

S/D 66-44

F-1W

ROLLING HILLS ESTATES ADDITION

In an area west of Westfield Avenue
on both sides of Rolling Hills Drive

ENGINEER: K. O. Taylor

Bill Mesker by Jad A. Wolf

4-4-66

None

4-4-66

4-14-66 *Refer 3 weeks*
*S/D Action 4-28-66 Refer 2 weeks**
5-5-66

6-9-66 Approve Final

6-16-66 Approve

10-18-66 Approved

11-14-66

Closed 10-19-66

* 5-12-66 S/D Comm. Approve Prelim

H 4.00

ACTION

| | DATE |
|--|----------|
| S/D COMMITTEE (Planning) Super 2 weeks | 4-14-66 |
| S/D Comm. (Planning) Super 2 weeks | 4-28-66 |
| S/D Comm. (Planning) (Approval) | 5-12-66 |
| S/D Comm. (Planning) (Approval) | 5-25-66 |
| Maps | 6-16-66 |
| E.C.C. REVIEW Approval | 10-18-66 |

Closed 10-19-66

S/D 66-44 - ROLLING HILLS ESTATES
~~REVIEW~~, in an area west of Westfield
Avenue on both sides of Rolling Hills
Drive

Map No. F-1W
Sec. No. 30
Twp. No. 27S
Range 1W

Subdivision Report and Progress
S/D No.: 66-44

Name: ROLLING HILLS ESTATES
General Location: In an area west of Westfield Avenue on both sides of Rolling Hills Drive
Owner: Bill Mesker
Address: 1300 Airport Road Phone: WH 3-3223
Subdivider: Jad A. Wolf
Address: 2252 Coolidge Phone: TE-8-4268 8532 Z
Engineer/Surveyor: K. O. Taylor
Address: 567 West Douglas Phone: AM 4-4072

Application Received 4-4-66
Conf. with Applicant None
Sketch Plat Received None
Present Zoning "AA"
Proposed Zoning "AA"
Letter of Intent None

~~Revised Prelim Plat~~ 5-3-66
PREL. PLAT RECEIVED 4-4-66
S/D Report #1 Prepared 4-4-66/5-4-66
S/D Comm. Action 4-14-66 Revised 2 weeks
4-28-66 Referred 2 weeks *
Dept. Report on Prel. 4-15-66/4-29-66
5-13-66

TRACING PROGRESS:

Received 9-15-66
Released _____
Received _____
Released _____
Received _____

FINAL PLAT RECEIVED 5-31-66
Tracing Received 9-15-66
S/D Report #2 Prepared 6-1-66
S/D Comm. Action 6-9-66 (Approved)

Dept. Report on Final 6-10-66

M.A.P.C. ACTION 6-16-66 (Approved)

Dept. Report on Final 6-16-66
Letter on Irons Received 9-1-66
Title/Taxes Rec'd & Reviewed 9-15-66
Final Review 10-13-66
Letter to B.C.C. 10-13-66

B.C.C. ACTION 10-18-66 (Approved)

Recorded 11-14-66
Annexed _____

Comments:

* 5-12-66 S/D Comm. Approved Prelim
OK 9-28-66 Plan submitted for sidewalks (Unacceptable)
10-21-66 Called Mesker to pick up tracing. He was out of town and secretary took message.

REGISTER OF DEEDS

SEDGWICK COUNTY, KANSAS

ROLLING HILLS ESTATES _____ ADDITION WAS

FILED FOR RECORD ON _____ November 14, 1966

H-2 7-14

11-14-66
jo

Rufus C. Deering

REGISTER OF DEEDS

T9-328

WICHITA-SEDGWICK COUNTY

DATE

METROPOLITAN AREA PLANNING DEPARTMENT

September 27, 1967

TO The Files
FROM Jack H. Galbraith, Senior Planner
SUBJECT S/D 67-2 - Rolling Hills 8th Addition

J.H.G.
1967

At its regular meeting on September 26, 1967, the Board of City Commissioners adopted a resolution establishing the two points of access to Central, as indicated on the above-captioned plat, on Lot 2. As a result of this action, Lot 1 will not have direct access to Central except through one of the access points approved on Lot 2.

JHG:bgs



September 21, 1967

Russell E. McClure, City Manager

Jack H. Galbraith, Senior Planner

Resolution establishing access points to Rolling Hills
Eighth Addition - S/D 67-2

The Board of City Commissioners, at its regular meeting
of July 18, 1967, approval the Final Plat of Rolling Hills
Eighth Addition. The plattor's text reflects that:

"All abutter's rights of access to or from Cen-
tral Avenue over and across the north line of
Lots 1 and 2 is hereby granted to the City of
Wichita, provided, however, that Lots 1 and 2
shall have access to Central Avenue at two loca-
tions as may be established by the City of
Wichita."

Mr. C. Robert Bell, the attorney reviewing the title, has
submitted the attached Resolution requesting adoption by
the governing body, thus establishing the two access points
permitted to Lots 1 and 2, both to Lot 2. Mr. Bell re-
quests that this Resolution be placed on the City Manager's
Agenda for consideration by the Board of City Commissioners
on September 26, 1967.

If you have any questions concerning this matter, please
contact this office.

JHG:bgs

Attachment

cc: Robert G. Finch, Executive Secretary
to the City Manager

John Dekker, Director of Law

C. Robert Bell, Attorney
123 South Market
Wichita, Kansas 67202

() PUBLISHED IN THE WICHITA BEACON ON SEP 30 1967

RESOLUTION OF THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS

WHEREAS, there has heretofore been platted a piece of property legally described as Lots 1 and 2, Rolling Hills Eighth Addition, Wichita, Sedgwick County, Kansas; and

WHEREAS, the right of direct access between said property and Central Avenue was dedicated by the following language "all abutters, rights of access to or from Central Avenue over and across the north line of Lots 1 and 2 is hereby granted to the City of Wichita, provided however, that Lots 1 and 2 shall have access to Central Avenue at two locations as may be established by the City of Wichita;" and

WHEREAS, the owners of said Lots 1 and 2 desire to have the governing body of the City of Wichita locate and establish said access locations; and

WHEREAS, said owners desire to have both of said locations on Lot 2, Rolling Hills Eighth Addition, Wichita, Sedgwick County, Kansas;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA that the access locations from Lots 1 and 2, Rolling Hills Eighth Addition, Wichita, Sedgwick County, Kansas, be and they are hereby established at the locations shown on Exhibit "A" attached hereto and incorporated herein by this reference.

ADOPTED at Wichita, Kansas, on this 26th day of September, 1967.

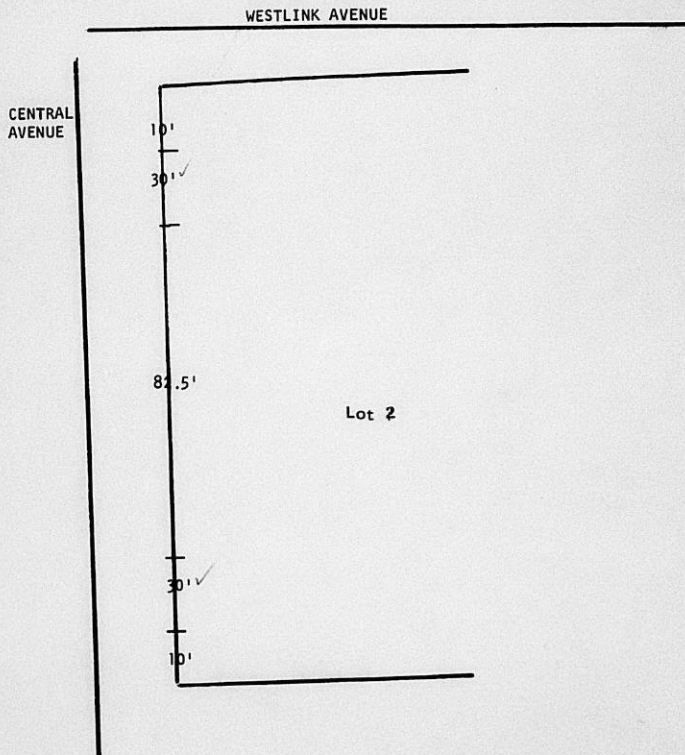
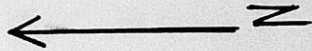
ATTEST:

Ralph C. Eberly
CITY CLERK

WILLIAM D. ANDERSON, JR.
President of the Board of Commissioners

(SEAL)

The City Clerk shall make proper publication of this resolution, which shall be published once in the official city paper and which shall be effective from and after its publication therein.



Opening No. 1 to be located by commencing at the northeast corner of Lot 2, Rolling Hills Eight Addition, and proceeding west along the north property line of said lot a distance of 10' for a place of beginning, said opening then extends for the next 30' to the west.

Opening No. 2 to be located by commencing at the northwest corner of said Lot 2, Rolling Hills Eighth Addition, proceeding east along the north property line a distance of 10', said opening then extending eastwardly along said property line for the next 30'.

EXHIBIT "A"

1964

THE CITY OF WICHITA

OFFICE OF Public Works Maintenance

DATE October 31, 1963

TO Leland Edwards, Director of Planning

FROM G. H. Wilton, Superintendent of Public Works Maintenance

SUBJECT Preliminary Plan - Rolling Hills 5th Addition

Please be advised that as a part of its consideration of subject preliminary plan, this office has made a study of a waterway commonly known as Westling-Rolling Hills Creek which runs generally north and south along the east edge of subject addition.

The drainage study reveals the following:

1. Drainage area of Westling-Rolling Hills Creek at the north line of Central Avenue - 1,700 acres
2. DA @ SL of Central Avenue - 1,900 acres
3. DA @ Tyler Road - 1,985 acres
4. Length of stream above Central Avenue approximately 3 miles.
5. Approximate slope of contributing waterway:
 - (a) Upper mile - 20 ft. per mile
 - (b) Lower 2 miles - 10 ft. per mile
6. Approximate velocity of contributing waterway under improved conditions:
 - (a) Upper mile - 6.5 ft. per second
 - (b) Lower 2 miles - 4.5 ft. per second
7. Approximate time of concentration of runoff from waterway:
 - (a) At Central Avenue - 1 hour 5 minutes
 - (b) At Tyler Road - 1 hour 15 minutes
8. 50 year frequency storm intensity for 1 hour 5 minutes storm duration - 3.2 inches per hour.
9. Runoff factor for fully developed drainage area - 0.5
10. 50 year frequency discharge by rational formula:
 - (a) NL Central Avenue - 2,720 CFS
 - (b) SL Central Avenue - 3,040 CFS
 - (c) Tyler Road - 3,040 CFS

MICROFILMED
FROM THE BEST
AVAILABLE COPY

11. Design Channel for subject location assuming use of earth channel with friction factor of 0.035:

Bottom width - 100 ft.
Side slopes - 4:1
Depth of Flow - 5 ft.
Velocity of Flow - 5 ft. per second
Width of channel top to top - 140 ft.
Right-of-way required for channel - 150 ft. if paved street is outside channel right-of-way on each side.

12. Design Channel for subject location using concrete lined channel with a friction factor of 0.015:

Bottom width - 90 ft.
Side slopes - 1 1/2:1
Depth of Flow - 5 ft.
Velocity of Flow - 10.5 ft. per second
Width of channel top to top - 65 ft.
Width of channel right-of-way required - 75 ft. if paved street is outside channel right-of-way on each side.

MICROFILMED
FROM THE BEST
AVAILABLE COPY

It would seem from the above, and examination of a topographic map of subject plat, that 5 foot depth of flow approximately equals the depth of the existing channel, and that no elevation for channel freeboard is available. If freeboard of 2 feet is provided, the adjacent lots and streets will need to be raised higher than the natural ground level which will prevent drainage from adjacent properties into the channel and create drainage problems or the need for a storm water inlet system extending approximately one block east and west of the channel. If freeboard is provided within the 5 feet of depth available, the earth channel bottom width must be increased to 290 feet and would be 290 feet wide top to top. Under the same conditions a concrete channel would need to be 80 feet wide at the bottom and 95 feet wide at the top to provide the required capacity.

It is obvious from inspection of the preliminary plat and from drawings showing the area adjacent to subject plat that previous subdivisions in the vicinity of subject location have already set the limit of channel and street right-of-way available; and it is also obvious that sufficient width and depth for a design channel in an earth section cannot be obtained through subject reach. Therefore, this office recommends that the pattern of dedication for the Westlink-Rolling Hills waterway north of Central be continued through subject location with the understanding that any earth channel which can be constructed on the right-of-way available under such a policy will not be adequate once the drainage area upstream begins to develop and increases runoff to subject location.

We take this opportunity to read into the record our opinion that it will be necessary at some time in the future to form a benefit district for the purpose of constructing a concrete lined channel or main storm sewer system to carry Westlink-Rolling Hills Creek through subject location. Until such time as a suggested concrete lined channel or main storm sewer is constructed, developers and prospective owners should be aware of a possibility of flooding along and either side of the stream through subject plat.

Sincerely,

G. H. Wilton

G. H. Wilton, Supt.
Public Works Maintenance

APPROVED:

Ralph Wulz, Director of Public Works

GHW/MSM/kt

cc: Wilton
Wulz
Rolling Hills 7th Addition file

MICROFILMED
FROM THE BEST
AVAILABLE COPY

WICHITA-SEDGWICK COUNTY

DATE 9-3-69 ^{9/9} (3)

METROPOLITAN AREA PLANNING DEPARTMENT



TO Ralph Wulz, City Manager
FROM Jack H. Galbraith, Senior Planner *J.H.S.*
SUBJECT S/D 66-44 - Rolling Hills Estates

A condition of approval of the above captioned plat, approved by the Board of City Commissioners on October 18, 1966, was the guaranteeing of sidewalks on Westfield Avenue and Rolling Hills Court in the amount of \$2,690. The applicant submitted a performance bond in this amount naming State Surety Company as surety, guaranteeing construction of the sidewalks by June 16, 1968. This bond was then extended by the City Commission on December 31, 1968, with the new completion date being September 23, 1969.

The applicant advises that total development of the subdivision has not been completed, and ~~has~~ has submitted again a new bond which extends the completion time to perform the obligation of the original bonds until September 23, 1971. This matter should be placed on the City Manager's agenda for formal approval by the Commission at its regular meeting on September 9, 1969.

A copy of this memorandum is being sent to the City Clerk, and at such time as the Commission approves the new bond, the original which is being held by the Clerk may be cancelled upon request from the applicant to that office.

If you have any questions concerning this matter, please call.

