

TEMPORARY EASEMENT

THIS EASEMENT made this 13th day of April, 1987.

by and between 17th Street Development, Inc.

of the first part and the City of Wichita of the second part.

WITNESSETH: That the said first party y, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, the receipt whereof is hereby acknowledged, do hereby grant and convey unto the said second party a temporary right-of-way and easement for the purpose of constructing drainage system according to the plans and specifications now on file in the office of the City Engineer of the City of Wichita, Kansas, over, along and under the following described real estate situated in Sedgwick County, Kansas, to-wit:

Lot 1, Block 2, Amarado Estates 3rd Addition to Wichita, Sedgwick County, Kansas.

This easement does not include a right-of-way over land occupied by a permanent structure. Said easement shall expire upon completion of paving of Denene and Jamesburg Streets adjacent to said lot.

IN WITNESS WHEREOF: The said first party has signed these presents the day and year first written.

17th Street Development, Inc.

[Handwritten Signature]
Randall J. Voth, President

STATE OF KANSAS)
SEDGWICK COUNTY) SS

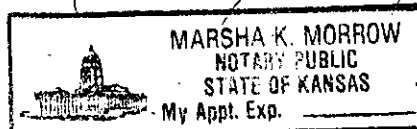
Personally appeared before me, a notary public in and for the County and State aforesaid Randall J. Voth, President, 17th Street Development

to me personally known to be the same person who executed the foregoing instrument of writing and said person duly acknowledged the execution thereof.

Dated at Wichita, Kansas, this 13th day of April, 1987.

[Handwritten Signature]
Notary Public

(My Commission expires May 8, 1987)



CERTIFICATE OF PLAN AND SPECIFICATIONS REVIEW

Project Name AMARADO ESTATES 3RD ADDITION - PHASE I - PART 1 & 2
Project Number 468-76-245-80001-000-000-107

I, 17th Street Development, Inc., (as property owner or duly authorized agent of the property owner of the property that is to be served by said project) do hereby certify that the plans and specifications for said project have been reviewed. It is further acknowledged that the plans and specifications are approved with particular emphasis and acknowledgment being placed on the following items of special concern.

1. The tops of manhole elevations shown on said plans have been reviewed and approved. It is also acknowledged and agreed that, should subject property be finished and graded to elevations which do not match the manhole top elevations shown on said plans, it will be necessary to adjust the tops of such manholes to elevations which match the final finished grade of such property all in accordance with City of Wichita Standards and Specifications without cost to the City of Wichita.
2. The depths of proposed sewers shown on said plans have been reviewed and approved. It is also acknowledged that the City of Wichita has an established procedure which requires the project contractor to contact the property owner or authorized agent of the property owner whose property is to be served by the project in order to establish locations of required riser construction on the project to facilitate future sanitary sewer construction. Any discrepancies between those risers actually constructed and those initially indicated as required is understood to be a matter to be resolved strictly between the City's project contractor and the property owner or the property owner's authorized agent and it will be the responsibility of the property owner or the property owner's authorized agent to coordinate with the project contractor.

SIGNED BY

[Signature] Pres.
(Property Owner or duly authorized Agent)

17th Street Development Inc
Title

(The Title should include whether the person signing is a property owner or duly authorized agent of the property owner.)

STATE OF KANSAS

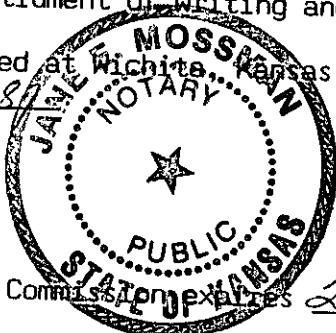
SS

SEDGWICK COUNTY

Personally appeared before me a notary public in and for the City and State aforesaid Randall J. Voth

to me personally known to be the same person_ who executed the foregoing instrument of writing and said person_ duly acknowledged the execution thereof.

Dated at Wichita, Kansas, this 21st day of April, 1988



[Signature]
Notary Public

(My Commission expires 20th Feb. 1988.)

