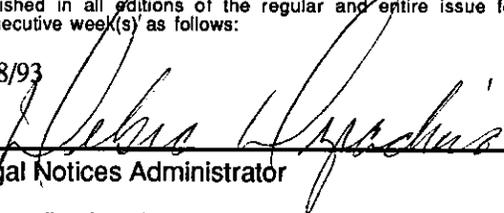
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or internal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

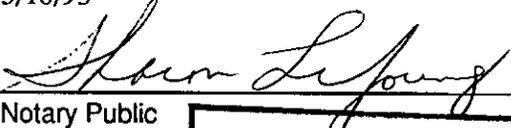
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$84.46

ORDINANCE NO. 1349

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93M, PROJECT 138 (MISSION ROAD, SOUTH OF 151ST STREET), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$1,000,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, SOUTH OF 151ST STREET, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, South of 151st Street, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimpovement of certain sections of said main trafficway by the approval of Ordinance No. 1347 on May 17, 1993; and

WHEREAS, total cost of improvements to Mission Road, South of 151st Street, is estimated to be \$1,100,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93M, Project 138 (Mission Road, South of 151st Street), in the aggregate principal amount of One Million Dollars (\$1,000,000) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93M, Project 138 (Mission Road, South of 151st Street), shall consist of bearer notes numbered 1 through 10, inclusive, each in the denomination of \$100,000. Said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.56% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note cho-

sen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.905% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	ISSUE	DATE	PRINCIPAL AMOUNT
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St. (K-150), State Line-Nail	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

/s/ R.S. Wetzler

R. S. Wetzler, City Attorney

Marcia Rinehart

Marcia Rinehart, Mayor

ORDNANCE NO. 1348

AN ORDINANCE AUTHORIZING THE IMPROVEMENT OF CERTAIN SECTION OF STATE LINE ROAD, PHASE II, A MAIN TRAFFICWAY, FROM A POINT BEGINNING APPROXIMATELY 50' NORTH OF THE CENTER LINE OF 119TH STREET AND ENDING 206.47 FEET SOUTH OF THE CENTER LINE OF 123RD STREET, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, " designated that portion of State Line Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq., and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 provides that all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the City at large and may be funded among others, by the issuance of general obligation bonds; and

WHEREAS, Section 1.103-18 of the Income Tax Regulations issued by the Internal Revenue Service (the "Regulations") requires that the City make a prior declaration of its intent to reimburse itself for project expenditures made by the City prior to the date of issuance of notes or bonds, and the City desires to comply with the requirements of the Regulations with respect to this Project.

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of State Line Road, Phase II, from a point beginning approximately 50' North of the center line of 119th street and ending 206.47 feet south of the center line of 123rd street, within the City of

Leawood, as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as provided by and under the authority of K.S.A. 12-689.

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

20-1,942. Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of State Line Road, Phase II, from a point beginning approximately 50' north of the center line of 119th street and ending 206.47 feet south of the center line of 123rd street, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687

20-1,943. Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, and contingencies, is \$700,000.00 and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.

20-1,944. Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$850,000.00

20-1,945. Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the Income Tax Regulations (the "Regulations").

This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.

20-1,946. Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the

Regulations.

20-1,947. Section 6. That this Ordinance shall be filed within 30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

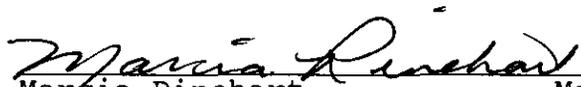
20-1,948. Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or the bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 17th day of May, 1993.

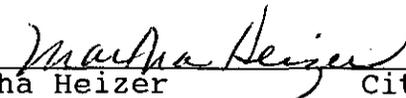
Approved by the Mayor this 17th day of May, 1993

(S E A L)



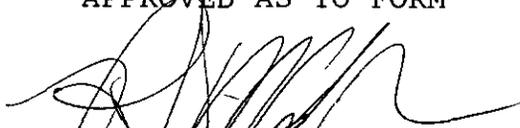
Marcia Rinehart Mayor

ATTEST:



Martha Heizer City Clerk

APPROVED AS TO FORM



R. S. Wetzler City Attorney

impord

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

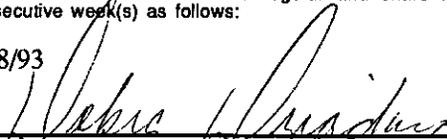
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

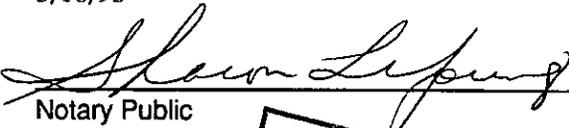
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$60.04

ORDINANCE NO. 1348

First published in The Legal Record, Tuesday, May 18, 1993.

ORDINANCE NO. 1348

AN ORDINANCE AUTHORIZING THE IMPROVEMENT OF CERTAIN SECTION OF STATE LINE ROAD, PHASE II, A MAIN TRAFFICWAY, FROM A POINT BEGINNING APPROXIMATELY 50' NORTH OF THE CENTER LINE OF 119TH STREET AND ENDING 206.47 FEET SOUTH OF THE CENTER LINE OF 123RD STREET, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas," designated that portion of State Line Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq., and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 provides that all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the City at large and may be funded among others, by the issuance of general obligation bonds; and

WHEREAS, Section 1.103-18 of the Income Tax Regulations issued by the Internal Revenue Service (the "Regulations") requires that the City make a prior declaration of its intent to reimburse itself for project expenditures made by the City prior to the date of issuance of notes or bonds, and the City desires to comply with the requirements of the Regulations with respect to this Project.