JHG:JDG:vjp

Attachment

cc: Ralph Eberly
City Clerk

Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Cal Elder
6241 East 13th Street
Wichita, Kansas 67208

| ROUTING: | |
|-------------------------------|--------------------|
| <input type="checkbox"/> REM | _____ |
| <input type="checkbox"/> RW | _____ |
| SEP 4 1969 | |
| <input type="checkbox"/> File | <i>[Signature]</i> |

138.400

PERFORMANCE BOND

Printed by Board of Commissioners
SEP 9 1968
this 9 day of 19

KNOW ALL MEN BY THESE PRESENTS:

That, we Bill E. Mesker as Principal, and State Surety Company as Surety, are held and firmly bound unto the City of Wichita, County of Sedgwick and State of Kansas, in the sum of Two thousand six hundred ninety 2,690.00 Dollars, lawful money of the United States, for payment of which will and truly to be made, we bind ourselves, our heirs, executors, successors and assigns jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements. All improvements and other work as set forth to be done and performed in accordance with the plans, specifications and provisions as determined by the City of Wichita for the development and improvement in Rolling Hills Estates (name of subdivision) Plat located in Section 20, Township 27 Range 1W, Sedgwick County, Kansas.

NOW, THEREFORE, the said Principal Bill E. Mesker shall perform the following obligations and conditions:

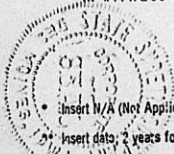
1. To construct sidewalks adjacent to the West side of Westfield Avenue, except for that portion designated as "Floodway" and sidewalks adjacent to both sides of Rolling Hills Court, including the cul de sacs.
- 2.
- 3.
- 4.
5. Reimbursement to the City of Wichita at an actual cost figure, all costs and expenses related to the preparation of plans and specifications and the inspection of construction of the above listed projects.

which obligations and each of them shall be performed on or before September 23, 1971 and all of which shall be performed and accomplished in accordance with presently established standards and specifications of the Department of Public Works of the City of Wichita.

NOW, THEREFORE, if the said Principal shall fully and faithfully perform all the work specified to be done and performed within the time prescribed, and in accordance with the plans, specifications and provisions, therefore, to which reference is here made; then this obligation shall be void; otherwise to remain in full force and effect in law; it being expressly understood and agreed that the liability of the Surety for any or all claims hereunder, shall in no event exceed the penal amount of this obligation, as herein stated. It is expressly understood that the City may declare said bond forfeited if the conditions herein have not been fully complied with in every respect and that the City may, at any time, require the principal to pay for any part of said forfeited bond amount.

The said Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the plans or specifications therefore, or any extension of time, shall in any wise affect the obligation of said Surety on its bond.

IN WITNESS WHEREOF, we have hereunto set our hand and seals on this 26 day of August 1969



x Bill E. Mesker Principal
Carl S. Baker Surety
Attorney in Fact
State Surety Company

Insert 1/A (Not Applicable) when blanks are not used.
Insert date, 2 years following the date of approval of the final plat by the Planning Commission.

STATE OF KANSAS, COUNTY OF SEDGWICK, SS:

Be it remembered that on this 26 day of August, 1969, before me, a Notary Public in and for said County and State, came Bill E. Mesker and State Surety Co. (Principal) (Surety)

personally known to be the same persons executing the foregoing instrument of writing and duly acknowledged the execution of same, in testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above stated.



Lynda Schleder Notary Public
My Commission Expires: February 28, 1972

It is provided, however, that such forfeiture shall not be in an amount in excess of that required to complete the project for which the bond was posted, said amount to be determined by the City of Wichita.

is Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated.

POWER OF ATTORNEY

STATE SURETY COMPANY

Des Moines, Iowa

KNOW ALL MEN BY THESE PRESENTS:

That State Surety Company, a Corporation organized and existing under the laws of the State of Iowa, by E. A. Boerlin, Vice President and General Manager, in pursuance of authority granted by Section 6 of its By-laws to wit:

Section 6: "The President, Vice President, Secretary or General Manager shall have authority to issue bonds, policies or undertakings in the name of the Company and the President or General Manager may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as the President or General Manager may prescribe."

does hereby nominate, constitute and appoint

CAL ELDER or LYNDA SCHRADER, Wichita, Kansas

its true and lawful agent and Attorney in Fact, to make, execute, seal and deliver, for, and on its behalf as Surety, and as its act and deed:

Any and all bonds or undertakings, each in a penalty not to exceed the sum of One Hundred Thousand Dollars (\$100,000.00).

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if such bond had been duly executed and acknowledged by one of the regularly elected officers of the Company in their own proper person.

This Power of Attorney or any certificate thereof may be signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the State Surety Company at a meeting duly held on November 17, 1964, to wit:

"RESOLVED that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed."

The Secretary of State Surety Company does hereby certify that the foregoing is a true copy of Section 6 of the By-laws of said Company and of Resolution, both duly adopted and recorded, and are now in force.

IN WITNESS WHEREOF, the Vice President and General Manager and the Secretary have hereunto subscribed their names and affixed the corporate seal of the said State Surety Company this 20th day of December, 1965.

STATE SURETY COMPANY

G B Brantman
Secretary



E A Boerlin
Vice President and General Manager

State of Iowa }
County of Polk } ss.

On December 20, 1965 before me, a notary public in and for said County, personally appeared E. A. Boerlin to me personally known who being by me duly sworn, did say that he is Vice President and General Manager of State Surety Company, of Des Moines, Iowa, created, organized and existing under and by virtue of the laws of the State of Iowa; that the attached instrument was signed and sealed on behalf of State Surety Company by authority of its Board of Directors and the said E. A. Boerlin acknowledged the execution of said instrument to be the voluntary act and deed of State Surety Company by it voluntarily executed.

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

My commission expires July 4, 1966.



Charles P. Hellingsewitz
Notary Public in and for Polk County, State of Iowa

CERTIFICATE

I, E. A. Boerlin, Vice President and General Manager of State Surety Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said State Surety Company, which is still in force and effect.

In Testimony Whereof, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this

26 day of August, 1965



E A Boerlin
Vice President and General Manager

WICHITA-SEDGWICK COUNTY

METROPOLITAN AREA PLANNING DEPARTMENT

DATE December 30, 1968 ^{1/7}



TO Ralph Wulz, City Manager
FROM Jack H. Galbraith, Senior Planner *J.H.G.*

SUBJECT S/D 66-44 - Rolling Hills Estates

The above captioned plat was approved by the Metropolitan Area Planning Commission on June 16, 1966, and by the Board of City Commissioners on October 18, 1966. One of the conditions of approval was that the applicant guarantee the construction of sidewalks on the west side of Westfield Avenue and on both sides of Rolling Hills Court, in the amount of \$2,690, within two years. Our files indicate that a performance bond was submitted, signed by Bill Mesker as principal and State Surety Company as surety, guaranteeing that sidewalks would be constructed on or before June 16, 1968, in accordance with city specifications.

On July 9, 1968, we wrote to the applicant inquiring as to the status of the sidewalk and his intent to fulfill the requirements of platting if the sidewalks were not yet installed. Upon receiving our letter of inquiry, the applicant submitted a new performance bond, which has been approved by the City Department of Law as to form and wording. The bond extends the completion time to perform the obligation of the original bond to September 23, 1969. This matter should be placed on the City Manager's Agenda for action by the Board of City Commissioners at their regular meeting of January 7, 1969.

If you have any questions concerning this matter, please call.

JHG:js

cc: Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Cal Elder
6115 East 13th Street
Wichita, Kansas 67208

| | |
|-------------------------------|-------------|
| ROUTING: | |
| <input type="checkbox"/> REM | _____ |
| <input type="checkbox"/> RW | _____ |
| <input type="checkbox"/> RCF | <i>RCF</i> |
| <input type="checkbox"/> File | <i>File</i> |

DEC 31 1968

188,400

Approved by Board of Commissioners
this JAN 7 day of 1968 19__

PERFORMANCE BOND

second bond

NOW ALL MEN BY THESE PRESENTS:

That, we Bill E. Mesker as Principal, and State Surety Company
as Surety, are held and firmly bound unto the City of Wichita, County of Sedgwick and
State of Kansas, in the sum of two thousand six hundred ninety two, 690.00
Dollars, lawful money of the United States, for payment of which will and truly to be made, we bind ourselves,
our heirs, executors, successors and assigns jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements. All improvements and other work as set
forth to be done and performed in accordance with the plans, specifications and provisions as determined by the
City of Wichita for the development and improvement in Rolling Hills Estates
(name of subdivision)
20 Plat located in Section 20, Township 27
Range 1 West, Sedgwick County, Kansas.

NOW, THEREFORE, the said Principal Bill E. Mesker
shall perform the following obligations and conditions:

1. To construct sidewalks adjacent to the west side of Westfield Ave. except for that portion designated as "floodway" and sidewalks adjacent to both sides of Rolling Hills Ct., including the cul-de-sacs.
2. N/A
3. N/A
4. N/A
5. Reimbursement to the City of Wichita at an actual cost figure, all costs and expenses related to the preparation of plans and specifications and the inspection of construction of the above listed projects.

which obligations and each of them shall be performed on or before September 23, 19 69 ** and all of which shall be performed and accomplished in accordance with presently established standards and specifications of the Department of Public Works of the City of Wichita.

NOW, THEREFORE, if the said Principal shall fully and faithfully perform all the work specified to be done and performed within the time prescribed, and in accordance with the plans, specifications and provisions, therefore, to which reference is here made; then this obligation shall be void; otherwise to remain in full force and effect in law; it being expressly understood and agreed that the liability of the Surety for any or all claims hereunder, shall in no event exceed the penal amount of this obligation, as herein stated. It is expressly understood that the City may declare said bond forfeited if the conditions herein have not been fully complied with in every respect and further, that the City may install said projects and pay for same out of said forfeited bond funds.

The said Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the plans or specifications therefore, or any extension of time, shall in any wise affect the obligation of said Surety on its bond.

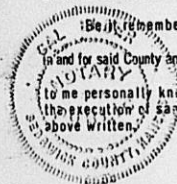
IN WITNESS WHEREOF, we have hereunto set our hand and seals on this 1 day of November 1968



Bill E. Mesker Principal
State Surety Company Surety
Lynnda Schneider
Attorney-in-fact

Insert N/A (if Applicable) when blanks are not used.
Insert date, 2 years following the date of approval of the final plat by the Planning Commission.

STATE OF KANSAS, COUNTY OF SEDGWICK, SS:



Be it remembered that on this 1st day of November, 19 68, before me, a Notary Public in and for said County and State, came Bill E. Mesker and State Surety Company
(Principal) (Surety)
to me personally known to be the same persons executing the foregoing instrument of writing and duly acknowledged the execution of same, in testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above written.

Carl E. Eder Notary Public

My Commission Expires: April 2, 1972

"It is expressly understood by the City that the City may declare said bond forfeited if the conditions herein have not been fully complied with in every respect; provided, however, that such forfeiture shall not be in an amount in excess of that required to complete the project for which the bond was posted, said amount to be determined by the City of Wichita."

Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and authority to bind the Company except in the manner and to the extent therein stated.

POWER OF ATTORNEY

State Surety Company

Des Moines, Iowa

KNOW ALL MEN BY THESE PRESENTS:

That State Surety Company, a Corporation organized and existing under the laws of the State of Iowa, by E. A. Boerlin, Vice President and General Manager, in pursuance of authority granted by Section 6 of its By-laws to wit:

Section 6: "The President, Vice President, Secretary or General Manager shall have authority to issue bonds, policies or undertakings in the name of the Company and the President or General Manager may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as the President or General Manager may prescribe."

does hereby nominate, constitute and appoint

CAL ELDER or LYNDA SCHRADER, Wichita, Kansas

its true and lawful agent and Attorney in Fact, to make, execute, seal and deliver, for, and on its behalf as Surety, and as its act and deed:

Any and all bonds or undertakings, each in a penalty not to exceed the sum of One Hundred Thousand Dollars (\$100,000.00).

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if such bond had been duly executed and acknowledged by one of the regularly elected officers of the Company in their own proper person.


This Power of Attorney or any certificate thereof may be signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the State Surety Company at a meeting duly held on November 17, 1964, to wit:

"RESOLVED that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed."

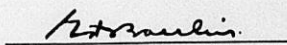
The Secretary of State Surety Company does hereby certify that the foregoing is a true copy of Section 6 of the By-laws of said Company and of Resolution, both duly adopted and recorded, and are now in force.

IN WITNESS WHEREOF, the Vice President and General Manager and the Secretary have hereunto subscribed their names and affixed the corporate seal of the said State Surety Company this 20th day of December, 1965.

STATE SURETY COMPANY


Secretary




Vice President and General Manager

State of Iowa }
County of Polk } ss.

On December 20, 1965 before me, a notary public in and for said County, personally appeared E. A. Boerlin to me personally known who being by me duly sworn, did say that he is Vice President and General Manager of State Surety Company, of Des Moines, Iowa, created, organized and existing under and by virtue of the laws of the State of Iowa; that the attached instrument was signed and sealed on behalf of State Surety Company by authority of its Board of Directors and the said E. A. Boerlin acknowledged the execution of said instrument to be the voluntary act and deed of State Surety Company by it voluntarily executed.

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

My commission expires July 4, 1966.

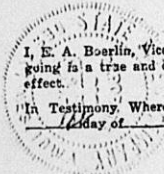



Notary Public in and for Polk County, State of Iowa

CERTIFICATE

I, E. A. Boerlin, Vice President and General Manager of State Surety Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said State Surety Company, which is still in force and effect.

In Testimony Whereof, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this 16th day of December, 1965.




Vice President and General Manager

2588 H (Rev.)

even if the conditions herein have not been fully complied with in every respect; provided, however, that such forfeiture shall not be in an amount in excess of that required to complete the project for which the bond was posted, said amount to be determined by the City of Wichita."

PERFORMANCE BOND

original bond

KNOW ALL MEN BY THESE PRESENTS:

That, we Bill E. Mesker as Principal, and State Surety Company as Surety, are held and firmly bound unto the City of Wichita, County of Sedgwick and State of Kansas, in the sum of two thousand six hundred ninety and no/100-- (\$ 2,690.00) DOLLARS, lawful money of the United States, for payment of which will and truly to be made, we bind ourselves, our heirs, executors, successors and assigns jointly and severally, firmly by these presents.

THE CONVESSION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements. All improvements and other work as set forth to be done and performed in accordance with the plans, specifications and provisions as determined by the City of Wichita for the development and the improvement in Rolling Hills Estates Plat located in Section 20

(name of subdivision)
Township 27 Range West Sedgwick County, Kansas.

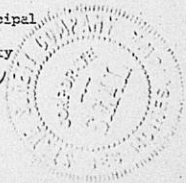
NOW, THEREFORE, the said Principal Bill E. Mesker shall perform the following obligations and conditions: Provide sidewalks adjacent to the west side of Westfield Avenue except for that portion designated as "floodway" and sidewalks adjacent to both sides of Rolling Hills Court, including the cul-de-sac. which obligations and each of them shall be performed on or before 6-16 19 68 and all of which shall be performed and accomplished in accordance with presently established standards and specifications of the Department of Public Works of the City of Wichita.

