

POSTED
2-12-80
2-12-80

ACTION

DATE

COMMITTEE _____

M.A.P.C. _____

B.C.C./B. CO. C. *Accepted* 2-12-80

D-0936 - M.J.Landwehr grants
contingent dedication generally
located at the southwest corner of
McCormick and Everett.

MAP No. 5346
Sec. No. 30
TWP. No. 27
RANGE 1E

DEDICATION REPORT AND PROGRESS

CASE No. D - 0936

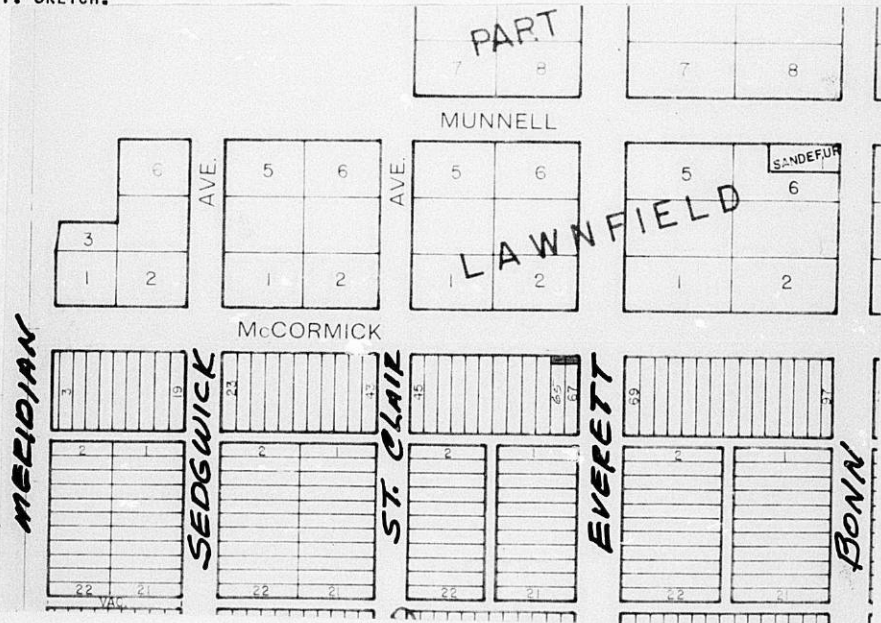
ASSOCIATED CASE: Z-2064

I. OFFER TO DEDICATE: Contingent Dedication
GENERALLY LOCATED: southwest corner of McCormick and Everett.

LEGALLY DESCRIBED AS:

DEDICATED BY: M. J. Landwehr
AGENT: _____
ADDRESS: _____ PHONE _____
PURPOSE OF DEDICATION: _____

II. SKETCH.



FILED 2-4-80
POSTED TO ATLAS _____
S/D COMM. ACTION _____
M.A.P.C. ACTION _____

B.C.C. ACTION 2-12-80 accept
PLACED ON RECORD _____
CITY CLERKS No. _____

map 5346

D-0936

30

27

1E

CONTINGENT DEDICATION

(assc 2-2064)

WHEREAS, M. J. Landwehr
are the owners of the following described
property, to-wit:

Lots 65 and 67 on McCormick Avenue, in Garfield Addition,
Sedgewick County, Kansas.

and;

WHEREAS, zoning is being established on the above-
described tract, to be established as: "RB" Four-Family Zoning

and;

WHEREAS, said Owners are desirous of dedicating, to
the public for street purposes, the following-described property
of and from said real estate as above-described, to wit:

The North 10 feet of said Lots 65 and 67 on
McCormick Avenue in Garfield Addition.

and;

WHEREAS, at the time of establishing zoning upon said
real estate and the dedication of the property thereof described
for street purposes, a certain building presently exists on the
above-described property which extends into and on the area
herein described as dedicated for street right-of-way purposes;
and

WHEREAS, it is the intention of said Owners to dedicate
to the public the above-described street right-of-way, but the
effective date of such dedication of right-of-way shall occur
only in the event of certain contingencies.

NOW, THEREFORE, M. J. Landwehr,
 being the legal owners of the first above-described real estate,
 do hereby dedicate, to the public for street purposes, the fol-
 lowing-described tract, to wit:

The North 10 feet of Lots 65 and 67 on McCormick Avenue
 in Garfield Addition, Sedgwick County, Kansas.

provided, however, that the right of the public and the County of
 Sedgwick to use, maintain, erect, install utilities, and make simi-
 lar street uses shall not occur so long as the present building
 shall remain and is in use by M. J. Landwehr
 their successors or assigns.

In the event of a substantial destruction of said building by
 fire, explosion, or other casualty, or in the event the building
 is substantially dismantled or destroyed, this dedication shall
 be and become, without further notice or act, in full force and
 effect.

M. J. Landwehr It is the intent of the grantor herein,
M. J. Landwehr, that this shall be a covenant
 running with the land and shall be binding upon the successors, and
 assigns, and upon all subsequent owners of any part or portion of
 the first above-described real estate.

This instrument executed at Wichita, Kansas,
 this 28th day of January, 1980.

M. J. Landwehr
 M. J. Landwehr

ATTEST:

Ruby M. Eubanks
 Notary Public