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of State Line Road, Phase II, from a point beginning approximately 50' North of the center line of 119th street and ending 206.47 feet south of the center line of 123rd street, within the City of Leawood, as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as provided by and under the authority of K.S.A. 12-689.

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of State Line Road, Phase II, from a point beginning approximately 50' north of the center line of 119th street and ending 206.47 feet south of the center line of 123rd street, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687

Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, and contingencies, is \$700,000.00 and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.

Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$850,000.00

Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the "Income, Tax Regulations (the "Regulations").

This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.

Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the

Regulations.

Section 6. That this Ordinance shall be filed within 30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or the bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 17th day of May, 1993.

Approved by the Mayor this 17th day of May, 1993

(S E A L)

Marcia Rinehart

Marcia Rinehart Mayor

ATTEST:

Martha Heizer

Martha Heizer City Clerk

APPROVED AS TO FORM

R. S. Wetzler

R. S. Wetzler City Attorney

impord

ORDNANCE NO. 1347

AN ORDINANCE AUTHORIZING THE IMPROVEMENT OF CERTAIN SECTION OF MISSION ROAD, A MAIN TRAFFICWAY, FROM 151ST STREET TO THE SOUTHERN CITY BOUNDRY, A DISTANCE OF APPROXIMATELY ONE-HALF (1/2) MILE, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, " designated that portion of Mission Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq., and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 provides that all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the City at large and may be funded among others, by the issuance of general obligation bonds; and

WHEREAS, Section 1.103-18 of the Income Tax Regulations issued by the Internal Revenue Service (the "Regulations") requires that the City make a prior declaration of its intent to reimburse itself for project expenditures made by the City prior to the date of issuance of notes or bonds, and the City desires to comply with the requirements of the Regulations with respect to this Project.

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of Mission Road, from 151st Street to the southern City boundry, a distance of approximately one-half mile, within the City of Leawood, as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as

provided by and under the authority of K.S.A. 12-689.

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

- 20-1,935 Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of Mission Road, from 151st Street to the southern City boundry, a distance of approximately one-half mile, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687
- 20-1,936. Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, and contingencies, is \$1,100,000.00 and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.
- 20-1,937. Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$1,500,000.00
- 20-1,938. Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the Income Tax Regulations (the "Regulations").
- This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.
- 20-1,939. Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the Regulations.
- 20-1,940. Section 6. That this Ordinance shall be filed within

30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

20-1,941. Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or the bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 17th day of May, 1993.

Approved by the Mayor this 17th day of May, 1993

(S E A L)

Marcia Rinehart
Marcia Rinehart Mayor

ATTEST:

Martha Heizer
Martha Heizer City Clerk

APPROVED AS TO FORM

R. S. Wetzler
R. S. Wetzler City Attorney

impord

THE LEGAL RECORD

102 S. Cherry, Suite 2

Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer

City of Leawood

9617 Lee Blvd.

Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:

Debra Dzidura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter. That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

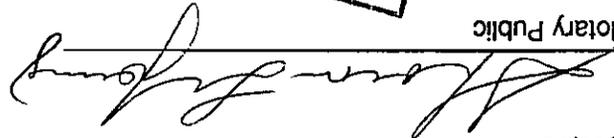
5/18/93

Legal Notices Administrator

Subscribed and sworn to before me on this date:

5/18/93

Notary Public



SHARON L. YOUNG
Notary Public - State of Kansas

Publication Fees: \$59.49

October 11, 1994

My appointment expires:

Ord 1347

THEREFORE, BE IT ORDAINED by the Governing Body of the City of Leawood, Kansas:

Section 1. It is hereby deemed and declared to be necessary to improve and reimprove certain portions of Mission Road, from 151st Street to the southern City boundry, a distance of approximately one-half mile, located within the City of Leawood, and it is hereby authorized, ordered, and directed that said main trafficway improvements, be done under the authority of K.S.A. 12-687

Section 2. The total estimated cost of the above described main trafficway improvements or reimprovements, including construction, engineering fees, acquisition of right-of-way and easements, and contingencies, is \$1,100,000.00 and shall be chargeable to the City at large and may be paid by the issuance of general obligation bonds of the City of Leawood under the authority of K.S.A. 12-689.

Section 3. That the costs incurred in connection with the Project shall be paid for from the proceeds of temporary notes to be issued from time to time as said costs are so incurred, and the Project shall be permanently financed with the proceeds of the sale of general obligation bonds of the City in an amount not to exceed \$1,500,000.00

Section 4. That to the extent the City shall pay all or any portion of the costs of the Project from available funds on hand prior to the issuance of temporary notes or bonds, the City hereby declares that it reasonably expects to reimburse such expenditures out of the proceeds of such temporary notes and such general obligation bonds. All such expenditures so reimbursed shall be capital expenditures with the meaning of Section 1.150-1(h) of the Income Tax Regulations (the "Regulations").

This declaration is a declaration of official intent adopted pursuant to Section 1.103-18 of the Regulations.

Section 5. That as of the date hereof, there are not City funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project, other than pursuant to the issuance of temporary notes or the bonds. This Ordinance, therefore is determined to be consistent with the City's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the Regulations.

Section 6. That this Ordinance shall be filed within 30 days of its adoption in the publicly available official books and records of the City. This Ordinance shall be available for inspection at the office of the City Clerk at City Hall during normal business hours of the City on every business day until the date of issuance of the bonds.