NOW, THEREFORE, if the said Principal shall fully and faithfully perform all the work specified to be done and performed within the time prescribed, and in accordance with the plans, specifications and provisions, therefore, to which reference is here made; then this obligation shall be void; otherwise to remain in full force and effect in law; it being expressly understood and agreed that the liability of the Surety for any or all claims hereunder, shall in no event exceed the penal amount of this obligation, as herein stated.

The said Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the plans or specifications therefore, or any extension of time, shall in any wise affect the obligation of said Surety on its bond.

IN WITNESS WHEREOF, we have hereunto set our hand and seals on this 23rd day of September 19 66.

Bill E. Mesker Principal
State Surety Company Surety
Lynnda Schaeffer Attorney-in-fact



* Insert N/A (not applicable) when blanks are not used.
** Insert date, 2 years following the date of approval of the final plat by the Planning Commission.

STATE OF KANSAS, COUNTY OF SEDGWICK, SS:

Be it remembered that on this 26 day of Sept 1966, before me, a Notary Public in and for said County and State, came Bill E. Mesker (Principal) and Lynnda Schaeffer (Surety) to me personally known to be the same persons executing the foregoing instrument of writing and duly acknowledged the execution of same, in testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above written.

My commission expires 9-21-68

James B. Clark



It is expressly understood that the City may declare said bond forfeited if the conditions herein have not been fully complied with in every respect and further, that the City may install said projects and pay for same out of said forfeited bond funds.



The Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated.

POWER OF ATTORNEY

State Surety Company

Des Moines, Iowa

KNOW ALL MEN BY THESE PRESENTS:

That State Surety Company, a Corporation organized and existing under the laws of the State of Iowa, by E. A. Boerlin, Vice President and General Manager, in pursuance of authority granted by Section 6 of its By-laws to wit:

Section 6: "The President, Vice President, Secretary or General Manager shall have authority to issue bonds, policies or undertakings in the name of the Company and the President or General Manager may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as the President or General Manager may prescribe."

does hereby nominate, constitute and appoint

CAL ELDER or LYNDA SCHRADER, Wichita, Kansas

its true and lawful agent and Attorney in Fact, to make, execute, seal and deliver, for, and on its behalf as Surety, and as its act and deed:

Any and all bonds or undertakings, each in a penalty not to exceed the sum of One Hundred Thousand Dollars (\$100,000.00).

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if such bond had been duly executed and acknowledged by one of the regularly elected officers of the Company in their own proper person.

This Power of Attorney or any certificate thereof may be signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the State Surety Company at a meeting duly held on November 17, 1964, to wit:

"RESOLVED that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed."

The Secretary of State Surety Company does hereby certify that the foregoing is a true copy of Section 6 of the By-laws of said Company and of Resolution, both duly adopted and recorded, and are now in force.

IN WITNESS WHEREOF, the Vice President and General Manager and the Secretary have hereunto subscribed their names and affixed the corporate seal of the said State Surety Company this 20th day of December, 1965.

STATE SURETY COMPANY

E. B. Brantman
Secretary



E. A. Boerlin
Vice President and General Manager

State of Iowa }
County of Polk } ss.

On December 20, 1965 before me, a notary public in and for said County, personally appeared E. A. Boerlin to me personally known who being by me duly sworn, did say that he is Vice President and General Manager of State Surety Company, of Des Moines, Iowa, created, organized and existing under and by virtue of the laws of the State of Iowa; that the attached instrument was signed and sealed on behalf of State Surety Company by authority of its Board of Directors and the said E. A. Boerlin acknowledged the execution of said instrument to be the voluntary act and deed of State Surety Company by it voluntarily executed.

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

My commission expires July 4, 1966.



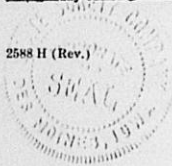
Charles F. Hallingworth
Notary Public in and for Polk County, State of Iowa

CERTIFICATE

I, E. A. Boerlin, Vice President and General Manager of State Surety Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said State Surety Company, which is still in force and effect.

In testimony Whereof, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this 20 day of September, 1966.

2588 H (Rev.)



E. A. Boerlin
Vice President and General Manager

833-2347
Heller Mesker



Western Surety Company

EVERYTHING IS ANSWERED THE DAY WE RECEIVE IT

September 9, 1982

Bill M. Whitehead Insurance Agency
2310 East Central
Wichita, KS 67214

Re: #5428815 Bill E. Mesker
\$2,690 Contract

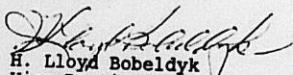
Gentlemen:

In response to our letter of August 23 you sent us a letter from the principal stating that the bond is no longer needed. This is not satisfactory.

To close the file we must have a letter from the obligee which would be the City of Wichita, County of Sedgwick, State of Kansas. The bond was made out to the City of Wichita as the obligee so we must have a letter from the City of Wichita making reference to the principal's name and the bond number stating as of what date our liability ceases in connection with the bond issued covering the construction of sidewalks adjacent to the Rolling Hills. This bond was issued in August, 1969.

As soon as we receive a letter from the City of Wichita giving us a release under this bond, we can then close this file.

Sincerely,


H. Lloyd Bobeldyk
Vice President

HLB:djm

We Write More Bonds Than Anyone
Else In The World

• SINCE 1900 •

Sioux Falls, South Dakota 57192 Phone 605/336-0850

SEP 15 1982

October 11, 1982

Ms. Norma Hawkins
Inter-Americas Insurance Corporation, Inc.
P.O. Box 12004
Wichita, Ks. 67277

Re: S/D 66-44 - Rolling Hills Estates (performance bond for
sidewalk construction). #5428815

Dear Ms. Hawkins:

Pursuant to your request, we have reviewed the need for the above-referenced bond which was issued for the account of Bill Mesker in August of 1969. Given the long lapse of time since the issuing of the bond and the fact that no sidewalks exist on Westfield north or south of the subject property, we can find nothing to be gained by requiring that this bond be renewed.

Sincerely,

Forrest L. Nagley
Junior Planner

FLN:bh

IMPORTANT MESSAGE

FOR Forest
DATE 3:25 TIME A.M.
P.M.

WHILE YOU WERE AWAY

Norma Hawkins
OF Bill Mesker
PHONE No. 222-5351

| | | | |
|-------------------|-------------------------------------|--------------------|--------------------------|
| TELEPHONED | <input checked="" type="checkbox"/> | PLEASE CALL | <input type="checkbox"/> |
| CALLED TO SEE YOU | <input type="checkbox"/> | WILL CALL AGAIN | <input type="checkbox"/> |
| WANTS TO SEE YOU | <input type="checkbox"/> | RETURNED YOUR CALL | <input type="checkbox"/> |

MESSAGE -Cancelled Bond-
sidewalk-

Release- for
Installation of Sidewalks
MONED April 27, 1972-

IMPORTANT MESSAGE

FOR Forrest TIME 1130 A.M.
P.M.

DATE 9-29

WHILE YOU WERE AWAY

Helen Mercer
Wanda

OF
PHONE No. 838 2347

| | | |
|-------------------|--------------------|-------------------------------------|
| TELEPHONED | PLEASE CALL | <input checked="" type="checkbox"/> |
| CALLED TO SEE YOU | WILL CALL AGAIN | |
| WANTS TO SEE YOU | RETURNED YOUR CALL | |

MESSAGE 1969 -

SIGNED E

Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

October 2, 1974

Re: S/D 66-44 - Rolling Hills
Estates (performance bonds
for sidewalk construction).

Dear Mr. Mesker:

After our phone conversation on October 1, I discussed various alternate methods of guarantee for the sidewalks with Mr. Brewer in the City Engineer's office. You will recall that you indicated that the City Engineer had on previous occasions been unable to furnish you with a grade elevation at which to construct the sidewalk. Mr. Brewer advised me that a sidewalk grade can be given but that it would be several feet higher than the present elevation of the dirt streets since the finish grade for the proposed street pavement will require considerable fill on the dirt streets. You also indicated to me that all the lots in the addition except for one have been sold and that you felt that these property owners wanted the streets paved and would most likely want sidewalks too. Mr. Brewer indicated that both sidewalk and paving petitions can be drawn up for you to circulate amongst the property owners in the addition. If enough signatures are obtained to make the petitions valid, then both the required sidewalk construction and street paving could be done. If you obtain a valid sidewalk petition, then we can release your original sidewalk bond.

It appears that the only alternatives to the submission of a valid sidewalk petition to replace the bond would be: 1) Go ahead and proceed to have the sidewalks constructed by private contract at your expense, 2) renew the bond guarantee for a new amount of \$5,879.64 which is based on the most recent estimates for sidewalk construction. You should contact the City Engineer's office for the proper forms if you choose to pursue the petition method of guarantee. Please contact the Planning Department office for the proper forms for bond renewal.

Mr. Bill Mesker
October 2, 1974
Page 2

If you wish to discuss this matter further, please contact me.

Sincerely,

Curtis L. Newby
Junior Planner

CLN:rme

cc: Fred Stiner, President
State Surety Company
P. O. Box 80208
Lincoln, Nebraska 68501

Curt

STATE SURETY COMPANY

Fidelity and Surety Bonds



LINCOLN BUILDING / P.O. BOX 80208 / LINCOLN, NEBRASKA 68501 / PHONE 402-477-3991

September 25, 1974

Mr. Curtis L. Newby
Junior Planner
Wichita--Sedgwick County
Metropolitan Area Planning Department
City Building Annex
104 S. Main Street
Wichita, Kansas 67202

S/D 66-44 - Rolling Hills
Estates (performance bond
for sidewalk construction)

Dear Mr. Newby:

I have a copy of your letter that was addressed to Bill Mesker dated September 19, 1974. I am surprised that Mr. Mesker hasn't applied for some relief from the terms of the bond. I wrote to him suggesting that he do this.

I have tried on numerous occasions to contact Mr. Mesker by telephone, but he apparently is extremely hard to reach. At no time have we heard from Mr. Mesker that he is not willing and able to perform the conditions of his agreement with your Department.

Yours very truly

Fred Stiner
Fred Stiner
President

FS:EV



HOME OFFICE: INSURANCE EXCHANGE BUILDING / DES MOINES, IOWA 50309

September 19, 1974

Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Re: S/D 66-44 - Rolling Hills
Estates (performance bond
for sidewalk construction).

Dear Mr. Mesker:

As previously indicated to you in a letter dated August 13, 1974, one of the conditions of approval for the above-mentioned plat was that the applicant guarantee the construction of a sidewalk adjacent to the west side of Westfield Avenue except for that portion designated as "Floodway" and adjacent to both sides of Rolling Hills Court including the cul-de-sacs. Our files indicate that you submitted a performance bond in the amount of \$2,690 guaranteeing that the sidewalk would be constructed on or before September 23, 1971 in accordance with City specifications. Since the time limit has expired, we would appreciate you contacting our office relative to either completing construction of the sidewalk or submitting a new guarantee. In the event neither is accomplished by September 30, 1974, we will advise the City Engineer to begin necessary procedures for construction of the sidewalk.

We are anxious to assist you in any way we can to complete this requirement. If you have any questions concerning this matter, please call.

Sincerely,

Curtis L. Newby
Junior Planner

CLN:JR:rme

cc: Fred Steiner, State Surety Co., Des Moines, Iowa

8-30-74

Fred Steiner, Bonding Co.
called to say he was going to
write to Mesker and urge him
to petition for the sidewalks.

August 13, 1974

Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Re: S/D 66-44 - Rolling Hills
Estates (performance bond
for sidewalk construction).

Dear Mr. Mesker:

The above captioned plat was approved by the M.A.P.C. on June 16, 1966 and by the Board of City Commissioners on October 18, 1966. One of the conditions of approval was that the applicant guarantee the construction of a sidewalk adjacent to the west side of Westfield Avenue except for that portion designated as "Floodway" and adjacent to both sides of Rolling Hills Court including the cul-de-sacs. A visual inspection has been made which indicated that the sidewalk has not yet been installed.

Our files indicate that you submitted a performance bond in the amount of \$2,690, naming the State Surety Company as surety, guaranteeing that the sidewalk would be constructed on or before September 23, 1971, in accordance with City specifications. Since the time limit has expired, we would appreciate you contacting our office as to the status of sidewalk construction and your intent to fulfill this requirement.

We are anxious to assist you in any way we can to expedite the fulfillment of this requirement and the closing of this file. If you have any questions concerning this matter, please call.

Sincerely,

Curtis L. Newby
Junior Planner

CLN:JR:rme

cc: State Surety Company - *FRED STEINER*
Des Moines, Iowa

9-3-69

9-9-69
BCC approved bond
extension to 9-23-71
C.N.

Ralph Wulz, City Manager
Jack H. Galbraith, Senior Planner

S/D 66-44 - Rolling Hills Estates

A condition of approval of the above captioned plat, approved by the Board of City Commissioners on October 18, 1966, was the guaranteeing of sidewalks on Westfield Avenue and Rolling Hills Court in the amount of \$2,690. The applicant submitted a performance bond in this amount naming State Surety Company as surety, guaranteeing construction of the sidewalks by June 16, 1968. This bond was then extended by the City Commission on December 31, 1968, with the new completion date being September 23, 1969.

The applicant advises that total development of the subdivision has not been completed, and he has submitted again a new bond which extends the completion time to perform the obligation of the original bonds until September 23, 1971. This matter should be placed on the City Manager's agenda for formal approval by the Commission at its regular meeting on September 9, 1969.

A copy of this memorandum is being sent to the City Clerk, and at such time as the Commission approves the new bond, the original which is being held by the Clerk may be cancelled upon request from the applicant to that office.

If you have any questions concerning this matter, please call.

JHG:JDG:vjp

Attachment

cc: Ralph Eberly
City Clerk

Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Cal Elder
6241 East 13th Street
Wichita, Kansas 67208

PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS:

That, we Bill E. Mesker as Principal, and State Surety Company as Surety, are held and firmly bound unto the City of Wichita, County of Sedgwick and State of Kansas, in the sum of Two thousand six hundred ninety 2,690.00 Dollars, lawful money of the United States, for payment of which will and truly to be made, we bind ourselves, our heirs, executors, successors and assigns jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements. All improvements and other work as set forth to be done and performed in accordance with the plans, specifications and provisions as determined by the City of Wichita for the development and improvement in Rolling Hills Estates (name of subdivision)

Plat located in Section 20, Township 27, Range 17W, Sedgwick County, Kansas.