CERTIFICATE OF PLAN AND SPECIFICATIONS REVIEW

Project Name Stonegate Estates (Phase 2)

Project Number 468-76-245-80001-000-000-147

I, 17th Street Development, Inc., (as property owner or duly authorized agent of the property owner of the property that is to be served by said project) do hereby certify that the plans and specifications for said project have been reviewed. It is further acknowledged that the plans and specifications are approved with particular emphasis and acknowledgment being placed on the following items of special concern.

- 1. The tops of manhole elevations shown on said plans have been reviewed and approved. It is also acknowledged and agreed that, should subject property be finished and graded to elevations which do not match the manhole top elevations shown on said plans, it will be necessary to adjust the tops of such manholes to elevations which match the final finished grade of such property all in accordance with City of Wichita Standards and Specifications without cost to the City of Wichita.
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SIGNED BY

[Handwritten signature]

(Property Owner or duly authorized Agent)

President
Title

(The Title should include whether the person signing is a property owner or duly authorized agent of the property owner.)

STATE OF KANSAS

SS

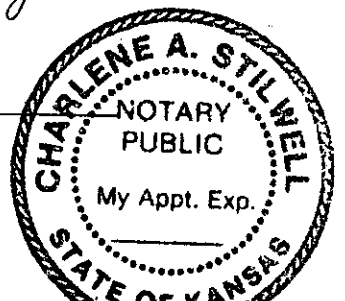
SEDGWICK COUNTY

Personally appeared before me a notary public in and for the City and State aforesaid Randall J. Voth

to me personally known to be the same person_ who executed the foregoing instrument of writing and said person_ duly acknowledged the execution thereof.

Dated at Wichita, Kansas, this 26th day of February, 1988.

Charlene A. Stilwell
Notary Public



(My Commission expires 11/30/91.)

CERTIFICATE OF PLAN AND SPECIFICATIONS REVIEW

Project Name Stonegate Estates (Phase 2A)
Sanitary Sewer Improvements

Project Number 468-76-245-80001-000-000-166

I, Randall J. Voth, (as property owner or duly authorized agent of the property owner of the property that is to be served by said project) do hereby certify that the plans and specifications for said project have been reviewed. It is further acknowledged that the plans and specifications are approved with particular emphasis and acknowledgment being placed on the following items of special concern.

1. The tops of manhole elevations shown on said plans have been reviewed and approved. It is also acknowledged and agreed that, should subject property be finished and graded to elevations which do not match the manhole top elevations shown on said plans, it will be necessary to adjust the tops of such manholes to elevations which match the final finished grade of such property all in accordance with City of Wichita Standards and Specifications without cost to the City of Wichita.
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SIGNED BY

[Handwritten Signature]

(Property Owner or duly authorized Agent)

President

Title

(The Title should include whether the person signing is a property owner or duly authorized agent of the property owner.)

STATE OF KANSAS

SS

SEDGWICK COUNTY

Personally appeared before me a notary public in and for the City and State

aforsaid Randall J. Voth, President of 17th Street Development, Inc.

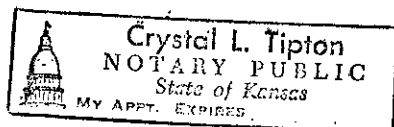
to me personally known to be the same person who executed the foregoing instrument of writing and said person duly acknowledged the execution thereof.

Dated at Wichita, Kansas, this 8th day of June, 1988.

[Handwritten Signature]

Notary Public

(My Commission expires 9-12-90.)



STATE OF KANSAS
SEDGWICK COUNTY }
FILED FOR RECORD AT
7:00 P.M.

AFFIDAVIT

JUN 11 1987

STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

NO. 8 87994
PAT KETTLER
REGISTER OF DEEDS

*Ed Reed
Deputy*

MICHAEL LINDEBAK, City Engineer of the city of Wichita,

Kansas, being first duly sworn upon oath, with the consent and acquiescence of 17TH STREET DEVELOPMENT, INC., A Kansas Corporation, RANDALL J. VOTH, President, HAROLD M. GRAF and GAIL M. GRAF, husband and wife, and WOODBURY HOMES, INC., a Kansas corporation, acting through its president and chief executive officer, Donald L. Klausmeyer, all having been first duly sworn upon oath, depose and state:

1. Affiants Harold M. Graf and Gail M. Graf are the fee title owners of record to that real property legally described as:

Lot 51, Block 2, Amarado Estates Third Addition to Wichita, Sedgwick County, Kansas.