Section 7. That the City's Director of Finance shall be responsible for making any "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the notes or the bonds to reimburse the source of temporary financing used by the City to make payment of the prior costs of the Project. Each allocation shall be evidenced by an entry on the official books and records of the City maintained for the notes or the bonds, shall specifically identify the actual reimbursement of a fund or account in accordance with Section 1.103-18, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the notes or the bonds from any restriction under the ordinance or other documents authorizing the issuance of such notes or the bonds, and under any applicable state statute, which would apply to the unspent proceeds of the notes or the bonds.

Section 8. This ordinance shall take effect and be of force from and after its passage and approval and publication one time in the official City newspaper.

Passed by the Council the 17th day of May, 1993.

Approved by the Mayor this 17th day of May, 1993

(S E A L)

Marcia Rinehart
Mayor

ATTEST:

Martha Heizer
City Clerk

APPROVED AS TO FORM

R. S. Wetzier
City Attorney

impord

ORDINANCE NO. 1347

First published in The Legal Record, Tuesday, May 18, 1993.

ORDNANCE NO. 1347.

AN ORDINANCE AUTHORIZING THE IMPROVEMENT OF CERTAIN SECTION OF MISSION ROAD, A MAIN TRAFFICWAY, FROM 151ST STREET TO THE SOUTHERN CITY BOUNDRY, A DISTANCE OF APPROXIMATELY ONE-HALF (1/2) MILE, WITHIN THE CITY OF LEAWOOD AND PROVIDING FOR THE PAYMENT OF COSTS THEREOF AND EXPRESSING THE INTENT TO REIMBURSE COSTS OF THE PROJECT, SO INCURRED FROM PROCEEDS OF GENERAL OBLIGATION BONDS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas," designated that portion of Mission Road which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, K.S.A. 12-687 provides that the Governing Body of any city shall have power to improve or reimprove or cause to be improved or reimproved, any main trafficway or trafficway connection designated and established under the provisions of K.S.A. 12-685 et seq.; and such improvement or reimprovement may include grading, regrading, curbing, recurbing, guttering, reguttering, paving, repaving, macadamizing, remacadamizing, constructing, reconstructing, opening, widening, extending, rounding corners, straightening, relocating, construction or reconstruction of any necessary bridges and approaches thereto, viaducts, overpasses, underpasses, culverts, storm drainage, trafficway illumination, traffic control devices, pedestrian ways, bicycle ways, or other improvements or any two or more of such improvements or reimprovements and the acquisition of right-of-way by purchase or condemnation when necessary for any of such purposes; and

WHEREAS, K.S.A. 12-689 provides that all costs of improvements or reimprovements authorized under the provisions of K.S.A. 12-687, including acquisition of right-of-way, engineering costs, and all other costs properly attributable to such projects, shall be paid by the City at large and may be funded among others, by the issuance of general obligation bonds; and

WHEREAS, Section 1.103-18 of the Income Tax Regulations issued by the Internal Revenue Service (the "Regulations") requires that the City make a prior declaration of its intent to reimburse itself for project expenditures made by the City prior to the date of issuance of notes or bonds, and the City desires to comply with the requirements of the Regulations with respect to this Project.

WHEREAS, said Governing Body finds and determines that it is necessary to improve and reimprove certain portions of Mission Road, from 151st Street to the southern City boundry, a distance of approximately one-half mile, within the City of Leawood, as provided by and under the authority of K.S.A. 12-687, and to provide for the payment of the costs thereof as

ORDINANCE NO. 1346

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 93-2-93K, PROJECT 128 (OLD KENNETH ROAD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF OLD KENNETH ROAD BETWEEN K-150 AND KENNETH PARKWAY; SAID IMPROVEMENTS TO CONSIST OF A 2-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER, AND ALSO INCLUDING ALL NECESSARY STORM DRAINAGE FACILITIES, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1101 under K.S.A. 12 6a01 et seq. and adopted by the Governing Body of the City of Leawood on March 15, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$635,834.00 or approximately \$288 per abutting front foot; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

20-1,929 Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 93-2-93K, Project 128 (Old Kenneth Road), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000), which amount does not exceed the total estimated costs of said improvements.

20-1,930. Section Two: Said issue of Temporary Notes, Series L.I.D. 93-2-93K, Project 128, shall consist of bearer notes numbered 1 and 2, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

20-1,931. Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

20-1,932. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal amount thereof.

20-1,933. Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided , however , the foregoing

provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

20-1,934. Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven : That this Ordinance shall take effect and be in force after its publication as provided by law.

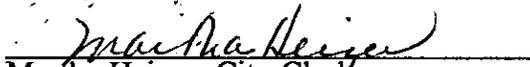
PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED AS TO FORM AND CONTENT:


R.S. Wetzler, City Attorney

hdII:tn-kenn

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93

Debra Dziadura

Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93

Sharon L. Young

Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$82.69

12-0114 and all acts amendatory thereto.
Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void in and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will

ORDINANCE NO. 1346

First published in The Legal Record, Tuesday, May 18, 1993.