NOW, THEREFORE, the said Principal Bill E. Mesker shall perform the following obligations and conditions:

1. To construct sidewalks adjacent to the West side of Westfield Avenue, except for that portion designated as "Floodway" and sidewalks adjacent to both sides of Rolling Hills Court, including the cul de sacs.
- 2.
- 3.
- 4.
5. Reimbursement to the City of Wichita at an actual cost figure, all costs and expenses related to the preparation of plans and specifications and the inspection of construction of the above listed projects.

which obligations and each of them shall be performed on or before September 23, 1971 ** and all of which shall be performed and accomplished in accordance with presently established standards and specifications of the Department of Public Works of the City of Wichita.

NOW, THEREFORE, if the said Principal shall fully and faithfully perform all the work specified to be done and performed within the time prescribed, and in accordance with the plans, specifications and provisions, therefore, to which reference is here made; then this obligation shall be void; otherwise to remain in full force and effect in law; it being expressly understood and agreed that the liability of the Surety for any or all claims hereunder, shall in no event exceed the penal amount of this obligation, as herein stated. It is expressly understood that the City may declare said bond forfeited if the conditions herein have not been fully complied with in every respect and ~~if the City may declare said project and any part thereof out of said forfeited bond funds.~~ *

The said Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the plans or specifications therefor, or any extension of time, shall in any wise affect the obligation of said Surety on its bond.

IN WITNESS WHEREOF, we have hereunto set our hand and seals on this 26 day of August, 1969

Bill E. Mesker Principal
Cal. Eldred Surety
Attorney in Fact
State Surety Company

* Insert N/A (Not Applicable) when blanks are not used.

** Insert date, 2 years following the date of approval of the final plat by the Planning Commission.

STATE OF KANSAS, COUNTY OF SEDGWICK, SS:

Be it remembered that on this 26 day of August, 1969, before me, a Notary Public in and for said County and State, came Bill E. Mesker and State Surety Co. (Principal) (Surety)



Personally known to be the same persons executing the foregoing instrument of writing and duly acknowledged the execution of same, in testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above written.

Lynda Schradler Notary Public

My Commission Expires: February 28, 1972
It is provided, however, that such forfeiture shall not be in an amount in excess of that required to complete the project for which the bond was posted, said amount to be determined by the City of Wichita.

This Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated.

POWER OF ATTORNEY

STATE SURETY COMPANY

Des Moines, Iowa

KNOW ALL MEN BY THESE PRESENTS:

That State Surety Company, a Corporation organized and existing under the laws of the State of Iowa, by E. A. Boerlin, Vice President and General Manager, in pursuance of authority granted by Section 6 of its By-laws to wit:

Section 6: "The President, Vice President, Secretary or General Manager shall have authority to issue bonds, policies or undertakings in the name of the Company and the President or General Manager may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as the President or General Manager may prescribe."

does hereby nominate, constitute and appoint

CAL ELDER or LYNDA SCHRADER, Wichita, Kansas

its true and lawful agent and Attorney in Fact, to make, execute, seal and deliver, for, and on its behalf as Surety, and as its act and deed:

Any and all bonds or undertakings, each in a penalty not to exceed the sum of One Hundred Thousand Dollars (\$100,000.00).

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if such bond had been duly executed and acknowledged by one of the regularly elected officers of the Company in their own proper person.


This Power of Attorney or any certificate thereof may be signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the State Surety Company at a meeting duly held on November 17, 1964, to wit:

"RESOLVED that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed."

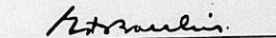
The Secretary of State Surety Company does hereby certify that the foregoing is a true copy of Section 6 of the By-laws of said Company and of Resolution, both duly adopted and recorded, and are now in force.

IN WITNESS WHEREOF, the Vice President and General Manager and the Secretary have hereunto subscribed their names and affixed the corporate seal of the said State Surety Company this 20th day of December, 1965.

STATE SURETY COMPANY


Secretary




Vice President and General Manager

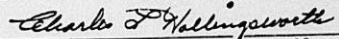
State of Iowa }
County of Polk } ss.

On December 20, 1965 before me, a notary public in and for said County, personally appeared E. A. Boerlin to me personally known who being by me duly sworn, did say that he is Vice President and General Manager of State Surety Company, of Des Moines, Iowa, created, organized and existing under and by virtue of the laws of the State of Iowa; that the attached instrument was signed and sealed on behalf of State Surety Company by authority of its Board of Directors and the said E. A. Boerlin acknowledged the execution of said instrument to be the voluntary act and deed of State Surety Company by it voluntarily executed.

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

My commission expires July 4, 1966.

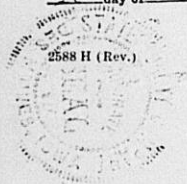


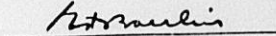

Notary Public in and for Polk County, State of Iowa

CERTIFICATE

I, E. A. Boerlin, Vice President and General Manager of State Surety Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said State Surety Company, which is still in force and effect.

In Testimony Whereof, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this 20 day of August, 1966.




Vice President and General Manager

8/26/69

Bill Meacher called that
development has not been
completed and that he would
extend the Board.

J.H.D.

August 4, 1969

Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Subject: S/D 66-94 - Rolling Hills Estates
Performance Bond Guaranteeing
Installation of Sidewalks

Dear Mr. Mesker:

As you may recall, a condition of approval of the above captioned plat, approved by the Board of City Commissioners on October 18, 1966, was the guaranteeing of construction of sidewalks on Westfield Avenue and Rolling Hills Court in the amount of \$2,690. You submitted a bond in this amount, naming State Surety Company as surety, guaranteeing construction of the sidewalks within two years. This bond was extended by the Board of City Commissioners on December 31, 1968, with the new completion date being September 23, 1969.

Since the completion date is near, we would appreciate your informing us as to the status of the sidewalk construction and your intention in fulfilling this requirement of platting.

If you have any questions concerning this matter, please call.

Sincerely,

Curtis L. Newby
Planner I

CLN:vjp
cc: Cal Elder
6115 East 13th Street
Wichita, Kansas 67208

December 30, 1968

Ralph Wulz, City Manager

Jack H. Galbraith, Senior Planner

S/D 66-44 - Rolling Hills Estates

The above captioned plat was approved by the Metropolitan Area Planning Commission on June 16, 1966, and by the Board of City Commissioners on October 18, 1966. One of the conditions of approval was that the applicant guarantee the construction of sidewalks on the west side of Westfield Avenue and on both sides of Rolling Hills Court, in the amount of \$2,690, within two years. Our files indicate that a performance bond was submitted, signed by Bill Mesker as principal and State Surety Company as surety, guaranteeing that sidewalks would be constructed on or before June 16, 1968, in accordance with City specifications.

On July 9, 1968, we wrote to the applicant inquiring as to the status of the sidewalk and his intent to fulfill the requirements of platting if the sidewalks were not yet installed. Upon receiving our letter of inquiry, the applicant submitted a new performance bond, which has been approved by the City Department of Law as to form and wording. The bond extends the completion time to perform the obligation of the original bond to September 23, 1969. This matter should be placed on the City Manager's Agenda for action by the Board of City Commissioners at their regular meeting of January 7, 1969.

If you have any questions concerning this matter, please call.

JHG:js

cc: Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Cal Elder
6115 East 13th Street
Wichita, Kansas 67208

PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS:

That, we Bill E. Mesker as Principal, and State Surety Company

as Surety, are held and firmly bound unto the City of Wichita, County of Sedgwick and State of Kansas, in the sum of two thousand six hundred ninety 2,690.00 Dollars, lawful money of the United States, for payment of which will and truly to be made, we bind ourselves, our heirs, executors, successors and assigns jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements: All improvements and other work set forth to be done and performed in accordance with the plans, specifications and provisions as determined by the

City of Wichita for the development and improvement in Rolling Hills Estates (name of subdivision) Plat located in Section 20 Township 2 Range 16E Sedgwick County, Kansas.

NOW, THEREFORE, the said Principal Bill E. Mesker shall perform the following obligations and conditions:

1. Construct sidewalks adjacent to the west side of Westfield Ave. except for that portion designated as floodway and sidewalks.
2. ~~1/4~~ adjacent to both sides of Rolling Hills Dr., including the cul-de-sacs.
3. ~~1/4~~
4. ~~1/4~~
5. Reimbursement to the City of Wichita at an actual cost figure, all costs and expenses listed to the preparation of plans and specifications and the inspection of construction of the above listed projects.

which obligations and each of them shall be performed on or before September 27, 1969 and all of which shall be performed and accomplished in accordance with presently established standards and specifications of the Department of Public Works of the City of Wichita.

NOW, THEREFORE, if the said Principal shall fully and faithfully perform all the work specified to be done and performed within the time prescribed, and in accordance with the plans, specifications and provisions, therefore, to which reference is here made; then this obligation shall be void; otherwise to remain in full force and effect in law; it being expressly understood and agreed that the liability of the Surety for any or all claims hereunder, shall in no event exceed the penal amount of this obligation, as herein stated. It is expressly understood that the City may declare said bond forfeited if the conditions herein have not been fully complied with in every respect and further, that the City may install said projects and pay for same out of said forfeited bond funds.

The said Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the plans or specifications therefor, or any extension of time, shall in any wise affect the obligation of said Surety on its bond.

IN WITNESS WHEREOF, we have hereunto set our hand and seals on this 1 day of November 1969



Bill E. Mesker Principal

State Surety Company Surety

Linda Schaefer
Wichita, Kansas

(applicable) when blanks are not used.

as follows following the date of approval of the final plat by the Planning Commission.

STATE OF KANSAS, COUNTY OF SEDGWICK, SS:



Subscribed that on this 1st day of November, 1969, before me, a Notary Public

and State, came Bill E. Mesker and State Surety Company

(Principal)

(Surety)

to me personally known to be the same persons executing the foregoing instrument of writing and duly acknowledged, in testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year

Notary Public

My Commission Expires: April 2, 1972

It is expressly understood by the City that the City may declare said bond forfeit if the conditions herein have not been fully complied with in every respect; and, however, that such forfeiture shall not be in an amount in excess of required to complete the project for which the bond was posted; said amount to be determined by the City of Wichita.

MICROFILMED FROM THE BEST AVAILABLE COPY

MICROFILMED
FROM THE BEST
AVAILABLE COPY

This Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated.

POWER OF ATTORNEY

State Surety Company

Des Moines, Iowa

KNOW ALL MEN BY THESE PRESENTS:

That the State Surety Company, a Corporation organized and existing under the laws of the State of Iowa, by E. A. Boerlin, Vice President and General Manager, in pursuance of authority granted by Section 6 of its By-laws to wit:

Section 6: "The President, Vice President, Secretary or General Manager shall have authority to issue bonds, policies or undertakings in the name of the Company and the President or General Manager may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as the President or General Manager may prescribe."

Does hereby nominate, constitute and appoint:

CAL ELDER or LYNDA SCHRADER, Wichita, Kansas

its true and lawful agent and Attorney in Fact, to make, execute, seal and deliver, for, and on its behalf as Surety, and as its act and deed:

Any and all bonds or undertakings, each in a penalty not to exceed the sum of One Hundred Thousand Dollars (\$100,000.00).

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if such bond had been duly executed and acknowledged by one of the regularly elected officers of the Company in their own proper person.

This Power of Attorney or any certificate thereof may be signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the State Surety Company at a meeting duly held on November 17, 1964, to wit:

"RESOLVED that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognition, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed."

The Secretary of State Surety Company does hereby certify that the foregoing is a true copy of Section 6 of the By-laws of said Company and of Resolution, both duly adopted and recorded, and are now in force.

IN WITNESS WHEREOF, the Vice President and General Manager and the Secretary have hereunto subscribed their names and affixed the corporate seal of the said State Surety Company this 20th day of December, 1965.

STATE SURETY COMPANY

E. A. Boerlin
Secretary



E. A. Boerlin
Vice President and General Manager

State of Iowa ss.
County of Polk

On December 20, 1965 before me, a notary public in and for said County, personally appeared E. A. Boerlin to me personally known who being by me duly sworn, did say that he is Vice President and General Manager of State Surety Company, of Des Moines, Iowa, created, organized and existing under and by virtue of the laws of the State of Iowa; that the attached instrument was signed and sealed on behalf of State Surety Company by authority of its Board of Directors and the said E. A. Boerlin acknowledged the execution of said instrument to be the voluntary act and deed of State Surety Company by its voluntarily executed.

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

My commission expires July 4, 1966.



Charles F. Hellinga
Notary Public in and for Polk County, State of Iowa

CERTIFICATE

I, *E. A. Boerlin*, Vice President and General Manager of State Surety Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said State Surety Company, which is still in force and effect.

In 1965, at *Wichita, Kansas*, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this *20th* day of *December*, 19*65*.



E. A. Boerlin
Vice President and General Manager

December 9, 1968

Mr. Cal Elder
6115 East 13th Street
Wichita, Kansas 67208

Subject: S/D 66-44 - Rolling Hills
Estates - Performance Bond

Dear Mr. Elder:

I discussed your letter of December 5, 1968, with John Dekker and he is agreeable with the suggested wording. Therefore, we would assume that this wording would be substituted for the sentence circled on the enclosed performance bond.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:js

Attachment



CAL ELDER

MU 4-0217 6241 EAST 13th WICHITA, KANSAS 67208

INSURANCE BONDS REAL ESTATE LAND DEVELOPMENT

December 5, 1968

Mr. Jack Galbraith
Senior Planner
Metropolitan Planning Commission
City Annex Building
Wichita, Kansas

Dear Jack:

Re: Bill Mesker

I had to forward your letter to State Surety Company for approval. In reply, Mr. Boerlin sent me a copy of a letter that John had written me concerning the type of language that would be approved for these bonds.

In John's letter to me dated November 21, 1966, he did suggest the following language:

"It is expressly understood by the City that the City may declare said bond forfeited if the conditions therein have not been fully complied with in every respect; provided, however, that such forfeiture shall not be in an amount in excess of that required to complete the project for which the bond was posted, said amount to be determined by the City of Wichita."

Please let me know if this terminology is still acceptable so that I may proceed with the renewal bond.

Thank you very much.

Sincerely,

Cal Elder



November 27, 1968

Mr. Cal Elder
6115 East 13th Street
Wichita, Kansas 67208

Subject: S/D 66-44 - Rolling Hills
Estates - Performance Bond

Dear Mr. Elder

I discussed your letter of November 13, 1968, with John Dekker and have enclosed a performance bond approved as to form by him and the one that has been in use continually except for a few that were submitted prior to the form being approved. The "forfeiture clause" has not been softened and is for the purpose of protecting the City so that if a developer does not perform and install the required facilities that the money then is deposited with the City of Wichita so that the improvements may be made.

