

D-1283 - Wichita Airport Authority, etal.  
grants street R.O.W. for Yosemite from  
the e.l. of The Park Addition to the w.l.  
of Tyler Rd generally located west of Ty-  
ler Rd. 1/4-mile north of 31st St. South

POSTED 2-21-84  
KJ

ACTION

DATE

COMMITTEE \_\_\_\_\_

M.A.P.C. \_\_\_\_\_

B.C.C./B.C.C.C. Accepted 6-98/

*Closed*

MAP No. 4844 A & B  
SEC. No. \_\_\_\_\_  
TWP. No. \_\_\_\_\_  
RANGE \_\_\_\_\_

DEDICATION REPORT AND PROGRESS

CASE No. D - 1283

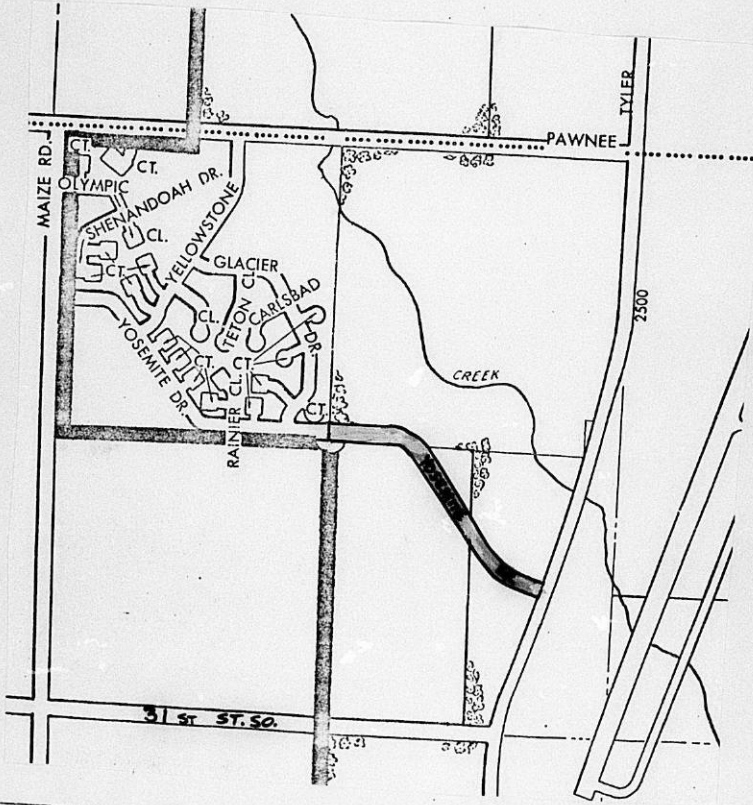
ASSOCIATED CASE NO. \_\_\_\_\_

I. OFFER TO DEDICATE: Street Right-of-Way  
GENERALLY LOCATED: West of Tyler Road, 1/2-mile north of 31st Street South

LEGALLY DESCRIBED AS: \_\_\_\_\_  
\_\_\_\_\_

DEDICATED BY: Wichita Airport Authority, et. al.  
AGENT: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
PURPOSE OF DEDICATION: \_\_\_\_\_ PHONE \_\_\_\_\_

II. SKETCH.



III. FILED 2-5-85  
POSTED TO ATLAS \_\_\_\_\_  
S/D COMM. ACTION \_\_\_\_\_  
M.A.P.C. ACTION \_\_\_\_\_

B.C.C. ACTION 6-9-81 ACCEPTED \_\_\_\_\_  
PLACED ON RECORD \_\_\_\_\_  
CITY CLERKS No. \_\_\_\_\_

2-5-85

Brenda -

Set up dedication file.  
BCC <sup>accepted</sup> ~~approved~~ 6-9-81.  
Route to Graphics to post  
and then to me.

Map 4844 A & B

Wichita Airport Authority et al  
dedicate Street right-of-way  
for Yosemite from the e.l. of  
The Park Addition to the w.l. of  
Tyler Road. Generally located  
west of Tyler Road  $\frac{1}{2}$  mile  
north of 31st Street South.

L.O.