2. Affiant Woodbury Homes, Inc., a Kansas corporation, is the fee title owner of record to that real property legally described as:

Lot 50, Block 2, Amarado Estates Third Addition to Wichita, Sedgwick County, Kansas.

3. 17TH STREET DEVELOPMENT, INC., A Kansas Corporation, RANDALL J. VOTH, President, is the fee title owner of record to all of the remaining real property platted as Amarado Estates Third Addition to Wichita, Sedgwick County, Kansas.

4. This affidavit is made and is to be recorded pursuant to Kansas Statutes Annotated, 1986 Supplement, 12-420, providing for the correction of the name of a subdivision when the same has been erroneously described and named.

5. Affiants state that, through inadvertence and error, the real property hereinabove described and recorded as Amarado Estates Third Addition was to have been entitled, described, and platted as Stonegate Estates to Wichita, Sedgwick County, Kansas.

6. Affiants state that the error in the naming of the subdivision on the plat heretofore filed on the 6th day of April, 1987, may tend to cause confusion with owners, realtors and brokers, and others having ownership interests in or dealing with

see to all, know

no mark

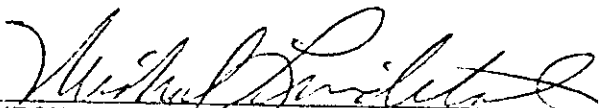
Randall Voth

and about the residential lots within the subdivisions platted and described as Amarado Estates and Amarado Estates Second Addition to Wichita, Sedgwick County, Kansas, and it is in the interest of these affiants and in the public interest to correct the error in the entitlement of the plat herein referenced to "Stonegate Estates to Wichita, Sedgwick County, Kansas".

7. That the affiants who own property through warranty deed conveyance described as being a part of Amarado Estates Third Addition, including affiants Woodbury Homes, Inc., and Harold M. and Gail M. Graf, will receive corrected warranty deeds describing the conveyance to each of said affiants as being a part of Stonegate Estates to Wichita, Sedgwick County, Kansas.

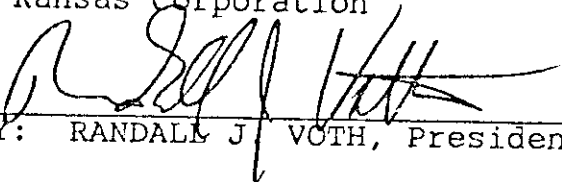
8. That this affidavit corrects the error in the name of the subdivision and no other errors; that nothing herein affects outer boundaries of the plat or affects the boundaries or descriptions of adjoining grounds; and that this affidavit is made solely and exclusively for correcting the error in the name of the subdivision.


FURTHER AFFIANTS SAITH NOT.

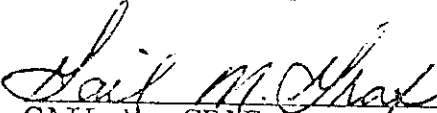

 MICHAEL LINDEBAK, City Engineer
 City of Wichita, Kansas

CONSENTED TO BY:

17TH STREET DEVELOPMENT, INC.,
 A Kansas Corporation


 BY: RANDALL J. VOTH, President


 HAROLD M. GRAF


 GAIL M. GRAF
 Husband and Wife

WOODBURY HOMES, INC.,
 A Kansas Corporation

By 
 Donald L. Klausmeyer, President

SUBSCRIBED AND SWORN TO before me this 10th day of June, 1987, by MICHAEL LINDEBAK.



Steven L. Potucek
Notary Public

My Appointment expires: Jan 17, 1989

SUBSCRIBED AND SWORN TO before me this 10th day of June, 1987, by 17th Street Development, Inc., a Kansas Corporation, by RANDALL J. VOTH, President.

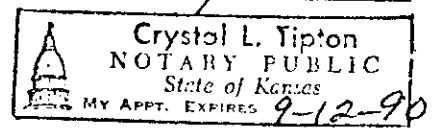
Crystal L. Tipton
Notary Public



My Appointment expires: 9-12-90

SUBSCRIBED AND SWORN TO before me this 10th day of June, 1987, by HAROLD M. GRAF and GAIL M. GRAF, husband and wife.

