

**ACTION**

DATE  
6/1/89

S/D COMMITTEE

approved

6/8/89

M.A.P.C.

approved

7/11/89

W.C.C./B.C.C.

Approved

D-1575 - Stanley Tolle dedicates street-right-of-way in an area northeast of 3rd & Young.

SAF A ②

POSTED 5-12-89 KC

Bic

**ACTION**

DATE 6/1/89

SID COMMITTEE

approved

6/8/89

M.A.P.C.

approved

7/11/89

W.C.C./B. CO. C.

Approved

D-1575 -  
right-of-  
3rd & You

Map No. 5147A  
 Sec. 23  
 Twp. 27S  
 Range 1W  
 Dist.No.

DEDICATION REPORT AND PROGRESS  
 CASE No: D-1575  
 ASSOCIATED CASE: L/S-0765

- I. Offer to Dedicate: Street right-of-way  
Generally Located: In an area northeast of 3rd and Young.

Legally Described As:

The east 30 feet of Lot 10, Block 11, Parkwilde Addition to the City of Wichita, Sedgwick County, Kansas.

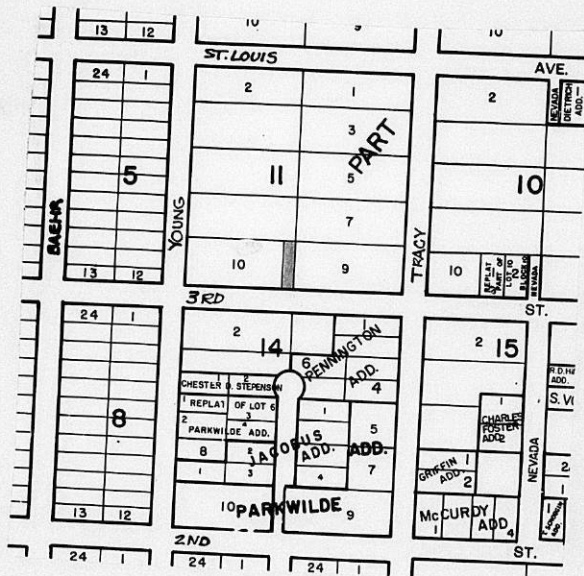
Dedicated By: Stanley Tolle, etux

Address:

Purpose of Dedication:

Phone:

II. Sketch:



III. Filed 5/8/89  
 Posted to Atlas  
 S/D Comm. Action 6/1/89  
 M.A.P.C. Action 6/8/89  
 W.C.C. Action 7/1/89  
 Placed on Record  
 City Clerks No.

Planning Agenda Item # \_\_\_\_\_

City of Wichita  
City Council Meeting  
July 11, 1989

Agenda Report # \_\_\_\_\_

TO: Mayor and City Council Members

SUBJECT: D-1575 - CONTINGENT DEDICATION OF STREET RIGHT-OF-WAY FOR  
SABIN IN AN AREA NORTHEAST OF 3RD STREET AND YOUNG

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

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MAPC Recommendation: Accept the dedication.

Background: This right-of-way was acquired as a condition of an approved lot split (L/S-0765). This right of way is needed to extend Sabin street between 3rd Street and St. Louis Avenue. The dedication has been reviewed and approved by the Planning Commission.

Financial Considerations: Bill the recording costs to:  
150029-2909.

Recommendations/Action: Accept the dedication and record document.

#### CONTINGENT DEDICATION

WHEREAS, Stanley Tolle and Terri L. Tolle, husband and wife, are owners of the following described real estate in Sedgwick County, Kansas, to-wit:

The North half of Lot 10, Block 11, "PARKWILDE ADDITION" to the City of Wichita, Sedgwick County, Kansas, AND the East 75 feet of the South half of Lot 10, Block 11, "PARKWILDE ADDITION" to the City of Wichita, Sedgwick County, Kansas.

and has made application to Central Inspection for approval of a building permit for construction of improvements on the above-described real estate; and

WHEREAS, the City of Wichita anticipates in the future the necessity of acquiring dedicated street right-of-way for Sabin Street adjacent to the East line of said property, said right-of-way will include a portion of the above-described real property; and

WHEREAS, said owners are agreeable to the needed street right-of-way dedication; and

WHEREAS, said owners are desirous of continuing their private use of said street right-of-way pending effectiveness of the dedication as hereinafter stated:

NOW, THEREFORE, in consideration of the premises and contingent upon the approval of their building permit by Central Inspection for the above-described property the owners do hereby dedicate to the public for street purposes the following described real property, to-wit:

The East 30 feet of Lot 10, Block 11, "PARKWILDE ADDITION" to the City of Wichita, Sedgwick County, Kansas.

#### PROVIDED, HOWEVER:

1. That neither the public nor the City of Wichita shall be privileged nor entitled to the use of the area hereinabove dedicated for maintenance, excavation or fill, paving, installation of utilities and other similar street uses, until and unless the same is actually needed for the purposes as herein stated.
2. That until such time as the area hereby dedicated is actually used for the purposes of street right-of-way, including any or all of those uses as stated above, the owners and all persons claiming by, through or under them, shall be permitted the continued use of said street right-of-way.

This dedication herein expressed and made, conditioned as aforesaid, shall be accepted by the City of Wichita upon approval by Central Inspection of the application for building permit described above and upon the recording of this instrument. Upon the recording hereof, this instrument shall constitute a public dedication and a covenant running with the land bind upon the owners, their heirs, successors and assigns, and all persons claiming by, through or under them, conditioned as aforesaid. Acceptance by the City of Wichita of this contingent dedication and the recordation of the same shall denote its acquiescence and agreement to all of the terms and provisions hereof.

