

THE CITY OF WICHITA

JOHN DIGNER, Director of Law and City Attorney
THOMAS R. POWELL, Senior Assistant City Attorney



DEPARTMENT OF LAW
OFFICE OF CITY ATTORNEY
CITY HALL - THIRTEENTH FLOOR
425 NORTH MAIN STREET
WICHITA, KANSAS 67202
(316) 268-1681

August 11, 1980

John Terry Moore, Esq.
Columbian Building
216 West Murdock
Wichita, Kansas 67203

Re: Dedications to City from
Builder's, Inc. from West
quarter of the North half
of the SE/4 of Section 1,
T-28-S, R-1-W of the 6th P.M.

Dear Terry:

I received your letter dated August 8th concerning Builders, Inc.'s dedication of public right-of-way from the above-described tract. I will proceed to investigate this matter and will respond to your letter as quickly as possible.

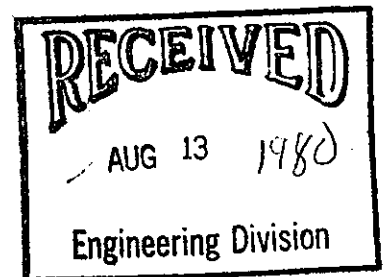
Very truly yours,

A handwritten signature in cursive script that reads "Thomas R. Powell".

Thomas R. Powell
Senior Assistant City Attorney

TRP:cdh

cc: Harry D. Henry, R/W & Estimating Engineer
Edmund R. Learned



THE CITY OF WICHITA

JOHN ELCKER, Director of Law and City Attorney
THOMAS R. POWELL, Senior Assistant City Attorney



DEPARTMENT OF LAW
OFFICE OF CITY ATTORNEY
CITY HALL - THIRTEENTH FLOOR
455 NORTH MAIN STREET
WICHITA, KANSAS 67202
(316) 266-4661

August 11, 1980

Edmund R. Learned, Esq.
Learned & Foley, P.A.
350 R. H. Garvey Bldg.
300 West Douglas
Wichita, Kansas 67202

Re: John Terry Moore's Letter
in Relation to Rudd Property

Dear Ed:

Find enclosed copy of a letter from John Terry Moore and copies of the dedications in question. As I indicated, I will review the file on this matter and will also review City maps and aerial photographs to determine whether or not Mr. Moore's contentions are correct. As I recall, Mrs. Rudd's fence encroached on Builders' land in certain locations and did not enclose part of her land in other locations.

Very truly yours,

A handwritten signature in cursive script that reads "Thomas R. Powell".

Thomas R. Powell
Senior Assistant City Attorney

TRP:cdh

cc: Larry D. Henry, R/W & Estimating Engineer

ATTORNEYS AT LAW
COLUMBIAN BUILDING - 216 WEST MURDOCK
WICHITA, KANSAS 67203
(316) 265-0917

JOHN TERRY MOORE
DAVID MICHAEL RAPP

August 8, 1980

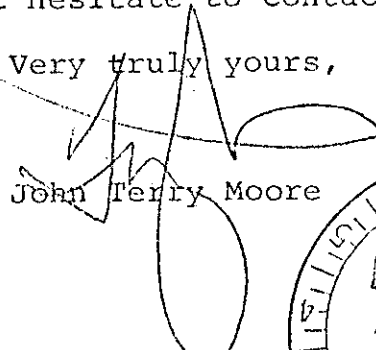
Tom Powell
Assistant City Attorney
City Hall
455 N. Main
Wichita, Kansas 67202

Re: Wrongful Street Dedications by
Builder's, Inc. on the West quarter
of the North one-half of the Southeast
quarter of Section 1, Township 28 South,
Range 1 West of the 6th P.M.

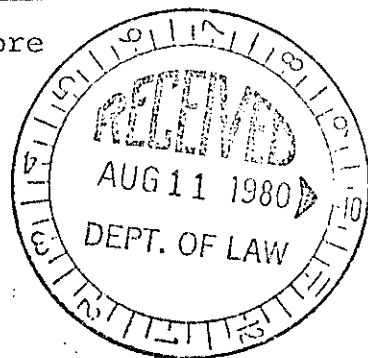
Dear Tom:

In accordance with our telephone conversation of August 7, 1980,
I am enclosing herewith copies of the Street Dedications made that
should be removed for the reason that Builder's, Inc. has no interest
or ownership in and to the above-captioned property. If you need
anything further, please do not hesitate to contact me.