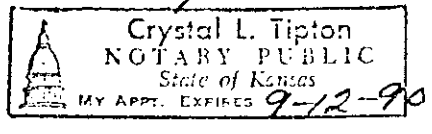
Crystal L. Tipton
Notary Public



My Appointment expires: 9-12-90

SUBSCRIBED AND SWORN TO before me this 10th day of June, 1987, by DONALD L. KLAUSMEYER, President of Woodbury Homes, Inc.

Crystal L. Tipton
Notary Public



My Appointment expires: 9-12-90

AFFIDAVIT

STATE OF KANSAS)
) ss.
COUNTY OF SEDGWICK)

MICHAEL LINDEBAK, City Engineer of the city of Wichita, Kansas, being first duly sworn upon oath, with the consent and acquiescence of 17TH STREET DEVELOPMENT, INC., A Kansas Corporation, RANDALL J. VOTH, President, HAROLD M. GRAF and GAIL M. GRAF, husband and wife, and WOODBURY HOMES, INC., a Kansas corporation, acting through its president and chief executive officer, Donald L. Klausmeyer, all having been first duly sworn upon oath, depose and state:

1. Affiants Harold M. Graf and Gail M. Graf are the fee title owners of record to that real property legally described as:

Lot 51, Block 2, Amarado Estates Third Addition to Wichita, Sedgwick County, Kansas.

2. Affiant Woodbury Homes, Inc., a Kansas corporation, is the fee title owner of record to that real property legally described as:

Lot 50, Block 2, Amarado Estates Third Addition to Wichita, Sedgwick County, Kansas.

3. 17TH STREET DEVELOPMENT, INC., A Kansas Corporation, RANDALL J. VOTH, President, is the fee title owner of record to all of the remaining real property platted as Amarado Estates Third Addition to Wichita, Sedgwick County, Kansas.

4. This affidavit is made and is to be recorded pursuant to Kansas Statutes Annotated, 1986 Supplement, 12-420, providing for the correction of the name of a subdivision when the same has been erroneously described and named.

5. Affiants state that, through inadvertence and error, the real property hereinabove described and recorded as Amarado Estates Third Addition was to have been entitled, described, and platted as Marada Addition to Wichita, Sedgwick County, Kansas.

6. Affiants state that the error in the naming of the subdivision on the plat heretofore filed on the 6th day of April, 1987, may tend to cause confusion with owners, realtors and brokers, and others having ownership interests in or dealing with

and about the residential lots within the subdivisions platted and described as Amarado Estates and Amarado Estates Second Addition to Wichita, Sedgwick County, Kansas, and it is in the interest of these affiants and in the public interest to correct the error in the entitlement of the plat herein referenced to "Marada Addition to Wichita, Sedgwick County, Kansas".

7. That the affiants who own property through warranty deed conveyance described as being a part of Amarado Estates Third Addition, including affiants Woodbury Homes, Inc., and Harold M. and Gail M. Graf, will receive corrected warranty deeds describing the conveyance to each of said affiants as being a part of Marada Addition to Wichita, Sedgwick County, Kansas.

8. That this affidavit corrects the error in the name of the subdivision and no other errors; that nothing herein affects outer boundaries of the plat or affects the boundaries or descriptions of adjoining grounds; and that this affidavit is made solely and exclusively for correcting the error in the name of the subdivision.

FURTHER AFFIANTS SAITH NOT.

MICHAEL LINDEBAK, City Engineer
City of Wichita, Kansas

CONSENTED TO BY:

17TH STREET DEVELOPMENT, INC.,
A Kansas Corporation

BY: RANDALL J. VOTH, President

HAROLD M. GRAF

GAIL M. GRAF
Husband and Wife

WOODBURY HOMES, INC.,
A Kansas Corporation

By _____
Donald L. Klausmeyer, President

SUBSCRIBED AND SWORN TO before me this _____ day of
June, 1987, by MICHAEL LINDEBAK.