ORDINANCE NO. 1346

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 93-2-93K, PROJECT 128 (OLD KENNETH ROAD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF OLD KENNETH ROAD BETWEEN K-150 AND KENNETH PARKWAY; SAID IMPROVEMENTS TO CONSIST OF A 2-LANE UNDIVIDED ROADWAY WITH CONCRETE CURB AND GUTTER, AND ALSO INCLUDING ALL NECESSARY STORM DRAINAGE FACILITIES, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1101 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on March 15, 1993; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$635,834.00 or approximately \$288 per abutting front foot; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 93-2-93K, Project 128 (Old Kenneth Road), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 93-2-93K, Project 128, shall consist of bearer notes numbered 1 and 2, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123,

such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

Marcia Rinehart
Marcia Rinehart, Mayor

APPROVED AS TO FORM AND CONTENT:

/s/ R.S. Wetzler
R.S. Wetzler, City Attorney

ORDINANCE NO. 1345

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93G, PROJECT 124 (135TH STREET [K-150], STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET [K-150], STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, RE-MACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Nall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Nall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

20-1,923. Section One : That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal, acquisition of right-of-way, and incidental costs, there

shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93G, Project 124 (135th Street [K-150], State Line-Nall Avenue), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000) which amount does not exceed the total estimated costs of said improvements.

20-1,924. Section Two: Said issue of Temporary Notes, Series 93G, Project 124 (135th Street [K-150], State Line-Nall Avenue), shall consist of bearer notes numbered 1 and 2 inclusive, each in the denomination of \$100,000. Said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for reduction) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

20-1,925. Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

20-1,926. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal amount thereof.

20-1,927. Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void in and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St. (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

20-1,928. Section Six: The full faith, credit and resources of the City of Leawood,

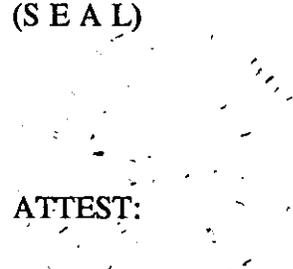
Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

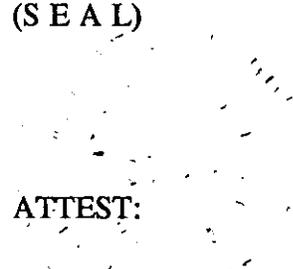
PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

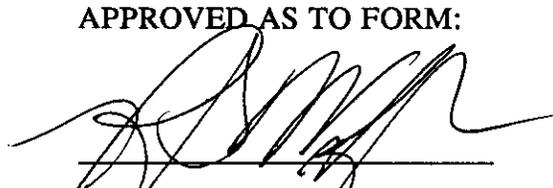
(S E A L)


Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:


Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:


R. S. Wetzler, City Attorney

hdII:tn-135th

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

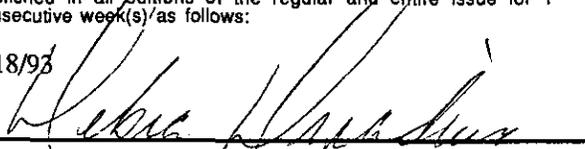
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

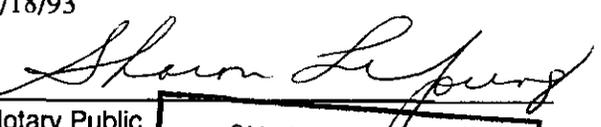
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$83.35

ORDINANCE NO. 1345
 First published in The Legal Record, Tuesday, May 18, 1993.
 ORDINANCE NO. 1345

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93G, PROJECT 124 (135TH STREET [K-150], STATE LINE-NALL AVENUE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF IMPROVEMENTS TO 135TH STREET [K-150], STATE LINE-NALL AVENUE, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES, APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS, OR OTHER IMPROVEMENTS OR ANY TWO OR MORE OF SUCH IMPROVEMENTS OR REIMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of 135th Street (K-150), State Line-Nall, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1203 on February 4, 1991; and

WHEREAS, the City of Leawood's share of the total cost of improvements to 135th Street (K-150), State Line-Nall, is estimated to be \$3,146,400.00; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123 and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, includ-

ing necessary engineering, legal, acquisition of right-of-way, and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93G, Project 124 (135th Street [K-150], State Line-Nall Avenue), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93G, Project 124 (135th Street [K-150], State Line-Nall Avenue), shall consist of bearer notes numbered 1 and 2 inclusive, each in the denomination of \$100,000. Said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereunder provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for reduction) at any date prior to the stated maturity date of said note by written notice to known holder or the publication of notice and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas; and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948; and
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000

(2)	Temporary Notes, 93B 135th St. (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000; and

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor: this 17th day of May, 1993.

(S E A L)

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED AS TO FORM:

/s/ R.S. Wetzler

R. S. Wetzler, City Attorney

Marcia Rinehart

Marcia Rinehart, Mayor

ORDINANCE NO. 1344

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93F, PROJECT 115 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD STREET-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 103rd Street-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1204 on February 4, 1991; and

WHEREAS, total cost of improvements to Mission Road, 103rd Street-College Boulevard, is estimated to be \$4,110,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

20-1,917. Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of

the City of Leawood, Kansas, designated Temporary Notes, Series 93F, Project 115 (Mission Road, 103rd Street-College Boulevard), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000.00) which amount does not exceed the total estimated costs of said improvements.

20-1,918. Section Two: Said issue of Temporary Notes, Series 93F, Project 115 (Mission Road, 103rd Street-College Boulevard), shall consist of bearer notes numbered 1 and 2, each in the denomination of \$100,000. Said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

20-1,919. Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

20-1,920. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal amount thereof.