FROM Levine

DATE 9-10-84

- |                                    |                                    |                                    |                                    |  |
|------------------------------------|------------------------------------|------------------------------------|------------------------------------|--|
| <b>ADMINISTRATION</b>              | <b>ADVANCE PLANS</b>               | <b>CURRENT PLANS</b>               | <b>ENGINEERING</b>                 | <b>GRAPHICS</b>                                      |
| <input type="checkbox"/> Lakin     | <input type="checkbox"/> Stockwell | <input type="checkbox"/> Galbraith | <input type="checkbox"/> Lindebak  | <input checked="" type="checkbox"/> <del>Peres</del> |
| <input type="checkbox"/> Walter    | <input type="checkbox"/> Schwartz  | <input type="checkbox"/> Lytle     | <input type="checkbox"/> Cain      | <input type="checkbox"/> Commer                      |
| <input type="checkbox"/> Doramus   | <input type="checkbox"/> Leivo     | <input type="checkbox"/> Young     | <input type="checkbox"/> Ruiz      | <input type="checkbox"/> Crook                       |
| <input type="checkbox"/> Eubanks   | <input type="checkbox"/> Bechtel   | <input type="checkbox"/> Chambers  | <input type="checkbox"/> Henry     | <input type="checkbox"/> Jones                       |
| <input type="checkbox"/> Hanson    | <input type="checkbox"/> Clark     | <input type="checkbox"/> Daniels   | <input type="checkbox"/> Schneider | <input type="checkbox"/> Whitney                     |
| <input type="checkbox"/> Henderson | <input type="checkbox"/> Dudark    | <input type="checkbox"/> Lahey     | <input type="checkbox"/>           |  |
| <input type="checkbox"/> Scott     | <input type="checkbox"/> Hart      | <input type="checkbox"/> Nagley    | <input type="checkbox"/>           |  |
|                                    | <input type="checkbox"/> Kelley    | <input type="checkbox"/> Olivarez  | <input type="checkbox"/>           |  |
|                                    | <input type="checkbox"/> Losew     | <input type="checkbox"/> Shirkey   | <input type="checkbox"/>           |  |
|                                    | <input type="checkbox"/> Shen      |                                    |                                    |  |
|                                    | <input type="checkbox"/> Vinson    |                                    |                                    |  |

POSTED 2-1-85

**REMARKS**

*Please have someone post this Yosemite Dr. dedication to Map 4944 and erase the alignment now shown.*

- Note at Return
- Handle
- All Staff
- Comment
- Signature
- Library
- Information
- Files
- Type

THE CITY OF WICHITA  
OFFICE OF LAW DEPARTMENT

DATE June 1, 1981

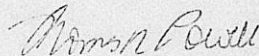
TO Donald C. Gisick, City Clerk

FROM Thomas R. Powell, Senior Assistant City Attorney

SUBJECT Yosemite, from East Line  
of The Park Addition to  
West Line Tyler Road

Attached is a Dedication to the City of Wichita, Kansas, from  
The Wichita Airport Authority, covering the above property for  
public street right-of-way.

Please have this Dedication recorded with the Register of Deeds  
and place the same on the agenda for approval by the City Commis-  
sion. Please forward a copy of the Dedication containing record-  
ing information to Larry D. Henry, Right-of-Way and Estimating  
Engineer, Department of Engineering.



Thomas R. Powell  
Senior Assistant City Attorney

TRP:cdh

Attachment

cc: Larry D. Henry, R/W & Estimating Engineer  
✓ Jack L. Love, Administrative Assistant  
H. Jay Setter, Director of Aviation

RECEIVED

JUN 3 1981

Dept. Of Engineering

4544  
DEDICATION

Oil 481 page 682

BCC JUN 9, 1981

Recorded June 16, 1981

KNOW ALL MEN BY THESE PRESENTS:

That for and in consideration of the sum of TEN THOUSAND ONE HUNDRED SEVENTY-SIX AND NO/100 DOLLARS (\$10,176.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned, THE WICHITA AIRPORT AUTHORITY, being the owner of the following-described real estate in Sedgwick County, Kansas, to-wit:

A tract of land for public street right-of-way in the east half of Section 5, Township 28 South, Range 1 West of the 6th P.M., extending from the east line of The Park, an addition to Wichita, Sedgwick County, Kansas, to the west right-of-way line of Tyler Road and is more particularly described as follows:

Beginning at the southwest corner of the Northeast Quarter of Section 5, Township 28 South, Range 1 West, Sedgwick County, Kansas, also being the southeast corner of The Park, an addition to Wichita, Sedgwick County, Kansas; thence along the west boundary line of the Northeast Quarter of Section 5, N 1° 20' 30" E, 85.10 feet; thence along a curve concave to the south having a chord bearing S 85° 59' 05" E, 256.46 feet, said curve also having the following properties:  $\Delta = 10^\circ 36' 21"$ , R = 1,387.47 feet, Arc = 256.83 feet, Tan. = 128.78 feet; thence N 9° 19' 05" E, 30.00 feet; thence along a curve concave to the south having a chord bearing S 76° 23' 53" E, 211.77 feet, said curve also having the following properties:  $\Delta = 8^\circ 34' 04"$ , R = 1,417.47 feet, Arc = 211.96 feet, Tan. = 106.19 feet; thence S 17° 53' 09" W, 30.00 feet; thence along a curve concave to the southwest having a chord bearing S 54° 07' 35" E, 856.94 feet, said curve also having the following properties:  $\Delta = 35^\circ 58' 32"$ , R = 1,387.47 feet, Arc = 871.18 feet, Tan. = 450.49 feet, thence S 36° 08' 19" E, 238.70 feet; thence along a curve concave to the northeast having a chord bearing S 48° 08' 44" E, 370.66 feet, said curve also having the following properties:  $\Delta = 24^\circ 00' 55"$ , R = 890.82 feet, Arc = 373.38 feet, Tan. = 189.47 feet; thence S 60° 09' 09" E, 210.00 feet to a point on the northwest right-of-way boundary of Tyler Road; thence along the northwest right-of-way boundary of Tyler Road S 29° 50' 51" W, 110.00 feet; thence leaving said right-of-way boundary N 60° 09' 09" W, 210.00 feet; thence along a curve concave to the northwest having a chord bearing N 48° 08' 44" W, 416.43 feet, said curve also having the following properties:  $\Delta = 24^\circ 00' 55"$ , R = 1,000.82 feet, Arc = 419.48 feet, Tan. = 212.87 feet; thence N 36° 08' 19" W, 238.70 feet; thence along a curve concave to the southwest having a chord bearing N 54° 07' 35" W, 788.81 feet, said curve also having the following properties:  $\Delta = 35^\circ 58' 32"$ , R = 1,277.47 feet, Arc = 801.91 feet, Tan. = 414.77 feet; thence S 17° 53' 09" W, 30.00 feet; thence along a curve concave to the south having a chord bearing N 75° 19' 38" W, 139.80 feet, said curve also having the following properties:  $\Delta = 6^\circ 25' 33"$ , R = 1,247.47 feet, Arc = 139.87 feet, Tan. = 70.03 feet; thence N 11° 27' 36" E, 30.00 feet; thence along a curve concave to the south having a chord bearing N 85° 01' 38" W, 288.59 feet, said curve also having the following properties:  $\Delta = 12^\circ 58' 28"$ , R = 1,277.47 feet, Arc = 289.21 feet, Tan. = 145.26 feet; thence N 1° 20' 30" E, 25.03 feet to the point of beginning, except that portion of the above described tract lying in the Northeast Quarter of Section 5, Township 28 South, Range 1 West of the 6th P.M. (4.787 acres)

see attached  
permanent easement  
conveying  
5.70 acres  
of NE 1/4

481 683

does hereby dedicate the above-described real estate to the public for street purposes, subject to the following:

1. In the event of a failure on the part of the City of Wichita, Kansas, its successors and assigns, to commence, within three (3) years from the date hereof, and with due diligence thereafter to pursue and complete the roadway construction upon the above-described real estate or in the event the City of Wichita, Kansas, its successors and assigns ceases to perate and actively use the said real estate for street purposes, the title and right of possession to said real estate, together with all improvements thereon, shall, upon demand therefor made in writing at least sixty (60) days prior to the date fixed for the reversion of such title, right of possession and other property rights and tender of repayment by the undersigned to the City of Wichita, Kansas, of the consideration stated in this Dedication, revert to and revest in the undersigned, its successors and assigns.
2. The undersigned reserves and excepts to itself, its successors and assigns, all of the oil, gas and minerals in and under the surface of said real estate, including the right of ingress and egress to enter upon said real estate for purposes of removing said oil, gas and minerals; provided, however, use of the surface for the purpose of removing oil, gas and minerals will then be in such manner as to not interfere with the reasonable use and enjoyment of the said real estate herein described as determined by mutual agreement between the undersigned and the City of Wichita, Kansas, or their respective successors and assigns.
3. The undersigned reserves unto itself, its successors and assigns, for the use and benefit of the public, a right of flight for the passage of aircraft in the airspace above the surface of the real estate herein described, together with the right to cause, in said airspace, such noise as may be inherent in the operation of aircraft, now known or hereafter used, for navigation of or flight in the said airspace, and for use of said air-space for landing on, taking off from, or operating on the Wichita Mid-Continent Airport.
4. The City of Wichita, Kansas, its successors and assigns, shall prevent any use of the real estate described herein which would interfere with landing or taking off of aircraft at the Wichita Mid-Continent Airport and shall prevent any use of the real estate described herein which would otherwise constitute an airport hazard.
5. The City of Wichita, Kansas, its successors and assigns, shall restrict the erection of unshielded light poles along the road right-of-way such that any lighted poles will be shielded to prevent glaring lights distracting or interfering with the landing or taking off of aircraft.
6. The City of Wichita, Kansas, its successors and assigns, shall restrict the height of structures, objects of natural growth and other obstructions to a height of 1,375 feet AMSL over the surface of the real estate described herein.

Executed this 20<sup>th</sup> day of April, 1981.

WICHITA AIRPORT AUTHORITY  
Wichita, Kansas

By: [Signature]  
R. D. Martens  
President

ATTEST:

[Signature]  
Judge N. Mahring  
Airport Clerk

481 684

ACKNOWLEDGMENT

STATE OF KANSAS )  
                          ) ss:  
SEDGWICK COUNTY )

BE IT REMEMBERED That on this 20th day of April, 1981, before me, a Notary Public in and for the County and State aforesaid, came R. D. Martens, President of THE WICHITA AIRPORT AUTHORITY, to me personally known to be the same person who executed the foregoing instrument and duly acknowledged the execution of the same, for and on behalf, and as the act and deed of said WICHITA AIRPORT AUTHORITY.

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

Cornie J. Gray  
Notary Public

My Appointment Expires:

9-9-82



Map  
4844

E A S E M E N T

The Board of Park Commissioners of the City of Wichita, Kansas, for valuable consideration; the receipt and sufficiency of which is hereby acknowledged, does hereby grant and convey to The City of Wichita, Kansas, a municipal corporation, a perpetual easement for the drainage of surface water and construction of a roadway over and across the

South 70 feet of the West 500 feet of the Northeast Quarter (NE/4) of Section 5, Township 28 South, Range 1 West of the 6th P.M.; in Sedgwick County, Kansas.

The Board of Park Commissioners of the City of Wichita, Kansas, shall not be required to pay any cost or assessment for the construction of such roadway and drainage facilities.

IN WITNESS WHEREOF, Grantor, acting by its duly authorized officers has caused this instrument to be executed on this 28th day of June, 1976.

THE BOARD OF PARK COMMISSIONERS  
OF THE CITY OF WICHITA, KANSAS

ATTEST:

Wilma Burkle  
(Wilma Burkle) Clerk

By Nancy D. Woodard  
(Nancy D. Woodard) President

STATE OF KANSAS )  
                          ) SS  
SEDGWICK COUNTY )

BE IT REMEMBERED, that on this 28th day of June, 1976, before me, a Notary Public, in and for said County and State, came Nancy D. Woodard, President of the Board of Park Commissioners of the City of Wichita, Kansas, to me personally known to be the same person who executed the within and foregoing instrument, and duly acknowledged the execution of the same for and on behalf, and as the act and deed of said Board of Park Commissioners of the City of Wichita, Kansas.

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

Gale E. Pennock  
(Gale E. Pennock) Notary Public

My appointment expires:  
My commission expires Feb. 17, 1978



Film 204 Pg 219  
recorded Aug. 9, 1976