You can be assured that if a portion of a sidewalk requirement has been installed that we will only be interested in a forfeiture amount necessary to complete the requirements. I hope this information answers your question as we are interested in either a new bond or the forfeited amount of \$2690, as none of the sidewalks have been installed.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:js

Attachment



CAL ELDER

MU 4-0217

6241 EAST 13th

WICHITA, KANSAS 67208

INSURANCE

BONDS

REAL ESTATE

LAND DEVELOPMENT

November 13, 1968

Mr. Jack Galbraith
Senior Planner
City Annex
Wichita, Kansas

Dear Jack:

Of course we will prepare the bond according to your requirements. However, after several visits with John Dekker and our Home office, the language concerning "forfeiture" was softened considerably. This was to protect the surety company from forfeiture of the entire amount of the bond penalty, even though 95% of the work could have been completed before default.

I am enclosing a copy of the form we have on file that was used on Mr. Besker two years ago. I can't recall for sure but I think we have also used another form, similar in nature. However, I had felt the simplest method was to merely strike out the reference to the forfeiture.

Please let me know if you will accept the enclosed form, and I will have Mr. Mesker sign a new bond.

Thank you very much.

Sincerely,

Cal
Cal Elder



PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS:

That, we _____ as Principal, and _____ as Surety, are held and firmly bound unto the City of Wichita, County of Sedgwick and State of Kansas, in the sum of _____ (\$ _____) DOLLARS, lawful money of the United States, for payment of which will and truly to be made, we bind ourselves, our heirs, executors, successors and assigns jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements. All improvements and other work as set forth to be done and performed in accordance with the plans, specifications and provisions as determined by the City of Wichita for the development and the improvement in _____ Plat located in Section _____ (name of subdivision) Township _____ Range _____ Sedgwick County, Kansas.

NOW, THEREFORE, the said Principal _____ shall perform the following obligations and conditions:

which obligations and each of them shall be performed on or before _____ 19____ and all of which shall be performed and accomplished in accordance with presently established standards and specifications of the Department of Public Works of the City of Wichita.

NOW, THEREFORE, if the said Principal shall fully and faithfully perform all the work specified to be done and performed within the time prescribed, and in accordance with the plans, specifications and provisions, therefore, to which reference is here made; then this obligation shall be void; otherwise to remain in full force and effect in law; it being expressly understood and agreed that the liability of the Surety for any or all claims hereunder, shall in no event exceed the penal amount of this obligation, as herein stated.

The said Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the plans or specifications therefore, or any extension of time, shall in any wise affect the obligation of said Surety on its bond.

IN WITNESS WHEREOF, we have hereunto set our hand and seals on this _____ day of _____ 19____.

Principal

Surety

Attorney-in-fact

* Insert N/A(not applicable)when blanks are not used.
** Insert date, 2 years following the date of approval of the final plat by the Planning Commission.

STATE OF KANSAS, COUNTY OF SEDGWICK, SS:

Be it remembered that on this _____ day of _____ 19____, before me, a Notary Public in and for said County and State, came _____ and _____ (Principal)

_____ to me personally known to be the same persons (Surety) executing the foregoing instrument of writing and duly acknowledged the execution of same, in testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above written.

Notary Public

My commission expires _____

STATE SURETY COMPANY

Fidelity and Surety Bonds



INSURANCE EXCHANGE BUILDING / DES MOINES, IOWA 50309 / PHONE 515-288-2121

November 11, 1968

Mr. Jack H. Galbraith
Senior Planner
Metropolitan Area Planning Commission
104 S. Main Street
Wichita, Kansas 67202

Re: S/D 66-44 - Rolling Hills Estates - Performance Bond
Guaranteeing Installation of Sidewalks
Bill E. Mesker, Wichita, Kansas - Bond #58990.

Dear Mr. Galbraith:

We wrote you on November 1 in response to your letter of October 30 regarding the above. Since then we have been informed that Mr. Mesker has been in contact with your department and an extension has been granted.

Will you please confirm this and if correct advise us as to the date to which this extension has been made.

Very truly yours,

E. A. Boerlin
Vice President

EAB:mf



November 8, 1968

Mr. Cal Elder
6115 East 13th Street
Wichita, Kansas

Subject: S/D 66-44 - Rolling Hills
Estates - Performance Bond Guaranteeing
Installation of Sidewalks

Dear Mr. Elder:

Attached is the Performance Bond submitted by your office for Mr. Bill E. Mesker to guarantee the installation of sidewalks adjacent to the west side of Westfield Avenue except for that portion designated as "floodway" and sidewalks adjacent to both sides of Rolling Hills Court, including the cul-de-sac. This wording needs to again appear on the bond as it did originally. The bond also needs to be notarized.

Since you have previously discussed our approved bond form with John Dekker, you are aware that the City of Wichita may declare said bond forfeited if the conditions therein have not been fully complied with in every respect, and further, the City may install said projects and pay for them out of said forfeited bond funds. The bond, submitted with this clause deleted, is unacceptable.

Attached for your use is another copy of the bond form. Please have it re-executed and notarized with the specific information as to where the sidewalk is guaranteed and return to our office at your earliest convenience.

Again, if you have any questions concerning the bond form, please contact John Dekker.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:js

Mr. Cal Elder
November 8, 1968
Page 2

cc: Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Mr. John Dekker
Director of Law



State Surety Company

TELEPHONE 288-2121 • AREA CODE 515

INSURANCE EXCHANGE BUILDING • DES MOINES, IOWA 50309
November 1, 1968 E. A. BOERLIN, V. P. & GEN. MGR.

Mr. Jack H. Galbraith
Senior Planner
Metropolitan Area Planning Commission
104 S. Main Street
Wichita, Kansas 67202

Subject: S/D 66-44- Rolling Hills Estates - Performance Bond
Guaranteeing Installation of Sidewalks
Bill E. Mesker, Wichita, Kansas, Bond #58990

Dear Mr. Galbraith:

Receipt is acknowledged of your letter of October 30. This is the first notice we have received at this office to the effect that this has not been taken care of as required and we ask your indulgence while we find out where we stand with Mr. Mesker.

Very truly yours,


E. A. Boerlin,
Vice President

EAB:cjm

11/4/68
Mesker contacted me this date
and said he was desirous of
extending the bond.



October 30, 1968

State Surety Company
Insurance Exchange Building
Des Moines, Iowa

Subject: S/D 66-44 - Rolling Hills
Estates - Performance Bond Guaranteeing
Installation of Sidewalks

Gentlemen:

On July 9, 1968, we wrote to Bill Mesker, with a copy to Mr. Cal Elder, your surety company's local representative, requesting information as to the status of sidewalk installation guaranteed on the above captioned plat by a performance bond from your company. The submitted bond, in the amount of \$2,690, guaranteed the installation of sidewalks adjacent to the west side of Westfield Avenue except for that portion designated as "floodway" and sidewalks adjacent to both sides of Rolling Hills Court, including the cul-de-sac, on or before June 16, 1968.

As we have not had a reply to our letter, a visual inspection was made and the sidewalks have not been installed; therefore, since an extension of the bond or an alternate method of guaranteeing these sidewalks has not been submitted, this letter is to notify you that the City of Wichita hereby declares said bond forfeited by failure of Bill E. Mesker, as principal, to perform and make the above described improvements.

We would appreciate you advising us as to what documents your company requires so that this amount may be transferred to the City of Wichita - Account #T1-15.

State Surety Company
October 30, 1968
Page 2

We would appreciate your immediate attention to this matter as we are anxious to expedite the fulfillment of the sidewalk requirement and the closing of this file. Please contact our office if you have any questions concerning this matter.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:js

cc: Mr. Cal Elder
6115 E. 13th Street
Wichita, Kansas

Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Mr. John Dekker,
Director of Law

July 9, 1968

Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas 67209

Subject: S/D 66-44-ROLLING HILLS ESTATES

Dear Mr. Mesker:

As you will recall, the above-captioned plat was approved by the Metropolitan Area Planning Commission on June 16, 1966, and by the Board of City Commissioners on October 18, 1966. One of the conditions of approval was that the applicant guarantee the construction of sidewalks on the west side of Westfield Avenue and on both sides of Rolling Hills Court, in the amount of \$2,690, within two years. Our file indicates that you submitted a performance bond, signed by yourself as principal and State Surety Company as surety, guaranteeing that sidewalks would be constructed on or before June 16, 1968, in accordance with city specifications.

Since the two-year guarantee has now expired, we would appreciate your advising our office as to the status of the sidewalk construction. If the sidewalks are not installed, please advise us as to your intent to fulfill this requirement of platting.

We are anxious to assist you in any way we can to expedite the fulfillment of this requirement and the closing of this file. Please contact our office if you have any questions concerning this matter.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:vjp

cc: Cal Elder Surety Co., First National Bank Bldg., Wichita, Kans.

SUBDIVISION REPORT

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO BOARD OF CITY COMMISSIONERS

Subdivision Approval

S/D Number: **66-44** Name: **Rolling Hills Estates**
 Application Filed: **4-4-66** Sketch Filed: **None**
 Preliminary Plat Filed: **4-4-66** Approved by S/D: **4-28-66**
 Final Plat Filed: **5-31-66** Approved by S/D: **6-9-66**
 Approved by Metropolitan Area Planning Commission: **6-16-66**

DESCRIPTION

General Location: **West of Westfield Avenue on both sides of Rolling Hills Drive**

Owner: **Bill Mosker and Jad A. Wolf**
 Surveyor or Engineer: **K. O. Taylor**
 Address: **567 West Douglas**

- | | | |
|--------------------------|----------------------|---|
| 1. Gross Acreage of Plat | <u>9.0</u> | 7. Lineal Feet of New Streets: |
| 2. Number of Lots: | | (a) <u>60</u> R/W <u>500</u> ft. |
| Residential | <u>11</u> | (b) <u> </u> R/W <u> </u> ft. |
| Commercial | <u> </u> | (c) <u> </u> R/W <u> </u> ft. |
| Industrial | <u> </u> | (d) Total <u>500</u> ft. |
| Other | <u> </u> | 8. Total Area of New Streets: |
| Total | <u>11</u> | R/W <u>30,000</u> sq. ft. |
| 3. Average Lot Frontage | <u>100</u> ft. | 9 Existing Zoning <u>"AA"</u> |
| 4. Minimum Lot Frontage | <u>68</u> ft. | |
| 5. Average Lot Area | <u>32,900</u> sq.ft. | |
| 6. Minimum Lot Area | <u>18,000</u> sq.ft. | |

~~Sidewalks required adjacent to the west side of Westfield Avenue except for that portion designated as floodway, and adjacent to both sides of Rolling Hills Court, including the cul-de-sac. A performance bond has been submitted guaranteeing their construction.~~
 Planning Commission Recommendation:

MOONEY moved and HILL seconded that the Planning Commission recommend to the City Commission that this plat be approved, subject to being recorded within 30 days after approval by the City Commission.

Vote of Planning Commission: **Unanimous**

ACTION: Receive and file the performance bond guaranteeing construction of the sidewalks and approve the plat as approved by the Metropolitan Area Planning Commission and authorize the Mayor to sign.

PERFORMANCE BOND

KNOW ALL MEN BY THESE PRESENTS:

That, we Bill E. Mesker as Principal, and State Surety Company as Surety, are held and firmly bound unto the City of Wichita, County of Sedgwick and State of Kansas, in the sum of two thousand six hundred ninety and no/100--(\$ 2,690.00) DOLLARS, lawful money of the United States, for payment of which will and truly to be made, we bind ourselves, our heirs, executors, successors and assigns jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements. All improvements and other work as set forth to be done and performed in accordance with the plans, specifications and provisions as determined by the City of Wichita for the development and the improvement in Rolling Hills Estates Plat located in Section 20 (name of subdivision)

Township 27 Range West Sedgwick County, Kansas.

NOW, THEREFORE, the said Principal Bill E. Mesker shall perform the following obligations and conditions: Provide sidewalks adjacent to the west side of Westfield Avenue except for that portion designated as "floodway" and sidewalks adjacent to both sides of Rolling Hills Court, including the cul-de-sac. Such obligations and each of them shall be performed on or before 6-16 19 68, and all of which shall be performed and accomplished in accordance with presently established standards and specifications of the Department of Public Works of the City of Wichita.

NOW, THEREFORE, if the said Principal shall fully and faithfully perform all the work specified to be done and performed within the time prescribed, and in accordance with the plans, specifications and provisions, therefore, to which reference is here made; then this obligation shall be void; otherwise to remain in full force and effect in law; it being expressly understood and agreed that the liability of the Surety for any or all claims hereunder, shall in no event exceed the penal amount of this obligation, as herein stated.

The said Surety hereby stipulates and agrees that no modifications, omissions, or additions, in or to the plans or specifications therefore, or any extension of time, shall in any wise effect the obligation of said Surety on its bond.

IN WITNESS WHEREOF, we have hereunto set our hand and seals on this 23rd day of September 19 66.

Bill E. Mesker Principal
State Surety Company Surety
Lynnda Schaeffer Attorney-in-fact



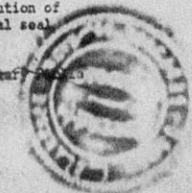
* Insert N/A(not applicable)when blanks are not used.
** Insert date, 2 years following the date of approval of the final plat by the Planning Commission.

STATE OF KANSAS, COUNTY OF SEDGWICK, SS:

Be it remembered that on this 26 day of Sept 1966, before me, a Notary Public in and for said County and State, came Bill E. Mesker and Lynnda Schaeffer (Principal) to me personally known to be the same persons (Surety) executing the foregoing instrument of writing and duly acknowledged the execution of same, in testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above written.

My commission expires 9-21-68

James A. Clark Notary Public



It is expressly understood that the City may declare said bond forfeited if the conditions herein have not been fully complied with in every respect and further, that the City may install sidewalks and pay for same out of said forfeited bond funds.



This Power of Attorney limits the authority of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

POWER OF ATTORNEY

State Surety Company

Des Moines, Iowa

KNOW ALL MEN BY THESE PRESENTS:

That State Surety Company, a Corporation organized and existing under the laws of the State of Iowa, by E. A. Boerlin, Vice President and General Manager, in pursuance of authority granted by Section 6 of its By-laws to wit:

Section 6: "The President, Vice President, Secretary or General Manager shall have authority to issue bonds, policies or undertakings in the name of the Company and the President or General Manager may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as the President or General Manager may prescribe."

does hereby nominate, constitute and appoint

CAL ELDER or LYNDIA SCHRADER, Wichita, Kansas

its true and lawful agent and Attorney in Fact, to make, execute, seal and deliver, for, and on its behalf as Surety, and as its act and deed:

Any and all bonds or undertakings, each in a penalty not to exceed the sum of One Hundred Thousand Dollars (\$100,000.00).

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if such bond had been duly executed and acknowledged by one of the regularly elected officers of the Company in their own proper person.

This Power of Attorney or any certificate thereof may be signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the State Surety Company at a meeting duly held on November 17, 1964, to wit:

"RESOLVED that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed."

The Secretary of State Surety Company does hereby certify that the foregoing is a true copy of Section 6 of the By-laws of said Company and of Resolution, both duly adopted and recorded, and are now in force.