20-1,921. Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

~~4. No portion of the proceeds of the sale of the notes will be loaned to nor will~~
such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

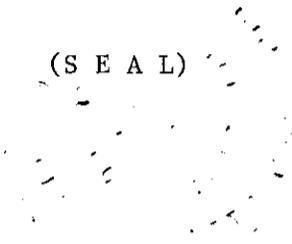
20-1,922. Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

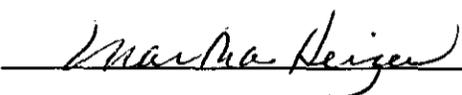
PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

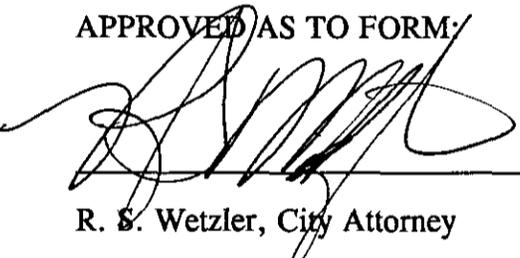

Marcia Rinehart
Marcia Rinehart, Mayor

ATTEST:



Martha Heizer, City Clerk

APPROVED AS TO FORM:



R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

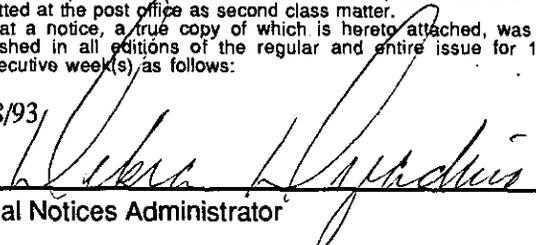
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

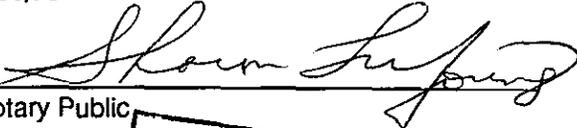
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$83.57

WHEREAS, total cost of improvements to Mission Road, 103rd Street-College Boulevard, is estimated to be \$4,110,000; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, and K.S.A. 12-689 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93F, Project 115 (Mission Road, 103rd Street-College Boulevard), in the aggregate principal amount of Two Hundred Thousand Dollars (\$200,000.00) which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series 93F, Project 115 (Mission Road, 103rd Street-College Boulevard), shall consist of bearer notes numbered 1 and 2, each in the denomination of \$100,000. Said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from the dated date, payable at maturity or upon redemption prior thereto at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, and 12-689 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption) at any date prior to the stated maturity date of said notes by written notice to known holder or the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Said notes shall be in customary form as provided by law, shall be signed by the mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the

ORDINANCE NO. 1344

First published in The Legal Record, Tuesday, May 18, 1993.

ORDINANCE NO. 1344

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93F, PROJECT 115 (MISSION ROAD, 103RD-COLLEGE BOULEVARD), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$200,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF IMPROVEMENT OR REIMPROVEMENT OF MISSION ROAD, 103RD STREET-COLLEGE BOULEVARD, INCLUDING GRADING, REGRADING, CURBING, RECURBING, GUTTERING, REGUTTERING, PAVING, REPAVING, MACADAMIZING, REMACADAMIZING, CONSTRUCTING, RECONSTRUCTING, OPENING, WIDENING, EXTENDING, ROUNDING CORNERS, STRAIGHTENING, RELOCATING, CONSTRUCTION OR RECONSTRUCTION OF ANY NECESSARY BRIDGES AND APPROACHES THERETO, VIADUCTS, OVERPASSES, UNDERPASSES, CULVERTS, STORM DRAINAGE, TRAFFICWAY ILLUMINATION, TRAFFIC CONTROL DEVICES, PEDESTRIAN WAYS, BICYCLE WAYS OR OTHER IMPROVEMENTS AND OTHER INCIDENTAL CONSTRUCTION COSTS.

WHEREAS, the City of Leawood has previously by Section 14-206 of the "Code of the City of Leawood, Kansas, 1984" designated that portion of Mission Road, 103rd Street-College Boulevard, which is located within this City as a main trafficway pursuant to the provisions of K.S.A. 12-685; and

WHEREAS, the Governing Body authorized the improvement or reimprovement of certain sections of said main trafficway by the approval of Ordinance No. 1204 on February 4, 1991; and

City shall receive an opinion from rationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	ISSUE	DATE	PRINCIPAL AMOUNT
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nail	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

APPROVED AS TO FORM:

/s/ R.S. Wetzler

R. S. Wetzler, City Attorney

Marcia Rinehart

Marcia Rinehart, Mayor

ORDINANCE NO. 1343

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-3-93H, PROJECT 132 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF THE CENTERLINE OF CARONDOLET DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UNDIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAWOOD: 20-1,911. Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-3-93H, Project 132 (State Line Road, Phase I), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000), which amount does not exceed the total estimated costs of said improvements.

20-1,912. Section Two: Said issue of Temporary Notes, Series L.I.D. 92-3-93H, Project 132, shall consist of bearer notes numbered 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993,

and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

20-1,913. Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

20-1,914. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal amount thereof.

