

Haywire Depnd 11-13-75  
" " Council on Ordinance 11-25-75  
" " 12-1-75  
Approved

DR-75-34 - Gas Substation (Meter  
Facilities Site)-City of Wichita  
Gas Utility, East side of Hoover  
St. in an area south of 63rd  
St. South.

POSTED  
11-11-75

# ACTION

COMMITTEE		DATE
M.A.P.C.	<del>_____</del> <i>Approved</i>	<del>_____</del> <i>11-13-75</i>
<del>_____</del> /B. CO. C.	<i>Approved</i>	<i>12-3-75</i>
Hayville	<i>Deferred</i>	<i>11-13-75</i>
"	<i>Cancelled - Inclement weather</i>	<i>11-25-75</i>
"	<i>Approved</i>	<i>12-1-75</i>

DR-15-34 - Gas Substation (meter  
Facilities Site) - City of Wichita  
Gas Utility, East side of Hoover  
Road in an area south of 63rd  
St. South.

Map No. 5139  
 Sec. \_\_\_\_\_  
 Twp. \_\_\_\_\_  
 Range \_\_\_\_\_

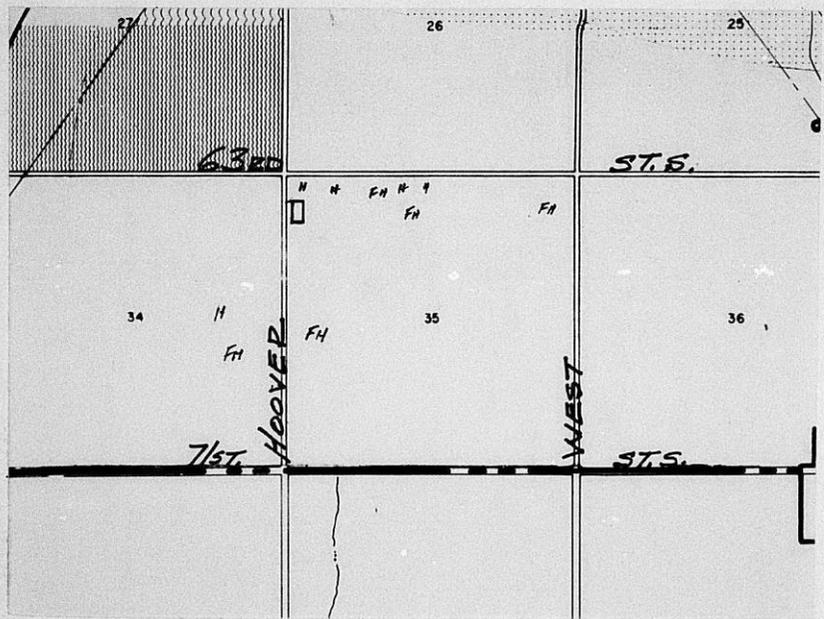
~~DBA~~ DR 75-34  
 SCZ- \_\_\_\_\_  
 CU- \_\_\_\_\_  
 Filed \_\_\_\_\_

AREA DATA:

1. Acres: \_\_\_\_\_ ( 20 ft. by 40 ft.)
2. Adjoining Zoning: E \_\_\_\_\_ S \_\_\_\_\_ W \_\_\_\_\_ N \_\_\_\_\_
3. Land Use: East SINGLE FAM South AGRICULTURE  
 West UNDEVELOPED North SINGLE FAM
4. Sketch Plan Land Use is for: \_\_\_\_\_
5. Present Land Use if for: UNDEVELOPED
6. Area (is) (is not) platted.

PHOTO DATA:

Taken by \_\_\_\_\_ Date \_\_\_\_\_ Time \_\_\_\_\_



DR 75-34

S. H. H. H. H.  
 No. 2-133C  
 HASTINGS, MINN.-LOS ANGELES  
 LOBAN ON - HENNINGSON, TX. U. S. A.

WICHITA-SEDGWICK COUNTY

DATE

METROPOLITAN AREA PLANNING DEPARTMENT

December 22, 1975

TO Vera Stevens, Zoning Department (1015 Steilwee, 67213)

FROM Edythe Lakin, Secretary to Jack H. Galbraith

SUBJECT DR-33; DR-34; DR-35 and DR-36; Gas Substation (Meter Facilities Site) City of Wichita Gas Utility

Attached are copies of the four referral sheets in connection with the above captioned cases, and also a copy of the Memorandum of December 3, 1975 addressed to Syd Werbin which accompanied the original mail-out.