IN WITNESS WHEREOF, the Vice President and General Manager and the Secretary have hereunto subscribed their names and affixed the corporate seal of the said State Surety Company this 20th day of December, 1965.

STATE SURETY COMPANY

E. A. Boerlin
Secretary



E. A. Boerlin
Vice President and General Manager

State of Iowa
County of Polk ss.

On December 20, 1965 before me, a notary public in and for said County, personally appeared E. A. Boerlin to me personally known who being by me duly sworn, did say that he is Vice President and General Manager of State Surety Company, of Des Moines, Iowa, created, organized and existing under and by virtue of the laws of the State of Iowa; that the attached instrument was signed and sealed on behalf of State Surety Company by authority of its Board of Directors and the said E. A. Boerlin acknowledged the execution of said instrument to be the voluntary act and deed of State Surety Company by it voluntarily executed.

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

My commission expires July 4, 1966.



Charles P. Hallingsworth
Notary Public in and for Polk County, State of Iowa

CERTIFICATE

I, E. A. Boerlin, Vice President and General Manager of State Surety Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said State Surety Company, which is still in force and effect.

In Testimony Whereof, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this day of 1965.



E. A. Boerlin
Vice President and General Manager

2388 H (Rev.)

PERFORMANCE BOND

ALL MEN BY THESE PRESENTS:

That, we Bill E. Mesker as Principal, and

State Surety Company as Surety, are held and firmly bound unto the City of
Wichita, County of Sedgwick and State of Kansas, in the sum of two thousand six hundred

ninety and no/100--(\$ 2,690.00) DOLLARS, lawful money of the United States,
the payment of which will and truly to be made, we bind ourselves, our heirs, executors,
administrators and assigns jointly and severally, firmly by these presents.

OUR CONVICTION OF THIS OBLIGATION IS SUCH THAT:

WHEREAS, said Principal will make the following improvements. All improvements and
other work as set forth to be done and performed in accordance with the plans, speci-
fications and provisions as determined by the City of Wichita for the development and the

improvement in Rolling Hills Estates Plat located in Section 20
(name of subdivision)

27 Range 1 West Sedgwick County, Kansas.

AND WHEREAS, the said Principal Bill E. Mesker

incurs the following obligations and conditions:

To construct sidewalks

6-16-68

These obligations and each of them shall be performed on or before 9/23 19 68
and all of which shall be performed and accomplished in accordance with generally estab-
lished standards and specifications of the Department of Public Works of the City of
Wichita.

AND WHEREAS, if the said Principal shall fully and faithfully perform all the work
required to be done and performed within the time prescribed, and in accordance with the
plans, specifications and provisions, therefore, to which reference is here made; then this
obligation shall be void; otherwise to remain in full force and effect in law; it being
expressly understood and agreed that the liability of the Surety for any or all claims
arising out of the performance of the said obligation, as herein stated,

SENTENCE

The said Surety, hereby stipulates and agrees that no modifications, changes, or
additions, in or to the plans or specifications therefore, or any extension of time, shall
in any wise affect the obligation of said Surety on its bond.

IN WITNESS WHEREOF, we have hereunto set our hand and seals on this 23rd day of
September 19 68.

Bill E. Mesker Principal

State Surety Company Surety

Attorney-in-fact

- Insert N/A (not applicable) when blanks are not used.
- Insert date, 1 year following the date of approval of the final plan by the Planning Commission.

CITY OF WICHITA, COUNTY OF SEDGWICK, KS:

Be it remembered that on this 26 day of Sept 1968 before me, a Notary
Public in and for said County and State, came Bill E. Mesker and

State Surety Company (Principal) and
State Surety Company (Surety)
to me personally known to be the same persons

executing the foregoing instrument of writing and duly acknowledged the execution of
same, in testimony whereof I have hereunto set my hand and affixed my notarial seal
this day and year above written.

My commission expires 9-21-68

unacceptable



This Power of Attorney limits the of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind the company except in the manner and to the extent therein stated.

POWER OF ATTORNEY

State Surety Company

Des Moines, Iowa

KNOW ALL MEN BY THESE PRESENTS:

That State Surety Company, a Corporation organized and existing under the laws of the State of Iowa, by E. A. Boerlin, Vice President and General Manager, in pursuance of authority granted by Section 6 of its By-laws to wit:

Section 6: "The President, Vice President, Secretary or General Manager shall have authority to issue bonds, policies or undertakings in the name of the Company and the President or General Manager may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company, subject to such rules and regulations as the President or General Manager may prescribe."

does hereby nominate, constitute and appoint

CAL ELDER or LYNDA SCHRADER, Wichita, Kansas

its true and lawful agent and Attorney in Fact, to make, execute, seal and deliver, for, and on its behalf as Surety, and as its act and deed:

Any and all bonds or undertakings, each in a penalty not to exceed the sum of One Hundred Thousand Dollars (\$100,000.00).

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if such bond had been duly executed and acknowledged by one of the regularly elected officers of the Company in their own proper person.

This Power of Attorney or any certificate thereof may be signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the State Surety Company at a meeting duly held on November 17, 1964, to wit:

"RESOLVED that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed."

The Secretary of State Surety Company does hereby certify that the foregoing is a true copy of Section 6 of the By-laws of said Company and of Resolution, both duly adopted and recorded, and are now in force.

IN WITNESS WHEREOF, the Vice President and General Manager and the Secretary have herunto subscribed their names and affixed the corporate seal of the said State Surety Company this 20th day of December, 1965.

STATE SURETY COMPANY

E. A. Boerlin
Secretary



E. A. Boerlin
Vice President and General Manager

State of Iowa }
County of Polk } ss.

On December 20, 1965 before me, a notary public in and for said County, personally appeared E. A. Boerlin to me personally known who being by me duly sworn, did say that he is Vice President and General Manager of State Surety Company, of Des Moines, Iowa, created, organized and existing under and by virtue of the laws of the State of Iowa; that the attached instrument was signed and sealed on behalf of State Surety Company by authority of its Board of Directors and the said E. A. Boerlin acknowledged the execution of said instrument to be the voluntary act and deed of State Surety Company by it voluntarily executed.

IN WITNESS WHEREOF, I have herunto subscribed my name and affixed my official seal at Des Moines, Iowa, the day and year last above written.

My commission expires July 4, 1966.



Charles D. Hollingsworth
Notary Public in and for Polk County, State of Iowa

CERTIFICATE

I, E. A. Boerlin, Vice President and General Manager of State Surety Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said State Surety Company, which is still in force and effect.

In Testimony Whereof, I have herunto subscribed my name and affixed the corporate seal of the said Company, this day of 1966.



E. A. Boerlin
Vice President and General Manager

2888 H (Rev.)



HILL & MASON

ATTORNEYS AT LAW
810 WEST DOUGLAS — SUITE D
SOUTHWEST CITIZENS FEDERAL BUILDING
WICHITA, KANSAS 67203

THEODORE H. HILL
MEARLE D. MASON

TELEPHONE AM 5-3247

October 11, 1966

Metropolitan Area Planning Commission
Wichita, Kansas

RE: Supplemental Opinion of Rolling Hills Estates

Gentlemen:

This is to certify that we have in addition to the Abstract of Title previously examined, examined the:

West 791 feet of the south 495 feet of the northeast quarter of section 20 Township 27 South, Range 1 west of the 6th P.M.;

and desire to advise you that title to that particular property is in the name of Bill E. Mesker and Doris Jean Mesker, husband and wife.

We have also determined that the taxes on the above described property, as well as the south 490 feet of the northeast quarter of Section 20, Township 27 south, Range 1 west 6 P.M. except the east 1838.25 feet were paid.

This should clarify any minor discrepancies in title.

Very sincerely yours,
HILL AND MASON


Mearle D. Mason

MDM:skb



HILL & MASON
ATTORNEYS AT LAW
810 WEST DOUGLAS — SUITE D
SOUTHWEST CITIZENS FEDERAL BUILDING
WICHITA, KANSAS 67203

THEODORE H. HILL
MEARLE D. MASON

TELEPHONE AN 8-3247

September 14, 1966



Metropolitan Planning Commission
City Building
Wichita, Kansas

Re: The West 791 feet of the South
495 feet of the Northeast Quarter
of Section 20, Township 27 South,
Range 1 West of the 6th P.M.,
Sedgwick County, Kansas.

Gentlemen:

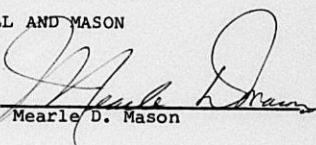
This is to certify that we have examined the abstract of title to the above entitled property. Last certified to the 2nd of September, 1966, at 7:00 o'clock a.m.

From examination, we are of the opinion that said property is suitable for platting if the platting is done in the names of Bill E. Mesker and Doris E. Mesker subject to the following:

1. There is an easement described as the North 8 feet of the South 495 feet of the West 791.75 feet of the Northeast Quarter of Section 20, Township 27 South, Range 1 West, given to the City of Wichita, Kansas for a perpetual right of way for the purpose of constructing, maintaining, and repairing sewer pipes and sewer systems.

Very sincerely yours,

HILL AND MASON

BY: 
Mearle D. Mason

MDM:cs



2ND CLASS LOAN CO. TAX UNIT TOWNSHIP KEY NO. OR PAGE NO. VALUED IN

1965 REAL ESTATE TAX
 SEDGWICK COUNTY
 WICHITA, KANSAS

MAKE CHECKS PAYABLE TO:
RONALD G. MILLER
 COUNTY TREASURER, SEDGWICK COUNTY
 WICHITA, KANSAS

W. O. WILLIAMS
 COUNTY CLERK

PLEASE RETURN ALL COPIES OF THIS STATEMENT DUE NOV. 1, 1965
 FIRST HALF DELINQUENT, DEC. 21, 1965 SECOND HALF DELINQUENT
 JUNE 21, 1965

| VALUATION | GENERAL TAX | SPECIAL | HALF | | TOTAL TAX |
|-----------|-------------|---------|--------|--------|-----------|
| | | | FIRST | SECOND | |
| 15,360 | 1,222.35 | | 611.18 | 611.17 | 1,222.35 |

D-640-80
BILL MESKER
 1300 AIRCRAFT AIRPORT
 WICHITA, KS
 AUG 26 65

Ronald G. Miller
 COUNTY TREASURER

INTEREST → 52.17

| VALUATION | GENERAL TAX | SPECIAL | INTEREST | TOTAL TAX |
|-----------|-------------|---------|----------|-----------|
| 15,360 | 1,222.35 | 52.17 | 1,274.52 | 340.227 |

PLEASE CONTACT
 COUNTY ASSESSOR OR
 QUESTIONS ABOUT
 ASSESSOR VALUATION

MORNING REGULATION PRESS

THIS COUPON YOUR
 TAX RECEIPT WHEN
 VALIDATED HERE

CA
12/15/65

SEWAGE DISTRICT NO. 10, WICHITA, KANSAS

| SEWER DISTRICT NO. | SEWER DISTRICT NAME | SEWER DISTRICT ADDRESS | SEWER DISTRICT PHONE NO. | SEWER DISTRICT CITY | SEWER DISTRICT STATE | SEWER DISTRICT ZIP CODE | SEWER DISTRICT COUNTY | SEWER DISTRICT TAX RATE | SEWER DISTRICT TAX YEAR | SEWER DISTRICT TAX AMOUNT | SEWER DISTRICT TAX RECEIPT NO. |
|--------------------|------------------------|------------------------|--------------------------|---------------------|----------------------|-------------------------|-----------------------|-------------------------|-------------------------|---------------------------|--------------------------------|
| 10 | SEWAGE DISTRICT NO. 10 | WICHITA, KS | | WICHITA | KS | 67201 | SEDGWICK | | 1965 | | |

KENNETH O. TAYLOR
Consulting Engineer
567 WEST DOUGLAS
WICHITA, KANSAS 67213

August 31, 1966

Wichita-Sedgwick County MAPC
City Building Annex
Wichita, Kansas

Gentlemen:

This is to certify that irons have been set at all block corners and changes of street alignment in "ROLLING HILLS ESTATES", Wichita, Sedgwick County, Kansas.

Kenneth O. Taylor
Kenneth O. Taylor
Consulting Engineer



June 16, 1966

Mr. K. O. Taylor
567 West Douglas
Wichita, Kansas

Subject: S/D 66-44 - Rolling Hills Estates

Dear Mr. Taylor:

At its regular meeting on June 16, 1966, the Metropolitan Area Planning Commission considered the Final Plat of Rolling Hills Estates and recommended that it be approved subject to:

- pk 1. The following being added to the plattor's text:
"The court is hereby dedicated to and for the use of the public".
- pk 2. The court being named Rolling Hills Court.
- 3. The applicant providing a sidewalk adjacent to the west side of Westfield Avenue, except for that portion designated as "floodway", and a sidewalk adjacent to both sides of the court, including the cul-de-sac.
- OK 4. The applicant complying with one of the five adopted methods of guaranteeing the installation and financing of sidewalks prior to forwarding the plat to the Board of City Commissioners; the total construction cost to be in the amount of \$2,690.
- pk 5. Changing the dimension along the east line of Lot 11 from 255 feet to 143 feet and indicating said dimension by arrows.
- 6. Recording within 30 days after approval by the Board of City Commissioners.

June 16, 1966

This plat will be forwarded to the Board of City Commissioners for their consideration as soon as the following requirements have been met:

- OK 1. Compliance with the requirements of the Metropolitan Area Planning Commission.
- OK 2. Submission of the fully completed and signed tracing of the subdivision to the Metropolitan Area Planning Department.
- OK OK 3. Certification by an attorney that fee title is vested in the platfor.
- OK OK 4. Certification that all taxes due and payable have been paid.
- OK Certification that the irons have been set as required by the Subdivision Rules and Regulations of the Metropolitan Area Planning Commission.

If you have any questions concerning this matter, please call.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:bgs

Enclosure

cc: Mr. Bill Mesker
1300 Airport Road

Mr. Jad A. Wolf
2252 Coolidge

June 10, 1966

Mr. K. O. Taylor
567 West Douglas
Wichita, Kansas

Subject : S/D 66-44 Final Plat of
ROLLING HILLS ESTATES

Dear Mr. Taylor:

At its regular meeting on June 9, 1966, the Subdivision Committee of the Metropolitan Area Planning Commission considered the Final Plat of ROLLING HILLS ESTATES. The action of the Subdivision Committee was to recommend that this plat be approved subject to:

1. The following shall be added to the plattors text, "The Court is hereby dedicated to and for the use of the Public".
2. The Court shall be named Rolling Hills Court.
3. The applicant shall provide a sidewalk adjacent to the west side of Westfield Avenue except for that portion designated as "floodway" and a sidewalk adjacent to both sides of the court including the cul-de-sac.
4. The applicant complying with one of the five adopted methods of guaranteeing the installation and financing of sidewalks prior to the forwarding of the plat to the Board of City Commissioners; the total construction cost to be in the amount of \$2,690.