Very truly yours,


John Terry Moore

JTM/bkb
Enclosures
cc: Mr. and Mrs. Rudd



WA-3
Copy

267W
FILM 336 PAGE 1520

DEDICATION

Approved by Board of Commissioners

NOV 7 1978

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the undersigned, Bernard J. Lou, Jr. Exec. Vice-President Builders, Inc.

being the owner of the following described real estate in Sedgwick County, Kansas, to wit:

1-19826

The North thirty-five (35) ft. of the West Quarter of the North Half of the Southeast Quarter of Section 1, Township 23 South, Range 1 West of the 6th P.M.

7 1/2 SE 1/4
Sec 1-285-1W

ENTERED
TRANSFER RECORD

NOV 14 1978

DONOTHY K. WHITE
COUNTY CLERK

STATE OF KANSAS
SEDGWICK COUNTY
FILED FOR RECORD AT

NOV 14 1978

NO. 4 13583
BETTE F. McCARTY
REGISTER OF DEEDS

Amelia Teal
Notary

do hereby dedicate the above described real estate to the public for street purposes.

Executed this 15th day of August, 1978.

Bernard J. Lou, Jr.
Bernard J. Lou, Jr.
Executive Vice President
Exec. Vice-President, Builders, Inc.

Submitted to the Wichita - Sedgwick County Metropolitan Area Planning Commission and the Board of Commissioners of the City of Wichita, Kansas, and approved by the Board of Commissioners of the City of Wichita, Kansas.

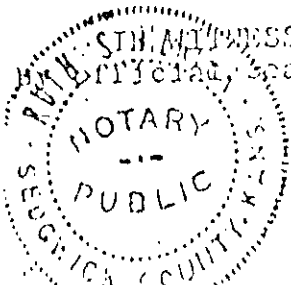
NOV 9 1978
Donald C. Biech
City Clerk

STATE OF KANSAS }
SEDGWICK COUNTY } SS

BE IT REMEMBERED, that on this 15th day of August 1978, before me a Notary Public in and for the said County and State came Bernard J. Lou, Exec. Vice-Pres. Builders, Inc.

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

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



Ruth S. Mercer
Notary Public
Ruth S. Mercer

My Commission Expires: March 30, 1979

City Clerk

and return City Clerk

copy

DEDICATION

Approved by Board of Commissioners

KNOW ALL MEN BY THESE PRESENTS:

NOV 7 1978

That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the undersigned, Bernard J. Leu, Jr. Exec. Vice-President Builders, Inc

being the owner of the following described real estate in Sedgwick County, Kansas, to wit:

The South thirty (30) ft. of the West Quarter of the North Half of the Southeast Quarter of Section 1, Township 28 South, Range 1 West of the 6th P.M.

STATE OF KANSAS
SEDGWICK COUNTY
FILED FOR RECORD AT
NOV 14 1978

on 1/2 SE 1/4
Sec. 1 - 28S - 1W

ENTERED ON
TRANSFER RECORD
NOV 14 1978
DOROTHY K. WHITE
COUNTY CLERK

NO. 4 13581
BETTE F. MCCAH
REGISTER OF DEEDS

Amelia Seal
Register

do hereby dedicate the above described real estate to the public for street purposes.

Executed this 15th day of August, 19 78.

Bernard J. Leu, Jr.
Bernard J. Leu, Jr.

Grant W. Leu, Jr.
Exec. Vice-President
Builders, Inc.
Builders, Inc.

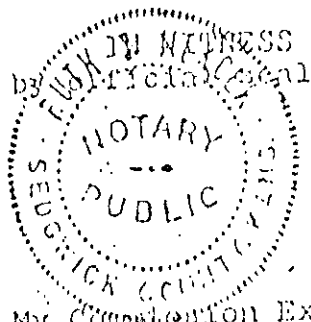
Submitted to the Wichita - Sedgwick County Metropolitan Area Planning Commission and the Board of Commissioners of the City of Wichita, Kansas, and approved by said Board of Commissioners of the City of Wichita, Kansas.
NOV 9 1978
[Signature]
City Clerk

STATE OF KANSAS }
SEDGWICK COUNTY } SS

BE IT REMEMBERED, that on this 15th day of August, 19 78, before me a Notary Public in and for the said County and State came Bernard J. Leu Exec. Vice-Pres. Builders, Inc.