*Edythe Lakin*

Edythe Lakin  
Secretary to Jack H. Galbraith

EL;el

Enclosures

December 3, 1975

Syd Werbin, County Building, Planning & Inspection  
Jack H. Galbraith, Chief Planner

34

Attached are four referral sheets considered by the County Commission as an off-agenda item on this date. These four special permit cases all pertain to the requests by the City of Wichita Gas Utility Company for the purpose of installing gas utility substations. The action of the County Commission was to approve all four applications.

Please call if you have any questions.

Jack H. Galbraith  
Chief Planner

JHG:ber

Attachments

Form T9-221A

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO  
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR SPECIAL PERMIT

CASE NO. DR 75-34

CONSIDERED BY MAPC: 11-13-75

REQUEST FOR: Special Permit

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

Gas Substation (Meter Facilities Site)

GENERAL LOCATION: East side of Hoover Road in an area  
south of 63rd Street South

LEGAL DESCRIPTION:

A tract of land in the northwest quarter of Section 35, Township 28 South, Range 1 West described as follows: At a point 470 feet south of the northwest corner; thence east 49 feet to the point of true beginning; thence south 40 feet; thence east 20 feet; thence north 40 feet; thence west 20 feet to the point of beginning.

APPLICANT: City of Wichita Gas Utility

COUNSEL FOR APPLICANT: Jim Meyers, Energy Coordinator, City of Wichita

PROTESTORS (LIST COUNSEL) IF ANY: None

SURROUNDING ZONING: To the north, south, east and  
west is "R" Rural Residential

LAND USE: Subject property is undeveloped. To the north, south,  
east and west is agriculture and undeveloped.

PLANNING COMMISSION RECOMMENDATION:

11-13-75 - MAPC - That a special permit be approved as requested. Kamen  
moved, Collier seconded, and it carried unanimously.

11-13-75 - Haysville: Deferred

12-1-75 - Haysville: That a special permit be approved as requested  
(unanimous vote).

ACTION: 1. Approve the application as recommended by the Metropolitan  
and Haysville Planning Commissions; or  
2. Take such action as the County Commission desires.

DR 75-34 - The following notices were mailed 11-26-75 for the rescheduled  
HAYSVILLE CITY PLANNING COMMISSION meeting of 12-1-75 and the  
MAPC meeting of 12-1-75

Adjacent property owners and Jim Myers	4
Haysville City Planning Commission and Secretary	<u>12</u>
TOTAL	<u>16</u>

WICHITA-SEDGWICK COUNTY  
METROPOLITAN AREA PLANNING COMMISSION  
CITY HALL, 455 North Main  
Wichita, Kansas 67202

NOTICE TO ADJOINING PROPERTY OWNERS

November 26, 1975

Due to inclement weather the November 24, 1975 meeting of the Haysville Planning Commission was cancelled.

NOTICE IS HEREBY GIVEN that on Monday, December 1, 1975 at 1:30 p.m., the Wichita-Sedgwick County Metropolitan Area Planning Commission will consider the following item in the Public Meeting Room, City Hall, 1st Floor, 455 North Main Street, Wichita, Kansas, for purposes of making a recommendation to the Board of Sedgwick County Commissioners.

CASE NO. DR 75-34

Special Permit Request to Allow the Construction  
of a Gas Utility Substation.

A tract of land in the Northwest Quarter (NW/4) of Section 35, Township 28 South, Range 1 West described as follows: At a point 470 feet South of the Northwest Corner; thence East 49 feet to the Point of True Beginning; thence South 40 feet; thence East 20 feet; thence North 40 feet; thence West 20 feet to the point of beginning. Generally located on the east side of Hoover Road in an area south of 63rd Street South.

This item will also be considered by the HAYSVILLE CITY PLANNING COMMISSION at their rescheduled meeting on Monday, December 1, 1975 at 8:00 p.m., in the City Hall, Haysville, Kansas.

You may appear at said times and places in person or by agent or attorney if you so desire.