20-1,915. Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the

notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

20-1,916. Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

ATTEST:

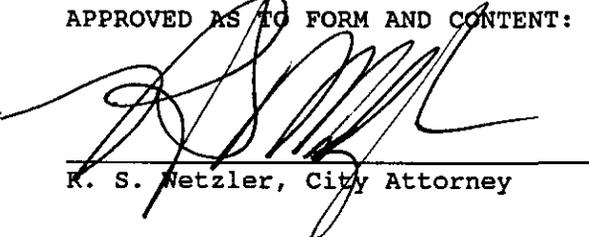


Marcia Rinehart, Mayor



Martha Heizer, City Clerk

APPROVED AS TO FORM AND CONTENT:


R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

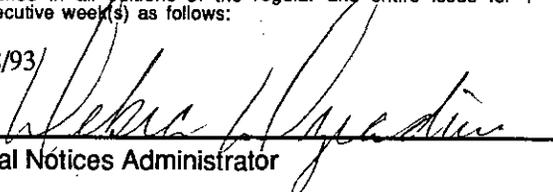
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

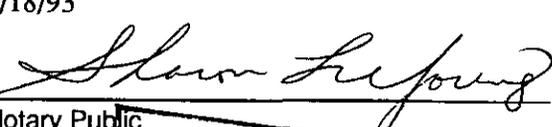
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$83.35

THE CENTERLINE OF CARONDOLET DRIVE; SAID IMPROVEMENTS TO BE EITHER A FIVE-LANE UN-DIVIDED ROADWAY OR A SIX-LANE DIVIDED ROADWAY OF ASPHALTIC CEMENT CONCRETE PAVEMENT, WITH RAISED TRAFFIC MEDIANS, PROTECTED LEFT TURN LANES, CURB AND GUTTERS, STORM SEWERS, SIDEWALK, STREET LIGHTS, AND OTHER APPURTENANCES TO MAKE A COMPLETE PARKWAY ROAD SYSTEM.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1054 under K.S.A. 12-6a01 et seq. and adopted by the Governing Body of the City of Leawood on January 27, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,115,112.33; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-3-93H, Project 132 (State Line Road, Phase I), in the aggregate principal amount of Three Hundred Thousand Dollars (\$300,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 92-3-93H, Project 132, shall consist of bearer notes numbered 1 through 3 inclusive, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.59% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to Country Club Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.84% of the principal

ORDINANCE NO. 1343

First published in The Legal Record, Tuesday, May 18, 1993.

ORDINANCE NO. 1343

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-3-93H, PROJECT 132 (STATE LINE ROAD, PHASE I), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$300,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION AND RECONSTRUCTION OF STATE LINE ROAD BETWEEN APPROXIMATELY FIVE HUNDRED THIRTEEN FEET SOUTH OF THE CENTERLINE OF 112TH TERRACE AND APPROXIMATELY ONE HUNDRED TWENTY-TWO FEET SOUTH OF

pal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

ATTEST:

Martha Helzer

Martha Helzer, City Clerk

APPROVED AS TO FORM AND CONTENT:

/s/ R.S. Wetzler

R. S. Wetzler, City Attorney

Marcia Rinehart

Marcia Rinehart, Mayor

ORDINANCE NO. 1342

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-4-93I, PROJECT 130 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$600,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12 6a 04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

20-1,905. Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-4-93I, Project 130 (Town Center Drive), in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000), which amount does not exceed the total estimated costs of said improvements.

20-1,906. Section Two: Said issue of Temporary Notes, Series L.I.D. 92-4-93I, Project 130, shall consist of bearer notes numbered from 1 through 6, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.56% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and

cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

20-1,907. Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

20-1,908. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.89% of the principal amount thereof.

20-1,909. Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be

required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

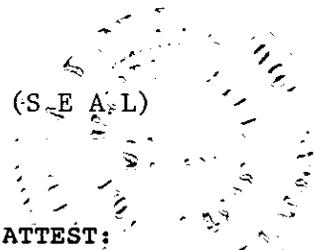
20-1,910. Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day
of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S-E A-L)



Marcia Rinehart

Marcia Rinehart, Mayor

ATTEST:

Martha Heizer

Martha Heizer, City Clerk

APPROVED AS TO FORM AND CONTENT:

R. S. Wetzler

R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

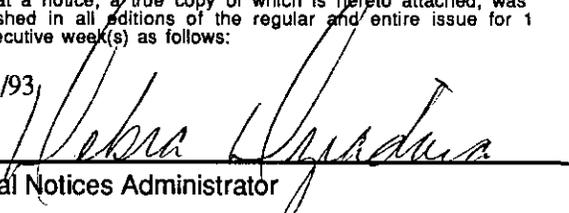
Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS:
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

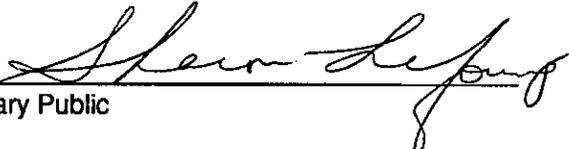
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



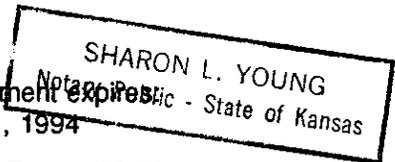
Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93



Notary Public

My appointment expires
October 11, 1994



Publication Fees: \$82.02

ORDINANCE NO. 1342

First published in The Legal Record, Tuesday, May 18, 1993.

ORDINANCE NO. 1342

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES L.I.D. 92-4-93I, PROJECT 130 (TOWN CENTER DRIVE), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$600,000 TO PROVIDE TEMPORARY FINANCING OF THE CITY'S SHARE OF THE COST OF CONSTRUCTION OF TOWN CENTER DRIVE; SAID ROADWAY TO BE CONSTRUCTED WITH CONCRETE CURB AND GUTTER, ASPHALTIC PAVEMENT, STORM DRAINAGE, SIDEWALKS, STREET LIGHTING AND OTHER APPURTENANCES.