Notary Public

My Appointment expires:

SUBSCRIBED AND SWORN TO before me this _____ day of
June, 1987, by 17th Street Development, Inc., a Kansas
Corporation, by RANDALL J. VOTH, President.

Notary Public

My Appointment expires:

SUBSCRIBED AND SWORN TO before me this _____ day of
June, 1987, by HAROLD M. GRAF and GAIL M. GRAF, husband and wife.

Notary Public

My Appointment expires:

SUBSCRIBED AND SWORN TO before me this _____ day of
June, 1987, by DONALD L. KLAUSMEYER, President of Woodbury Homes,
Inc.

Notary Public

My Appointment expires:

S/D No.: 86-104 Name: AMARADO ESTATES THIRD ADDITION

Preliminary Approved:
Scheduled S/D Meeting: 12/4/86

DESCRIPTION

General Location: East side of Maize Road, between 17th and 21st Streets North.
Owner: Randy Voth, 1831 N. Woodrow, Wichita, KS 67203
Surveyor/Engineer: Lowell D. High, 1542 S. St. Francis, Wichita, KS 67211

1. Gross Acreage of Plat: 60.0
 2. Number of Lots:
 - Residential: 188
 - Office:
 - Commercial:
 - Industrial:
 - Total: 188
 3. Minimum Lot Area: 8,580 Sq. Ft.
 4. Existing Zoning: "R-1"
 5. Proposed Zoning: "AA" (After Annexation)
-

STAFF COMMENTS:

- A. The applicant shall guarantee the extension of sanitary sewer to serve the lots being platted.
- B. The applicant shall guarantee the extension of City water to serve the lots being platted.
- C. The applicant shall guarantee the paving of the proposed interior streets.
- D. The applicant shall guarantee any drainage improvements required by the platting of this property.
- E. The Valleyview street paving petition shall provide for the construction of sidewalks on each side of this collector street.
- F. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning Department for recording.
- G. The applicant shall submit a sidewalk certificate stating that a sidewalk will be constructed on the north side of 17th Street North at the time of development of Lots 36 through 50, Block 4. 17th Street North is a collector street.
- H. On the final plat, the street name of Jansen shall be changed to Denene. Denene is established as the first north/south street east of Maize Road. All other proposed street names on this plat have been carefully selected with regard to existing street names.
- I. On the final plat, the 15-foot wide side yard building setbacks on corner lots shall be labeled.
- J. Approval of this plat is subject to vacation, by separate instrument, of the half-street right-of-way for 17th Street North existing between Maize Road and Valleyview. This half-street vacation was obtained some years ago from the owner of the cemetery property to the south. The vacation of the right-of-way will preserve the existing hedgerow and avoid the creation of a half-mile long, straight-shot collector street.
- K. Since this property is adjacent to the City of Wichita, the applicant shall request annexation into the City. Upon annexation, the property will be zoned "AA", and thereby permit the lot sizes being proposed. The final plat shall not be scheduled for B.C.C. review until annexation has occurred.
- L. Prior to, or at the time of submitting the final plat, the applicant shall submit a drainage plan to City Engineering for review and approval.
- M. The applicant shall install or guarantee the installation of all utilities and facilities which are applicable and described in Article 8 of the MAPC Subdivision Regulations.
- N. Requirements for a final plat (see pages 20-25, Part 4, Article 5 of the MAPC Subdivision Regulations).
- O. The representative from City Engineering should be prepared to comment on the status of the applicant's drainage concept.

S/D No.: 86-104 Name: AMARADO ESTATES THIRD ADDITION

Preliminary Approved: 12/4/86
Scheduled S/D Meeting: 2/12/87

DESCRIPTION

General Location: East side of Maize Road, between 17th and 21st Streets North.
Owner: Randy Voth, 1831 N. Woodrow, Wichita, KS 67203
Surveyor/Engineer: Lowell D. High, 1542 S. St. Francis, Wichita, KS 67211

1. Gross Acreage of Plat: 60.0
2. Number of Lots:
 - Residential: 188
 - Office:
 - Commercial:
 - Industrial:
 - Total: 188
3. Minimum Lot Area: 8,580 Sq. Ft.
4. Existing Zoning: "R-1"
5. Proposed Zoning: "AA" (After Annexation)

STAFF COMMENTS:

NOTE: This plat was deferred at the last meeting of the Subdivision Committee.