June 10, 1966

Page -2-

5. Changing dimension along the east line of Lot 11 from 255 feet to 143 feet and indicating said dimension by arrows.
6. Recording within 30 days after approval by the Board of City Commissioners.

This matter will be forwarded to the Metropolitan Area Planning Commission for its consideration on June 16, 1966.

The enclosed "marked" copy of the Final Plat is for your information and files.

If you should have any questions concerning this matter, please call.

Sincerely yours,

Jack H. Galbraith
Senior Planner

JHG:sa

cc: Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas

Mr. Jad A. Wolf
2252 Coolidge
Wichita, Kansas

FINAL PLAT
SUBDIVISION REPORT

SUBDIVISION COMMITTEE
METROPOLITAN AREA
PLANNING COMMISSION

S/D No. S/D 66-44 NAME ROLLING HILLS ESTATES
DATE APPLICATION REC'D 4/4/66 PRELIMINARY APPROVAL 5/12/66

DESCRIPTION

GENERAL LOCATION In an area west of Westfield Avenue on both sides
of Rolling Hills Drive.

OWNER Bill Mesker
SURVEYOR/ENGINEER K. O. Taylor
ADDRESS 567 West Douglas

| | | | |
|--------------------------|----------------------|----------------------------------|---------------------|
| 1. GROSS ACREAGE OF PLAT | <u>9.0</u> | 7. LINEAL FEET OF NEW STREETS: | |
| 2. NUMBER OF LOTS: | | (A) <u>60</u> R/W <u>500</u> FT. | |
| RESIDENTIAL | <u>11</u> | (B) _____ R/W _____ FT. | |
| COMMERCIAL | _____ | (C) _____ R/W _____ FT. | |
| INDUSTRIAL | _____ | (D) TOTAL <u>500</u> FT. | |
| OTHER | _____ | 8. TOTAL AREA OF NEW STREET | |
| TOTAL | <u>11</u> | R/W <u>30,000</u> SQ.FT. | |
| 3. AVERAGE LOT FRONTAGE | <u>100</u> FT. | 9. EXISTING ZONING | <u>"AA"</u> |
| 4. MINIMUM LOT FRONTAGE | <u>68</u> FT. | 10. PROPOSED ZONING | <u>"AA"</u> |
| 5. AVERAGE LOT AREA | <u>32,900</u> SQ.FT. | 11. LOT AREA REQUIRED BY | |
| 6. MINIMUM LOT AREA | <u>18,000</u> SQ.FT. | ZONING | <u>_____</u> SQ.FT. |

STAFF COMMENTS:

1. The following shall be added to the plat text,
"The court is hereby dedicated to and for the use
of the public."
2. An appropriate name for the court will be determined
at the Subdivision Committee meeting.
3. The applicant shall provide a sidewalk adjacent to
the west side of Westfield Avenue except for that
portion designated as "floodway" and a sidewalk
adjacent to both sides of the court including the
cul-de-sac.
4. The applicant complying with one of the five adopted
methods of guaranteeing the installation and financing
of sidewalks prior to the forwarding of the plat to the
Board of City Commissioners; the total construction
cost to be in the amount of \$2,690.
5. Recording within 30 days after approval by the
Board of City Commissioners.

May 13, 1966

Mr. K. O. Taylor
567 West Douglas
Wichita, Kansas

Subject: S/D 66-44 - Revised Preliminary Plat
of Rolling Hills Estates

Dear Mr. Taylor:

At its regular meeting on May 12, 1966, the Subdivision Committee of the Metropolitan Area Planning Commission considered the Revised Preliminary Plat of Rolling Hills Estates. The action of the Subdivision Committee was to approve the Preliminary Plat and authorize preparation of the Final Plat subject to:

1. Rolling Hills Drive being changed to Westfield Court.
2. The applicant providing sidewalks adjacent to the west side of Westfield and both sides of Westfield Court, including the cul-de-sac.
3. The applicant complying with one of the five adopted methods of guaranteeing the installation and financing of sidewalks prior to the forwarding of the plat to the Board of City Commissioners, the total construction cost to be in the amount of \$2,745.
4. Indicating the legal tie as follows: "SW corner NE $\frac{1}{4}$ Section 20, Township 27, Range 1 West".
5. Indicating a 12-foot drainage easement centered on the lot line common to Lots 6 and 7, extending to the Floodway.

May 13, 1966

6. Indicating a 10-foot utility easement centered on the lot line common to Lots 3 and 4; a 10-foot utility easement centered on the lot line common to Lots 8 and 9 extending south to the Floodway; and a 10-foot utility easement adjacent to the south side of the north line of the Floodway extending from Westfield Avenue to 25 feet into Lot 7.

7. Requirements for a Final Plat (see Pages 4 and 5 of the Subdivision Rules and Regulations).

The enclosed "marked" copy of the Preliminary Plat is for your information and files.

If you have any questions concerning this matter, please call.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:bgs

Enclosure

cc: Mr. Bill Mesker
1300 Airport Road

Mr. Jad A. Wolf
2252 Coolidge

REVISED PRELIMINARY PLAT
SUBDIVISION REPORT

SUBDIVISION COMMITTEE

S/D No. 66-44 NAME ROLLING HILLS ESTATES
DATE APPLICATION REC'D 4-4-66 S/D COMMITTEE MEETING 5-12-66

DESCRIPTION

GENERAL LOCATION In an area west of Westfield Avenue on both sides
of Rolling Hills Drive

OWNER Bill Mesker

SURVEYOR/ENGINEER K. O. Taylor

ADDRESS 567 West Douglas PHONE AM 4-4072

| | | | |
|--------------------------|---------------|--------------------------------|----------------|
| 1. GROSS ACREAGE OF PLAT | <u>9.0</u> | 7. LINEAL FEET OF NEW STREETS: | |
| 2. NUMBER OF LOTS: | | (A) <u>60</u> R/W <u>500</u> | FT. |
| RESIDENTIAL | <u>11</u> | (B) _____ R/W _____ | FT. |
| COMMERCIAL | _____ | (C) _____ R/W _____ | FT. |
| INDUSTRIAL | _____ | (D) TOTAL | <u>500</u> FT. |
| OTHER | _____ | 8. TOTAL AREA OF NEW STREET | |
| TOTAL | <u>11</u> | R/W <u>30,000</u> | <u>80</u> FT. |
| 3. AVERAGE LOT FRONTAGE | <u>100</u> | 9. EXISTING ZONING | <u>"AA"</u> |
| 4. MINIMUM LOT FRONTAGE | <u>68</u> | 10. PROPOSED ZONING | <u>"AA"</u> |
| 5. AVERAGE LOT AREA | <u>32,900</u> | 11. LOT AREA REQUIRED BY | |
| 6. MINIMUM LOT AREA | <u>18,000</u> | ZONING _____ | <u>80</u> FT. |

STAFF COMMENTS:

THIS PRELIMINARY PLAT COMPLIES WITH THE SUBDIVISION RULES AND REGULATIONS EXCEPT AS FOLLOWS:

1. Rolling Hills Drive being changed to Westfield Court.
2. The applicant providing sidewalks adjacent to the west side of Westfield and both sides of Westfield Court, including the cul-de-sac.
3. The applicant complying with one of the five adopted methods of guaranteeing the installation and financing of sidewalks prior to the forwarding of the plat to the Board of City Commissioners, the total construction cost to be in the amount of \$3,015.
4. Requirements for a Final Plat (see Pages 4 and 5 of the Subdivision Rules and Regulations).
5. It should be pointed out that this Revised Preliminary Plat is the result of the applicant contacting the Flood Control Office and establishing the area needed for floodway. The applicant has indicated he intends to enlarge the pool in the southwest corner of the plat and has given permission to the Flood Control Office to excavate those portions of the floodway as deemed necessary by them for future drainage needs.

April 29, 1966

Mr. K. O. Taylor
567 West Douglas
Wichita, Kansas

Subject: S/D 66-44 - Preliminary Plat of
Rolling Hills Estates

Dear Mr. Taylor:

At its regular meeting on April 28, 1966, the Subdivision Committee of the Metropolitan Area Planning Commission considered the Preliminary Plat of Rolling Hills Estates. At that time, the representative of the Flood Control Division requested that the southern tier of lots be designated as "flood plain" or "flood way", and that the engineer and applicant contact his office regarding this matter. The action of the Subdivision Committee was to defer this matter for two weeks at the request of the Flood Control Office. I would suggest that you contact M. S. Mitchell of the Flood Control Division regarding this matter.

This plat will be reconsidered by the Subdivision Committee at its next regular meeting on May 12, 1966.

If you have any questions concerning this matter, please call.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG: bgs

Enclosure

cc: Mr. Bill Mesker
1300 Airport Road
Wichita, Kansas

Mr. Jad A. Wolf
2252 Coolidge
Wichita, Kansas

April 15, 1966

K. O. Taylor
567 West Douglas
Wichita, Kansas

Subject: S/D 66-44 - Preliminary
Plat of Rolling Hills Estates, lo-
cated in an area west of Westfield
Avenue on both sides of Rolling Hills
Drive.

Dear Mr. Taylor:

At its regular meeting on April 14, 1966, the Subdivision Committee of the Metropolitan Area Planning Commission considered the preliminary plat of Rolling Hills Estates. The action of the Subdivision Committee was to defer this item for two weeks in order to allow the applicant to contact the City Engineer's office and the Flood Control Division in regards to sewer and drainage facilities.

If you have any questions concerning this matter, please call.

Sincerely,

Jack H. Galbraith
Senior Planner

JHG:mt

cc: Bill Mesker
1300 Airport Road

Jad A. Wolf
2252 Coolidge

PRELIMINARY PLAT
SUBDIVISION REPORT

SUBDIVISION COMMITTEE

S/D No. 66-44 NAME ROLLING HILLS ESTATES
DATE APPLICATION Rec'd 4-4-66 S/D COMMITTEE MEETING 4-14-66

DESCRIPTION

GENERAL LOCATION In an area west of Westfield Avenue on both sides
of Rolling Hills Drive

OWNER Bill Mesker
SURVEYOR/ENGINEER K. O. Taylor PHONE AM 4-4072
ADDRESS 567 West Douglas

| | | | |
|--------------------------|---------------|--------------------------------|---------------|
| 1. GROSS ACREAGE OF PLAT | <u>9.0</u> | 7. LINEAL FEET OF NEW STREETS: | |
| 2. NUMBER OF LOTS: | | (A) <u>60</u> R/W <u>500</u> | FT. |
| RESIDENTIAL | <u>11</u> | (B) _____ R/W _____ | FT. |
| COMMERCIAL | _____ | (C) _____ R/W _____ | FT. |
| INDUSTRIAL | _____ | (D) TOTAL <u>500</u> | FT. |
| OTHER | _____ | 8. TOTAL AREA OF NEW STREET | |
| TOTAL | <u>11</u> | R/W <u>30,000</u> | <u>89 FT.</u> |
| 3. AVERAGE LOT FRONTAGE | <u>100</u> | 9. EXISTING ZONING | <u>A A</u> |
| 4. MINIMUM LOT FRONTAGE | <u>68</u> | 10. PROPOSED ZONING | <u>A A</u> |
| 5. AVERAGE LOT AREA | <u>32,900</u> | 11. LOT AREA REQUIRED BY | |
| 6. MINIMUM LOT AREA | <u>18,000</u> | ZONING _____ | <u>89 FT.</u> |

STAFF COMMENTS:

THIS PRELIMINARY PLAT COMPLIES WITH THE SUBDIVISION RULES AND REGULATIONS EXCEPT AS FOLLOWS:

1. The street named Rolling Hills Drive shall be changed to read as Westfield Court.
2. The applicant shall provide sidewalks adjacent to Westfield Avenue and both sides of Westfield Court, including the cul-de-sac.
3. Prior to the forwarding of the plat to the Board of City Commissioners, the applicant shall comply with one of the five adopted methods of guaranteeing the installation and financing of sidewalks. Total construction cost to be determined at the time the final plat is submitted.
4. Dimension the north property line of Lot 8.
5. Change the 15-foot building setback line of Lots 1 and 11 adjacent to Westfield Avenue to a 25-foot building setback.
6. Requirements for a final plat see pages 4 and 5 of the Subdivision Rules and Regulations.

MAP No.: E1W
SEC. No.: 20
TWP. No.: 27S
RANGE: 1W

S/D No. _____

APPLICATION FOR SUBDIVISION APPROVAL

NAME OF SUBDIVISION: Rolling Hills Estates

GENERAL LOCATION: West Side Westfield Ave adjoining Rolling Hills C.C. in NE 1/4 20-27-1W

NAME OF PROPERTY OWNER: Bill Mesker
ADDRESS: 1300 Airport Road PHONE: WH 33223
NAME OF SUBDIVIDER: Jed Wolf
ADDRESS: 2252 Keeledge PHONE: TE 84268
NAME OF AGENT/SURVEYOR: Bo Taylor
ADDRESS: 567 W. Douglas PHONE: AM 44072
DATE OF APPLICATION: 4-2-66

SUBDIVISION INFORMATION:

1. GROSS ACREAGE OF PLAT 9.0
2. NUMBER OF LOTS: 11
RESIDENTIAL 11
COMMERCIAL _____
INDUSTRIAL _____
OTHER _____
TOTAL NUMBER OF LOTS 11
3. AVERAGE LOT FRONTAGE 100 FT.
4. MINIMUM LOT FRONTAGE 68 FT.
5. AVERAGE LOT AREA 32,900 SQ. FT.
6. MINIMUM LOT AREA 18,000 SQ. FT.
7. LINEAL FEET OF NEW STREETS:
A. 60 R/W 500 FT.
B. _____ R/W _____ FT.
C. _____ R/W _____ FT.
D. TOTAL 500 FT.
8. TOTAL AREA OF NEW STREET R/W: 30,000 SQ. FT.
9. EXISTING ZONING A-A
10. PROPOSED ZONING A-A

11. PUBLIC WATER SUPPLY Yes (YES-NO), NAME City of Wichita
12. PUBLIC SANITARY SEWERS Yes (YES-NO), NAME " "
13. HEALTH DEPARTMENT APPROVAL (WHERE APPLICABLE) No (YES-NO)
14. CITY OF WICHITA OR 3 MILE AREA: City of Wichita

THE APPLICANT HEREIN AGREES TO COMPLY WITH THE SUBDIVISION RULES AND REGULATIONS FOR THE WICHITA-SEDGWICK COUNTY METROPOLITAN AREA, AS AMENDED, AND ALL OTHER PERTINENT ORDINANCES OF THE CITY OF WICHITA AND/OR RESOLUTIONS OF SEDGWICK COUNTY, KANSAS, AND STATUTES OF THE STATE OF KANSAS. THE APPLICANT FURTHER AGREES THAT HE WAIVES THE 60-DAY STATUTORY PERIOD IN WHICH THE PLANNING COMMISSION OR GOVERNING BODY MUST ACT. THE UNDERSIGNED FURTHER STATES THAT HE IS THE OWNER OR IS THE AUTHORIZED AGENT FOR THE OWNER(S).