WHEREAS, an improvement district has been established pursuant to Resolution No. 1063 under K.S.A. 12 6a 04(2) and adopted by the Governing Body of the City of Leawood on April 20, 1992; and

WHEREAS, the necessary permanent rights-of-way for construction have been acquired by the City; and

WHEREAS, the total estimated cost of construction is estimated to be \$1,175,000; and

WHEREAS, the cost of said improvements is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 10-123, K.S.A. 12-6a14 and all acts amendatory thereto.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid improvement now due or to become due in the immediate future, including necessary engineering, legal and incidental costs, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series L.I.D. 92-4-93I, Project 130 (Town Center Drive), in the aggregate principal amount of Six Hundred Thousand Dollars (\$600,000), which amount does not exceed the total estimated costs of said improvements.

Section Two: Said issue of Temporary Notes, Series L.I.D. 92-4-93I, Project 130, shall consist of bearer notes numbered from 1 through 6, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.5% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 10-123, 12-6a14 and all acts amendatory thereto.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor and attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk

and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be less than 99.89% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the improvement hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants, as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

ISSUE	DATE	PRINCIPAL AMOUNT
(1) Temporary Notes, 93A Mission Road, 103-College	January 1, 1993	\$ 400,000
(2) Temporary Notes, 93B 135th Street (K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3) Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4) Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5) Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide project financing for the improvements, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to or will such proceeds or the improvements be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)

ATTEST:

Martha Heizer
Martha Heizer, City Clerk

Marcia Rinehart
Marcia Rinehart, Mayor

APPROVED AS TO FORM AND CONTENT:

/s/ R.S. Wetzler
R. S. Wetzler, City Attorney

ORDINANCE NO. 1341

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93L, PROJECT 135 (GOLF COURSE LAND), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND NALL AVENUE.

WHEREAS, the Governing Body authorized the acquisition of land for a public park by approval of Resolution No. 1089 on December 7, 1992; and

WHEREAS, the total estimated cost of acquisition of park land is estimated to be \$700,000; and

WHEREAS, the cost of said acquisition is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

23-207. Section One: That in order to provide funds to pay the costs and expenses of the aforesaid land acquisition now due or to become due in the immediate future, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93L, Project 135 (Golf Course Land), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000), which amount does not exceed the total estimated costs of said land acquisition.

23-208. Section Two: Said issue of Temporary Notes, Series 93L, Project 135, shall consist of bearer notes numbered from 1 through 7, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.56% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-1302.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for

redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes, the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

23-209. Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor, attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

23-210. Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.89% of the principal amount thereof.

23-211. Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every provision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;

~~2. Since January 1, 1993, the City has not issued any bonds or temporary~~
notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B	January 1, 1993	\$ 800,000

135th St.(K-150), State Line-Nall

- | | | | |
|-----|--|-----------------|-------------|
| (3) | Temporary Notes, L.I.D. 92-1-93C
State Line Road, Phase I | January 1, 1993 | \$ 800,000 |
| (4) | Temporary Notes, L.I.D. 92-2-93D
Town Center Drive | January 1, 1993 | \$ 400,000 |
| (5) | Temporary Notes, 93E
Municipal Golf Course | January 1, 1993 | \$3,400,000 |

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

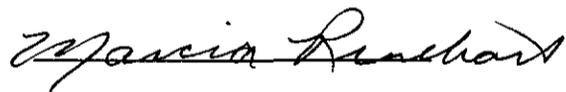
23-212. Section Six: The full faith, credit and resources of the City of Leawood, Kansas, shall be and the same are hereby irrevocably pledged for the prompt payment of said notes and the interest thereon.

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of ~~1993~~ May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

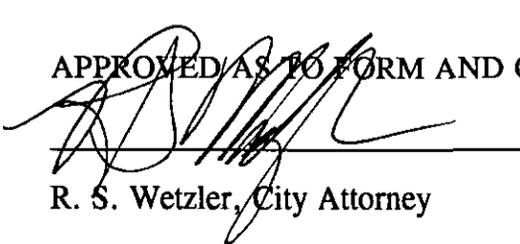
(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED AS TO FORM AND CONTENT:


R. S. Wetzler, City Attorney

THE LEGAL RECORD

102 S. Cherry, Suite 2
Olathe, KS 66061

Phone (913) 780-5747

TO:

Martha Heizer
City of Leawood
9617 Lee Blvd.
Leawood KS 66206

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Debra Dziadura, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Administrator of The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or legal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than five (5) years prior to the first publication of the notice attached, and has been admitted at the post office as second class matter.

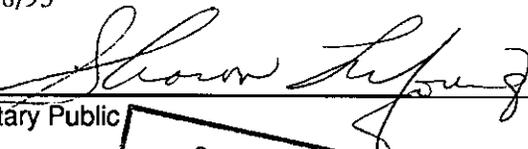
That a notice, a true copy of which is hereto attached, was published in all editions of the regular and entire issue for 1 consecutive week(s) as follows:

5/18/93



Legal Notices Administrator

Subscribed and sworn to before me on this date:
5/18/93



Notary Public

SHARON L. YOUNG
Notary Public - State of Kansas

My appointment expires:
October 11, 1994

Publication Fees: \$72.04

ORDINANCE NO. 1341

First published in The Legal Record, Tuesday, May 18, 1993.

ORDINANCE NO. 1341

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND DELIVERY OF TEMPORARY NOTES, SERIES 93L, PROJECT 135 (GOLF COURSE LAND), OF THE CITY OF LEAWOOD, KANSAS, IN THE AMOUNT OF \$700,000 TO PROVIDE TEMPORARY FINANCING OF THE COST OF ACQUIRING PARK LAND IN THE VICINITY OF 151ST STREET AND NALL AVENUE.