IN WITNESS WHEREOF, Stanley Tolle and Terri L. Tolle, husband and wife, have executed this instrument and delivered the same to the City of Wichita, Kansas on this 5th day of May, 1989.

Stanley Tolle  
Stanley Tolle

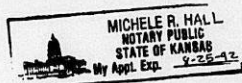
Terri L. Tolle  
Terri L. Tolle

STATE OF KANSAS)  
SEDGWICK COUNTY) SS

This instrument was acknowledged before me this 5th day of May, 1989 by Stanley Tolle and Terri L. Tolle.

Michèle R. Hall  
Michèle R. Hall, Notary Public

My Commission Expires: August 25, 1992



WICHITA-SEDGWICK COUNTY  
METROPOLITAN AREA PLANNING  
COMMISSION

AGENDA ITEM NO. \_\_\_\_\_

D-1575 Stanley Tolle, etux, dedicates street right-of-way  
legally described as:

The east 30 feet of Lot 10, Block 11, Parkwilde Addition to  
the City of Wichita, Sedgwick County, Kansas.

Located in an area northeast of 3rd and Young.

SUBDIVISION COMMITTEE RECOMMENDATIONS:

ACCEPT THE DEDICATION

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WICHITA-SEDGWICK COUNTY  
METROPOLITAN AREA PLANNING  
COMMISSION

AGENDA ITEM NO. \_\_\_\_\_

D-1576 Stanley Tolle, etux dedicates a utility easement  
legally described as:

The east 20 feet of the west 166 feet of the north half of  
Lot 10, Block 11, Parkwilde Addition, to the City of Wichita,  
Sedgwick County, Kansas.

Located in an area northeast of 3rd and Young.

SUBDIVISION COMMITTEE RECOMMENDATIONS:

ACCEPT THE DEDICATION

8. S/D 89-34 - Final Plat of SHANNON WOODS AT TALLGRASS  
ADDITION, located West of Webb Road in an area south of 29th  
St. N.

Engineer:	Mid Kansas Engineering Con.
Acreage:	16.42
Total Lots:	46

9. D-1575 Stanley Tolle, etux, dedicates street right-of-way  
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Located in an area northeast of 3rd and Young.

10. D-1576 Stanley Tolle, etux dedicates a utility easement  
legally described as:

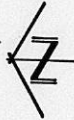
The east 20 feet of the west 166 feet of the north half of  
Lot 10, Block 11, Parkwilde Addition, to the City of Wichita,  
Sedgwick County, Kansas.

Located in an area northeast of 3rd and Young.

11. OTHER MATTERS

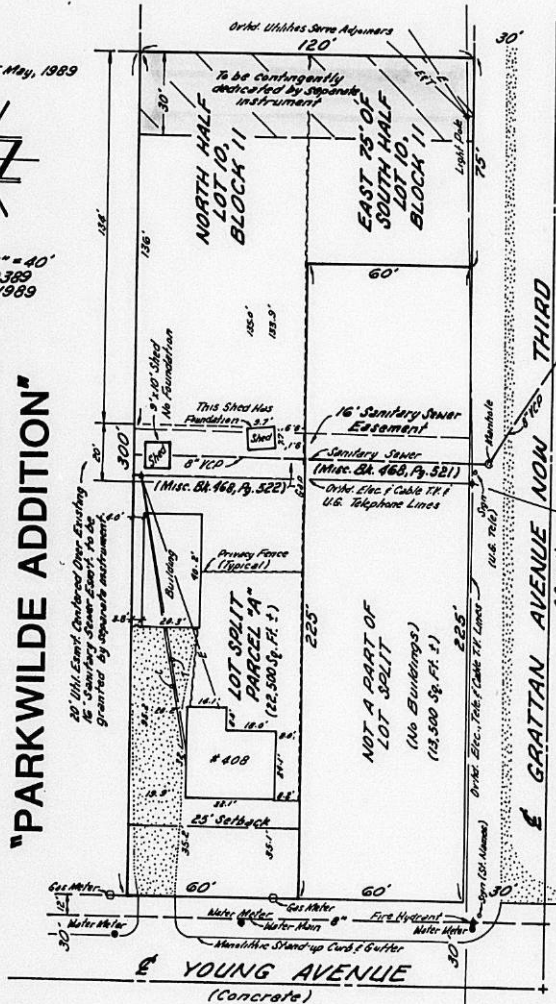
D-1575

Revised 5 May, 1989



SCALE: 1" = 40'  
FILE #890389  
21 APRIL, 1989

# LOT SPLIT PART OF LOT 10, BLOCK 11, "PARKWILDE ADDITION"



**OWNERS:**  
Shirley J. Terry L. Telle  
408 N. Young  
Wichita, Kansas 67212  
Tele. (316) 943-8869

**LEGAL DESCRIPTION:**  
The North half of Lot 10, Block 11, Parkwilde Addition to the City of Wichita, Sedgwick County, Kansas AND The East 75 feet of the South half of Lot 10, Block 11, "Parkwilde Addition" to the City of Wichita, Sedgwick County, Kansas.

City of Wichita)  
Sedgwick County) ss  
State of Kansas)

L/S No. 0765  
Copy 1 of 4

I, Jack H. Galbraith, Chief Planner, Wichita - Sedgwick County Metropolitan Area Planning Department, do hereby certify that under the Authority granted in the Subdivision Rules and Regulations that the lot split to which this stamp is affixed has been approved.

Given under my hand and seal, this 8<sup>th</sup> day of May 19 89

*Jack H. Galbraith*  
Jack H. Galbraith