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

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



Ruth S. Mercer
Notary Public
Ruth S. Mercer

My Commission Expires: March 30, 1979

City Clerk - [Signature]
City Clerk

5.00

FILM 336 PAGE 1520

DEDICATION

Approved by Board of Commissioners
NOV 7 1978

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the undersigned, Bernard J. Leu, Jr. Exec. Vice-President Builders, Inc

being the owner of the following described real estate in Sedgwick County, Kansas, to wit:

The North thirty-five (35) ft. of the West Quarter of the North Half of the Southeast Quarter of Section 1, Township 28 South, Range 1 West of the 6th P.M.

7 1/2 SE 1/4
Sec 1-28S-1W

ENTERED
TRANSFER RECORD

NOV 14 1978

DOROTHY K. WHITE
COUNTY CLERK

STATE OF KANSAS
SEDGWICK COUNTY }
FILED FOR RECORD AT

NOV 14 1978

NO. 4 13583
BETTE F. MCCARTY
REGISTER OF DEEDS

Amelia Zell
Deputy

do hereby dedicate the above described real estate to the public for street purposes.

Executed this 15th day of August, 19 78.

Bernard J. Leu, Jr.
Bernard J. Leu, Jr.
Executive Vice President
Exec. Vice-President, Builders, Inc.

Submitted to the Victoria - Sedgwick County Metropolitan Area Planning Commission and the Board of Commissioners of the City of Victoria, Kansas, and approved by the Board of Commissioners of the City of Victoria, Kansas.

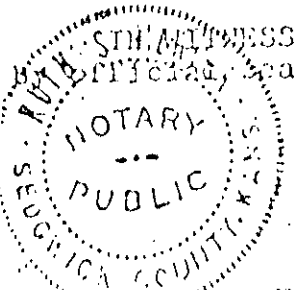
NOV 9 1978
Dorothy K. White
City Clerk

STATE OF KANSAS }
SEDGWICK COUNTY } SS

BE IT REMEMBERED, that on this 15th day of August, 19 78, before me a Notary Public in and for the said County and State came Bernard J. Leu, Exec. Vice-Pres. Builders, Inc.

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

As Official Seal, the day and year last above written, I have hereunto subscribed my name and affixed



Ruth S. Mercer
Notary Public
Ruth S. Mercer

My Commission Expires: March 30, 1979

City Clerk
Anderson City Hall

CUSTER, from SL Sunnybrook Lane to SL 27th Street South

11-30-78

D-0850

DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

Approved by Board of Commissioners

this NOV 7 1978 15

That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the undersigned, Bernard J. Leu, Jr. Exec. Vice-President Builders, Inc.

being the owner of the following described real estate in Sedgwick County, Kansas, to wit:

STATE OF KANSAS } 53
SEDGWICK COUNTY }
FILED FOR RECORD AT
1:00 P.M.M
NOV 14 1978
NO. 4 13580
BETTE F. McCART
REGISTER OF DEEDS

ENTERED ON
TRANSFER RECORD

NOV 14 1978

DOROTHY K. WHITE
COUNTY CLERK

Original Compared
With Record

The East thirty (30) ft. of the West Quarter of the North Half of the Southeast Quarter of Section 1, Township 28 South, Range 1 West of the 6th P.M.

Amelia Teit
Deputy

do hereby dedicate the above described real estate to the public for street purposes.

Executed this 15th day of August, 1978.

Submitted to the Wichita - Sedgwick County Metropolitan Area Planning Commission and the Board of Commissioners of the City of Wichita, Kansas, and approved by said Board of Commissioners of the City of Wichita, Kansas.

NOV 9 1978
Dorothy K. White
City Clerk

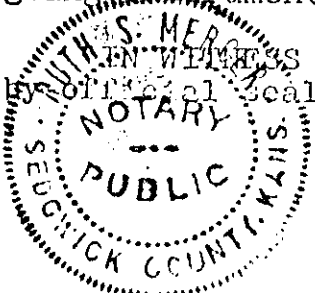
Bernard J. Leu, Jr.
Executive Vice President, Builders, Inc.
Bernard J. Leu, Jr. Exec. Vice-President
Builders, Inc.

STATE OF KANSAS }
SEDGWICK COUNTY } SS

BE IT REMEMBERED, that on this 15th day of August 1978, before me a Notary Public in and for the said County and State came Bernard J. Leu, Exec. Vice Pres. Builders, Inc.

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

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



Ruth S. Mercer
Notary Public
Ruth S. Mercer

My Commission Expires: March 30, 1979

City Clerk - 2nd floor City Hall

5-00

11-30-78

27TH STREET SOUTH, Sheridan to Custer .