- A. The applicant shall guarantee the extension of sanitary sewer to serve the lots being platted.
- B. The applicant shall guarantee the extension of City water to serve the lots being platted.
- C. The applicant shall guarantee the paving of the proposed interior streets.
- D. The applicant shall guarantee the storm water sewers required by the platting of this property.
- E. The Valleyview street paving petition shall provide for the construction of sidewalks on each side of this collector street.
- F. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning Department for recording.
- G. The applicant shall submit a sidewalk certificate stating that a sidewalk will be constructed on the north side of 17th Street North at the time of development of Lots 36 through 50, Block 4. 17th Street North is a collector street.
- H. Since this property is adjacent to the City of Wichita, the applicant shall request annexation into the City. Upon annexation, the property will be zoned "AA", and thereby permit the lot sizes being proposed. The final plat shall not be scheduled for B.C.C. review until annexation has occurred.
- I. On the final plat tracing, the 15-foot wide building setback on Lot 1, Block 3 and Lot 34, Block 4 shall be labeled.
- J. The applicant shall attempt to vacate, by separate instrument, the half-street right-of-way for 17th Street North existing to the south of this plat between Maize Road and Valleyview. This half-street right-of-way was obtained some years ago from the owner of the cemetery property to the south. The vacation of the right-of-way will preserve the existing hedgerow.
- K. The final plat tracing shall correct the M.A.P.C. signature block to reference MARVIN S. KROUT as the M.A.P.C. Secretary.
- L. On the final plat tracing, the City Commission signature block shall be amended to reference Dale E. Rea, Deputy City Clerk.
- M. Upon the recording of this plat, Valleyview shall become a designated residential collector street.

SUBDIVISION REPORT

Final Plat S/D 86-104 - AMARADO ESTATES THIRD ADDITION

Page 2

- N. The applicant's engineer is advised that the Register of Deeds is requiring the name(s) of the notary public, who acknowledges the signatures on this plat, to be printed beneath the notary's signature.
- O. Perimeter closure computations shall be submitted with the final plat tracing. Section 5-101(C).
- P. Recording of the plat within 30 days after approval by the Board of City Commissioners.
- Q. The representative from the City Engineer's office should be prepared to comment on the status of the applicant's drainage plan. Specifically, are the proposed minimum building pad elevations correct?

S/D No.: 86-104 Name: AMARADO ESTATES THIRD ADDITION

Preliminary Approved: 12/4/86
Scheduled S/D Meeting: 1/29/87

DESCRIPTION

General Location: East side of Maize Road, between 17th and 21st Streets North.
Owner: Randy Voth, 1831 N. Woodrow, Wichita, KS 67203
Surveyor/Engineer: Lowell D. High, 1542 S. St. Francis, Wichita, KS 67211

1. Gross Acreage of Plat: 60.0
 2. Number of Lots:
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- B. The applicant shall guarantee the extension of City water to serve the lots being platted.
- C. The applicant shall guarantee the paving of the proposed interior streets.
- D. The applicant shall guarantee the storm water sewers required by the platting of this property.
- E. The Valleyview street paving petition shall provide for the construction of sidewalks on each side of this collector street.
- F. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning Department for recording.
- G. The applicant shall submit a sidewalk certificate stating that a sidewalk will be constructed on the north side of 17th Street North at the time of development of Lots 36 through 50, Block 4. 17th Street North is a collector street.
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- K. The final plat tracing shall correct the M.A.P.C. signature block to reference MARVIN S. KROUT as the M.A.P.C. Secretary.
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- M. Upon the recording of this plat, Valleyview shall become a designated residential collector street.

SUBDIVISION REPORT

Final Plat S/D 86-104 - AMARADO ESTATES THIRD ADDITION

Page 2

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- O. Perimeter closure computations shall be submitted with the final plat tracing. Section 5-101(C).
- P. Recording of the plat within 30 days after approval by the Board of City Commissioners.
- Q. The representative from the City Engineer's office should be prepared to comment on the status of the applicant's drainage plan. Specifically, are the proposed minimum building pad elevations correct?