OWNER'S SIGNATURE: _____

BY: Bo Taylor
AGENT

WICHITA-SEDGWICK COUNTY METROPOLITAN AREA
PLANNING COMMISSION, ROOM 402, CITY BUILDING
ANNEX, 104 SOUTH MAIN STREET, WICHITA, KANSAS.

RECEIVED BY Ron Williamson
DATE 4-4-66
7:40 pm

S/D-1 M.A.P.C. 7-23-58 (REV. 10-62)



MAP No.: _____
SEC. No.: _____
TWP. No.: _____
RANGE: _____

S/D No. _____

APPLICATION FOR SUBDIVISION APPROVAL

NAME OF SUBDIVISION: Rolling Hills Estates

GENERAL LOCATION: West side Westfield Ave adjoining Rolling Hills CC in NE 1/4 20-27-1W

NAME OF PROPERTY OWNER: Bill Mosker PHONE: WH 33223

ADDRESS: 1300 Airport Road

NAME OF SUBDIVIDER: Mad Walf PHONE: TE 84268

ADDRESS: 2252 Kaulidge

NAME OF AGENT/SURVEYOR: BO Taylor PHONE: AM 44072

ADDRESS: 567 W. Douglas

DATE OF APPLICATION: 4-2-66

SUBDIVISION INFORMATION:

1. GROSS ACREAGE OF PLAT 9.0

2. NUMBER OF LOTS: _____

RESIDENTIAL 11

COMMERCIAL _____

INDUSTRIAL _____

OTHER _____

TOTAL NUMBER OF LOTS 11

3. AVERAGE LOT FRONTAGE 100 FT.

4. MINIMUM LOT FRONTAGE 68-2 FT.

5. AVERAGE LOT AREA 32,900 SQ.FT.

6. MINIMUM LOT AREA 15,000 SQ.FT.

7. LINEAL FEET OF NEW STREETS:

A. 60 R/W 500 FT.

B. _____ R/W _____ FT.

C. _____ R/W _____ FT.

D. TOTAL _____ R/W 500 FT.

8. TOTAL AREA OF NEW STREET R/W:

30,000 SQ.FT.

9. EXISTING ZONING A-A

10. PROPOSED ZONING A-A

11. PUBLIC WATER SUPPLY Yes (YES-NO), NAME City of Wichita

12. PUBLIC SANITARY SEWERS Yes (YES-NO), NAME _____

13. HEALTH DEPARTMENT APPROVAL (WHERE APPLICABLE) No (YES-NO)

14. CITY OF WICHITA OR 3 MILE AREA: City of Wichita

6. THE APPLICANT HEREIN AGREES TO COMPLY WITH THE SUBDIVISION RULES AND REGULATIONS FOR THE WICHITA-SEDGWICK COUNTY METROPOLITAN AREA, AS AMENDED, AND ALL OTHER PERTINENT ORDINANCES OF THE CITY OF WICHITA AND/OR RESOLUTIONS OF SEDGWICK COUNTY, KANSAS, AND STATUTES OF THE STATE OF KANSAS. THE APPLICANT FURTHER AGREES THAT HE WAIVES THE 60-DAY STATUTORY PERIOD IN WHICH THE PLANNING COMMISSION OR GOVERNING BODY MUST ACT. THE UNDERSIGNED FURTHER STATES THAT HE IS THE OWNER OR IS THE AUTHORIZED AGENT FOR THE OWNER(S).

OWNER'S SIGNATURE: _____

BY: BO Taylor
AGENT

WICHITA-SEDGWICK COUNTY METROPOLITAN AREA
PLANNING COMMISSION, ROOM 402, CITY BUILDING
ANNEX, 104 SOUTH MAIN STREET, WICHITA, KANSAS.

RECEIVED BY _____
DATE _____



FORM 223-021

PAYMENT NOTICE

City of Wichita

PAY AT TREASURER'S OFFICE - FIRST FLOOR

| | | | |
|--------------|-------------|-------------|-------------|
| Bldg & Elev. | Elec. | Elev. Insp. | Exam. Fees |
| Hse. Mvr. | Hse. Moving | Licse. | Mech. |
| Oil Well | Pav. Cuts | Plan. | Pibg. Cert. |
| Sanitation | Sewer | Signs | Sidewalk |
| Street | Trailer | | |

| DESCRIPTION | AMOUNT |
|-----------------|------------------|
| 24 Applications | 40 ⁰⁰ |

| | |
|--------------------------|--------------------|
| Name D. S. Taylor | |
| Address 27 W. Douglas | |
| Type R-712 | Due Date 4-4-66 |
| Comments: | |

| | |
|----------------|--------------------|
| Date 4-4-66 | By L. S. Taylor |
|----------------|--------------------|

No Plat
Numbers
for
Sherwood Glen
2nd

Rec'd
WR
11-12-58

November 12, 1958

Supv.

Sherwood Glen Second
Addition - Section 30,
T-26-S, R-1-E.

Investigation of flooding and
division and find that the
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course which runs gen-
enter of subject sub-
acres.

s approximately 23,000
sterly into Section 11,

ng capacities computed
e design of interior

this subdivision were
based on land in the drainage area being used for agri-
cultural purposes, with no improvement of drainage facil-
ities over what they were in the 1945-1950 period.

4. Corps of Engineers ponding capacities were obtained from small scale topographic maps which by their very nature, were not in sufficient detail to make the accurate measurements which will be required for urban areas.
5. Subdivision and development of any or all of the lands lying within this drainage area will increase peak discharge and the maximum ponding quantities to such an extent that present drainage facilities and natural ponding areas will be insufficient to handle the increased run-off.
6. This proposed subdivision and the anticipated growth of urban development within this drainage area make a re-study of drainage and ponding requirements imperative if this office is to make recommendations which will affect the value of property.

This office does not have authority to study interior drainage basins at the present time, and must receive approval from the proper authorities before we can begin such studies. We recommend that any action on this subdivision, and any others in this area, be deferred until a pattern of expected urban growth is determined and until we can be given authority to make a study and present possible solutions to the drainage and ponding problems connected with this drainage area.

*Rec'd
in
11-12-58*

THE CITY OF WICHITA

**OFFICE OF Flood Control & Stream
Maintenance**

DATE November 12, 1958

TO Leland Edmonds, Senior Planner

FROM M. S. Mitchell, Stream Maintenance Supv.

SUBJECT : Sherwood Glen Second
Addition - Section 30,
T-26-S, R-1-E.

This office has made a preliminary investigation of flooding and ponding problems affecting subject subdivision and find that the following facts should be given consideration.

1. The drainage area for the watercourse which runs generally north-south through the center of subject subdivision is approximately 2,159 acres.
2. The length of this watercourse is approximately 23,000 feet extending north and northwesterly into Section 11, T-26-S, R-1-W.
3. Peak discharge and maximum ponding capacities computed by the Corps of Engineers for the design of interior drainage facilities which affect this subdivision were based on land in the drainage area being used for agricultural purposes, with no improvement of drainage facilities over what they were in the 1945-1950 period.
4. Corps of Engineers ponding capacities were obtained from small scale topographic maps which by their very nature, were not in sufficient detail to make the accurate measurements which will be required for urban areas.
5. Subdivision and development of any or all of the lands lying within this drainage area will increase peak discharge and the maximum ponding quantities to such an extent that present drainage facilities and natural ponding areas will be insufficient to handle the increased run-off.
6. This proposed subdivision and the anticipated growth of urban development within this drainage area make a re-study of drainage and ponding requirements imperative if this office is to make recommendations which will affect the value of property.

This office does not have authority to study interior drainage basins at the present time, and must receive approval from the proper authorities before we can begin such studies. We recommend that any action on this subdivision, and any others in this area, be deferred until a pattern of expected urban growth is determined and until we can be given authority to make a study and present possible solutions to the drainage and ponding problems connected with this drainage area.

Leland Edmonds

- 2 -

November 12, 1958

Ponding computations based on the best information available to this office at the present time indicate that subject property will be inundated. Further study may provide methods by which inundation of subject property may be either eliminated or minimized. For these reasons, this office recommends that any action on subject plat be deferred.

M. S. Mitchell

M. S. Mitchell
Stream Maintenance Supv.

MSM:fb
cc: G. H. Wilton
File - Planning

THE CITY OF WICHITA

OFFICE OF Flood Control & Stream
Maintenance

DATE December 4, 1958

TO G. H. Wilton, Supt. of Public Works Maintenance
FROM M. S. Mitchell, Stream Maintenance Supv.

SUBJECT: Final Plat - Sherwood
Glen Second Addition.

At the request of the Metropolitan Planning Commission staff, this office has made a study of drainage requirements pertaining to subject plat and makes the following comments.

I. General Drainage Features.

1. Subject plat is located just north of the Chisholm Creek Diversion portion of the Wichita-Valley Center Flood Control Project.
2. The Project protects the area covered by subject plat from flooding by overflows of the Little Arkansas River, which occurred to varying depths in 1923, 1944, 1945, and 1951; subject area was partially protected by the Project during the 1957 floods and received full protection from the 1958 floods.
3. Subject area is traversed by two natural watercourses. The larger runs generally south through the easterly 1/3 of the platted area and has a well defined channel and slope in the reach covered by this plat. The smaller drainage course cuts across the southeast corner of the platted area, has a meandering course through the 40-acre tract lying immediately east of subject area, and tends to pond at several locations through this reach.
4. These two natural watercourses are joined by the north road ditch of 37th Street and the combined flow is carried underneath 37th Street through four 54-inch R.C. pipes installed in 1957 by the Sedgwick County Highway Department. The flow from both watercourses then enters the flood control channel through a 3 - 60-inch C.M.P. drainage structure equipped with automatic flood gates and hand-operated sluice gates.
5. Both drainage structures mentioned above are designed to carry the peak flows from a not-in-flood design storm of 25-year frequency without creating back water depths that would cause damage to existing improvements located in the drainage area.

II. Ponding - Ponding Area.

1. There will be periods, however, when flood flows from the Arkansas River and its tributaries will fill the floodway channel to an elevation such that the automatic flood gates of the 3 - 60-inch C.M.P. drainage structure will be closed. Rainfall which occurs over the drainage area of the two watercourses crossing subject plat must then be stored outside of the floodway levee until the water surface in the floodway channel recedes. This condition is called Ponding, and the area inundated by water so ponded is called the Ponding Area.
2. Ponding area requirements for these watercourses have been outlined by the Corps of Engineers in their Design Memorandum No. 4, and are based upon the following conditions:
 - a. The drainage area contributing run-off to the 3 - 60-inch C.M.P. drainage structure equals 2,159 acres.
 - b. Based on a storm of 25-year frequency, with drainage basin characteristics unchanged from those of 1945 - 1955, the peak discharge from the drainage area equals 420 cubic feet per second (cfs).
 - c. Applying the design criteria of a and b, maximum storage required for this drainage area equals 40 acre-feet.
 - d. The maximum ponding elevation equals 1318.0 MSL.
 - e. Based on topography obtained from the Plans and Specifications Survey of 1945 - 1947, the area inundated by storing 40 acre-feet to elevation 1318.0 equals 29 acres. It should be noted that detailed topography obtained by this office in 1955 shows that only 17 acres are available below elevation 1318.0.
3. Study of detailed topographic maps of subject area shows that under existing conditions 8.02 acre-feet are available for storage under elevation 1318.0.

III. Design of Drainageway and Ponding Area.

1. The proposed dedication of the 150-foot wide strip designated on subject plat as Woodrow Avenue would, after street paving has been provided, leave a strip 75 feet wide from curb to curb to be used for drainage purposes.

December 4, 1958

2. Assuming the characteristics of the drainage basin above subject area remain unchanged, a drainage channel must be provided which will carry the 25-year storm peak flow of 420 cfs. A channel with the following features will be adequate for this quantity:
 - a. Bottom width equals 20 feet.
 - b. Side slopes equal 4 horizontal to 1 vertical.
 - c. Depth of flow equals 3 feet.
 - d. Flow line elevation at 37th Street equals 1312.2 MSL.
 - e. Slope of channel bottom from 37th Street to Interstate Highway equals 0.266%.

With channel designed as above, 4.60 acre-feet of storage is available under elevation 1318.0. It is apparent that while this channel is sufficient to carry peak inflow from the undeveloped drainage area for a 25-year frequency storm, it does not provide storage equal to that available under present conditions.

3. If the drainage basin above subject area is developed, radical changes will occur in the pattern of rainfall run-off from the drainage basin. From the best information available to this office, it appears that the peak inflow for a 25-year frequency storm will become approximately 2,000 cfs, with a corresponding increase in ponding requirements. A channel can be provided for this eventuality by widening the bottom of the channel to 75 feet and providing vertical concrete retaining walls for the sides. Employing this section makes approximately 12 acre-feet of storage under elevation 1318.0 available.

IV. Conclusions.

Approval or disapproval of subject plat should be made after consideration of the following factors.

1. So long as the drainage basin contributing run-off to subject area remains unchanged, no problem exists, since the levee and 37th Street drainage structures are designed for existing conditions.
2. Damage to agricultural lands due to ponding to elevation 1318.0 will be negligible and a benefit is derived by their protection from floods.
3. If urban development occurs in the ponding area or in the drainage basin, alterations of existing drainage facilities will become necessary. The cost of such

G. H. Wilton

- 4 -

December 4, 1958

alterations will be in proportion to the amount of
development.

M. S. Mitchell

M. S. Mitchell
Stream Maintenance Supv.

MSM:fb

cc: Wilton's File
Sherwood Glen Second Addn. File
Metr. Plan. Comm. File

APPROVED:

G. H. Wilton, Supt. of Public Works
Maintenance - 12-4-58

APPROVED:

E. N. Smith, Director of Public
Works - 12-4-58

7/16

Wichita, Kansas
January 15, 1959

Planning Commission
City Building
Wichita, Kansas

Gentlemen:

As the developers of the proposed Sherwood Glen Second Addition, Sedgwick County, Kansas, we agree as partial consideration for the approval of the plat on this addition, to file restrictive covenants covering the addition, at the time of the final approval and filing of the plat.

We agree that the restrictions will provide that Lot 1, Block 10, of said addition shall be reserved for a ponding area for flood control purposes and will not be filled in any way, and further that no residences shall be built on said lot.

SUBURBAN ESTATES, INC.

By: W. L. Chandler
President

bjt