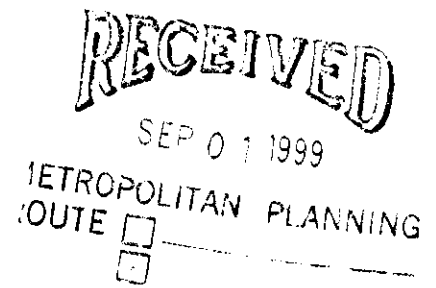


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Reply to East Office
J. Scott Pohl
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August 31, 1999

Steve Lackey
City of Wichita, Public Works Director
455 N. Main, 8th Floor
Wichita, Kansas 67202

Re: V - 2170 - Request to vacate Pearl Street between Walnut Street and Handley Street, Wichita, Sedgwick County, Kansas

Dear Mr. Lackey

This letter is a follow-up to summarize the agreement reached during our meeting on August 23, 1999 in your office on the above-referenced vacation request.

Based on our conversation it was agreed that Commercial Real Estate Partnership would withdraw its request for vacation of Pearl Street. In exchange, the City of Wichita will agree as follows:

1. Erect barricades sufficient to stop vehicular ingress and egress at both the east and west ends of Pearl Street where it enters Walnut Street and Handley Street;
2. If, in the future, the City fails to use Pearl Street for parking purposes and/or other permitted uses, the City will advise Johnny Stevens and allow him to renew his application for vacation of Pearl Street. The City will not unreasonably withhold its consent to the vacation of Pearl Street in connection with the new application; and
3. The City of Wichita will refund the \$350.00 application fee previously submitted in connection with the vacation request. The check should be made payable to "Commercial Real Estate Partnership".

If, for some reason, I have misstated the understanding between Commercial Real Estate Partnership and the City of Wichita, please let me know.

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