D-0849

DEDICATION

FILM 336 PAGE 1520

KNOW ALL MEN BY THESE PRESENTS:

Approved by Board of Commissioners
this NOV 7 1978

That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the undersigned, Bernard J. Leu, Jr. Exec. Vice-President Builders, Inc.

being the owner of the following described real estate in Sedgwick County, Kansas, to wit:

Original Compared
With Record

The North thirty-five (35) ft. of the West Quarter of the North Half of the Southeast Quarter of Section 1, Township 28 South, Range 1 West of the 6th P.M.

ENTERED ON
TRANSFER RECORD
NOV 14 1978
DOROTHY K. WHITE
CLERK

STATE OF KANSAS
SEDGWICK COUNTY } 50
FILED FOR RECORD AT
NOV 14 1978
NO. 4 13583
BETTE F. MCCART
REGISTER OF DEEDS

Amelia Felt
Deputy

do hereby dedicate the above described real estate to the public for street purposes.

Executed this 15th day of August, 19 78.

Bernard J. Leu, Jr.
Bernard J. Leu, Jr.
Executive Vice President
Exec. Vice-President, Builders, Inc.

Submitted to the Wichita - Sedgwick County Metropolitan Area Planning Commission and the Board of Commissioners of the City of Wichita, Kansas, and approved by said Board of Commissioners of the City of Wichita, Kansas,

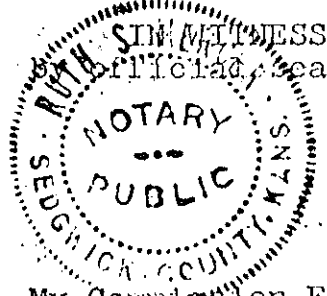
this NOV 9 1978
Donald C. Reich
City Clerk

STATE OF KANSAS)
SEDGWICK COUNTY) SS

BE IT REMEMBERED, that on this 15th day of August, 19 78, before me a Notary Public in and for the said County and State came Bernard J. Leu, Exec. Vice-Pres. Builders, Inc.

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

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



Ruth S. Mercer
Notary Public
Ruth S. Mercer

My Commission Expires: March 30, 1979

City Clerk
2nd floor - City Hall

5.00

79958

11-30-78

FILM 336 PAGE 1518

DEDICATION

Approved by Board of Commissioners

NOV 7 1978

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the undersigned, Bernard J. Leu, Jr. Exec. Vice-President Builders, Inc.

being the owner of the following described real estate in Sedgwick County, Kansas, to wit:

The South thirty (30) ft. of the West Quarter of the North Half of the Southeast Quarter of Section 1, Township 28 South, Range 1 West of the 6th P.M.

STATE OF KANSAS }
SEDGWICK COUNTY } SS
FILED FOR RECORD AT
NOV 14 1978

NO. 4 13581
BETTE F. McCART
REGISTER OF DEEDS

Amelia Teal
Deputy

Original Compared
With Record

ENTERED ON
TRANSFER RECORD
NOV 14 1978
DOROTHY K. WHITE
COUNTY CLERK

do hereby dedicate the above described real estate to the public for street purposes.

Executed this 15th day of August, 19 78.

Bernard J. Leu, Jr.
Bernard J. Leu, Jr.

Exec. Vice-President
Exec, Vice-President

Builders, Inc.
Builders, Inc.

Submitted to the Wichita - Sedgwick County Metropolitan Area Planning Commission and the Board of Commissioners of the City of Wichita, Kansas, and approved by said Board of Commissioners of the City of Wichita, Kansas,

NOV 9 1978

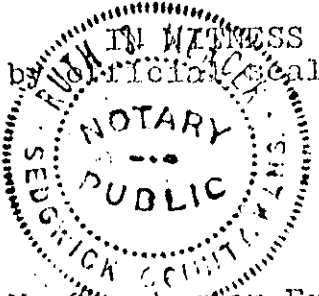
[Signature]
City Clerk

STATE OF KANSAS }
SEDGWICK COUNTY } SS

BE IT REMEMBERED, that on this 15th day of August, 19 78, before me a Notary Public in and for the said County and State came Bernard J. Leu, Exec. Vice-Pres. Builders, Inc.

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

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



Ruth S. Mercer
Notary Public
Ruth S. Mercer

My Commission Expires: March 30, 1979

City Clerk - 2nd floor

0851

KAD