WHEREAS, the Governing Body authorized the acquisition of land for a public park by approval of Resolution No. 1089 on December 7, 1992; and

WHEREAS, the total estimated cost of acquisition of park land is estimated to be \$700,000; and

WHEREAS, the cost of said acquisition is authorized to be paid for in whole or in part by the issuance of temporary notes; and

WHEREAS, the City of Leawood is authorized by law to issue temporary notes as provided by K.S.A. 12-1302.

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

Section One: That in order to provide funds to pay the costs and expenses of the aforesaid land acquisition now due or to become due in the immediate future, there shall be issued and there is hereby authorized and directed to be issued an issue of temporary notes of the City of Leawood, Kansas, designated Temporary Notes, Series 93L, Project 135 (Golf Course Land), in the aggregate principal amount of Seven Hundred Thousand Dollars (\$700,000), which amount does not exceed the total estimated costs of said land acquisition.

Section Two: Said issue of Temporary Notes, Series 93L, Project 135, shall consist of bearer notes numbered from 1 through 7, each in the denomination of \$100,000. Each of said notes shall be dated June 1, 1993, and shall have the stated maturity date of February 25, 1994. The notes shall bear interest from their dated date, payable at maturity or upon redemption prior thereto, at a rate of interest of 2.56% per annum. The notes shall be callable upon 10 days notice as hereinafter provided and shall be redeemed and cancelled before or at the time general obligation improvement bonds are issued in lieu thereof. Said notes are authorized by K.S.A. 12-1302.

Both principal of and interest on said notes shall be payable at the office of the City Treasurer of the City of Leawood, Kansas, upon presentation and surrender of said notes at maturity.

The City of Leawood, Kansas, reserves the right to redeem and pay said notes, in whole or in part (but in any event in the full face amount of the particular note chosen for redemption), at any date prior to the stated maturity date of said notes by written notice to known holder or by the publication of notice at least one time and payment of said notes; the last publication of such notice or written notification of redemption to the known holder to be at least ten days prior to the redemption date fixed in such notice.

Section Three: Each of said notes shall be in customary form as provided by law, shall be signed by the Mayor, attested by the City Clerk of the City of Leawood, Kansas, and shall have the seal of said City affixed thereto.

Section Four: The Mayor and City Clerk of Leawood, Kansas, are hereby authorized and directed to prepare and execute said temporary notes herein authorized to be issued in the form and substance hereinbefore described and as provided by law and to procure the proper registration in the office of the City Clerk and in the office of the Treasurer of the State of Kansas, and when so executed and when registered, said notes shall be countersigned by the City Clerk and delivered to United Missouri Bank, the original purchaser thereof, upon payment of the purchase price therefor which shall not be for less than 99.89% of the principal amount thereof.

Section Five: The proceeds of said temporary notes shall be deposited with the City Treasurer in a special fund created for the purpose of paying said costs and expenses of the project hereinbefore described.

The City further covenants and agrees that it will comply with each and every pro-

vision of the Tax Reform Act of 1986 that is or may become applicable to the notes, including but not limited to any provisions requiring the rebate of excess earnings on funds or accounts created with respect to the notes; provided, however, the foregoing provision shall be and become null and void if and to the extent that the City shall receive an opinion from nationally recognized bond counsel which concludes that compliance with the foregoing covenant and the provisions of the Tax Reform Act of 1986 as provided in this section shall not be required to retain and continue the tax exempt status of the interest income on the notes.

The Governing Body hereby finds, determines, represents and warrants as follows:

1. The City is a duly-created and validly-existing political subdivision in existence since 1948;
2. Since January 1, 1993, the City has not issued any bonds or temporary notes other than the following-described obligations:

	<u>ISSUE</u>	<u>DATE</u>	<u>PRINCIPAL AMOUNT</u>
(1)	Temporary Notes, 93A Mission Road, 103rd-College	January 1, 1993	\$ 400,000
(2)	Temporary Notes, 93B 135th St.(K-150), State Line-Nall	January 1, 1993	\$ 800,000
(3)	Temporary Notes, L.I.D. 92-1-93C State Line Road, Phase I	January 1, 1993	\$ 800,000
(4)	Temporary Notes, L.I.D. 92-2-93D Town Center Drive	January 1, 1993	\$ 400,000
(5)	Temporary Notes, 93E Municipal Golf Course	January 1, 1993	\$3,400,000

The City does not reasonably anticipate issuing qualified tax-exempt obligations during calendar year 1993 in an aggregate amount in excess of \$10,000,000;

3. Other than the temporary notes, the City has not issued and does not expect to issue any other notes or obligations the proceeds of which have been or will be used to provide financing for the project, other than temporary notes to be retired with the proceeds of said temporary notes and bonds to retire said temporary notes;

4. No portion of the proceeds of the sale of the notes will be loaned to nor will such proceeds or project be in any manner used in the trade or business of any person, firm or corporation other than a governmental entity.

The Governing Body of the City hereby designates the notes to be "qualified tax-exempt obligations" within the meaning and for the purposes of Section 265 of the Tax Reform Act of 1986.

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

Section Seven: That this Ordinance shall take effect and be in force after its publication as provided by law.

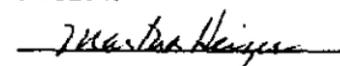
PASSED by the Governing Body of the City of Leawood, Kansas, this 17th day of ~~1993~~ May, 1993.

SIGNED by the Mayor this 17th day of May, 1993.

(S E A L)


Marcia Rinehart, Mayor

ATTEST:


Martha Heizer, City Clerk

APPROVED AS TO FORM AND CONTENT:

/s/ R.S. Wetzler
R. S. Wetzler, City Attorney