-----  
NOTE: It is the policy of the Planning Commission that any request for a deferral of the hearing of this case shall be submitted to the Secretary, Robert A. Lakin, City Hall, Tenth Floor, 455 North Main Street, 7 days prior to the meeting. The Chairman or the Secretary may grant such a request for deferral. Persons requesting deferrals will be charged with the cost of preparing and mailing notices.

Robert A. Lakin  
Secretary

November 14, 1975

Mr. James Myers, Energy Coordinator  
City of Wichita Gas Utility  
Century Plaza Building  
Wichita, Kansas 67202

Re: DR 75-34 - Request for Special  
Permit - East side of Hoover  
in an area south of 63rd Street  
South

Dear Mr. Myers:

At the regular meeting of the Metropolitan Area Planning Commission on November 13, 1975, the above-captioned matter was considered. The action of the Commission was to recommend to the Board of County Commissioners that the request be approved. The Haysville City Planning Commission, at their evening meeting on the same date, on considering this case, moved to defer the matter to their meeting of November 25, 1975, so that they would have sufficient time to review the case.

This will advise you, and those receiving copies of this letter, that it will be reconsidered by the Haysville City Planning Commission at 8:00 p.m. on November 25, 1975, in the Haysville City Building, 711 East Grand Avenue, Haysville, Kansas.

Please call if you have any questions.

Sincerely,

Jack H. Galbraith  
Chief Planner

JHG:ber

cc: Richard Wasinger, Chr., Haysville City Planning Commission,  
P. O. Box 404, Haysville, Kansas 67060  
Pauline Ozbun, Secretary, Haysville City Planning Commission,  
6400 Keystone, Wichita 67217  
Lloyd Shartzter, 6404 South Hoover 67231  
William N. Howard, 1318 Jewell 67213  
Florence Karr, 5409 West 63rd Street South 67215

DR 75-34 The following notices and Staff Reports were sent 11-7-75  
for the MAPC meeting of 11-13-75; and the Haysville City  
Planning Commission meeting of 11-13-75 :

Adjacent property owners & Jim Myers	4
Haysville City Planning Commission	10
	—
TOTAL	<u>14</u>

WICHITA-SEDGWICK COUNTY  
METROPOLITAN AREA PLANNING COMMISSION  
CITY BUILDING ANNEX, 104 South Main  
Wichita, Kansas 67202

NOTICE TO ADJOINING PROPERTY OWNERS

November 6, 1975

The Wichita-Sedgwick County Metropolitan Area Planning Commission will consider the following item in Room 401 City Building Annex, 104 South Main, Wichita, Kansas, at its meeting at 1:30 p.m. on Thursday, November 13, 1975, at which time you may appear either in person or by agent or attorney, if you so desire.

CASE NO. DR 75-34

Special Permit Request to Allow the Construction  
of a Gas Utility Substation.

A tract of land in the Northwest Quarter (NW/4) of Section 35, Township 28 South, Range 1 West described as follows:  
At a point 470 feet South of the Northwest Corner; thence East 49 feet to the Point of True Beginning; thence South 40 feet; thence East 20 feet; thence North 40 feet; thence West 20 feet to the point of beginning. Generally located on the east side of Hoover Road in an area south of 63rd Street South.

This matter will also be considered by the Haysville City Planning Commission during the regularly scheduled meeting on Thursday, November 13, 1975, beginning at 8:00 p.m., in the Haysville City Building, 711 East Grand Avenue, Haysville, Kansas, at which time and place you may also appear either in person or by agent or attorney, if you so desire.

-----  
**NOTE:** It is the policy of the Planning Commission that any request for a deferral of the hearing of this case shall be submitted to the Secretary, Robert A. Lakin, 104 South Main, 7 days prior to the meeting. The Chairman or the Secretary may grant such a request for deferral. Persons requesting deferrals will be charged with the cost of preparing and mailing new notices.

Robert A. Lakin  
Secretary

WICHITA-SEDGWICK COUNTY  
METROPOLITAN AREA PLANNING DEPARTMENT

MAPC HEARING DATE: Nov. 13, 1975  
HCPC HEARING DATE: Nov. 13, 1975

Case No. DR 75-34

Request: Special Permit to Allow  
Construction of a Gas Utility Sub-  
Station

Location: East side of Hoover in an area  
south of 63rd Street South

Reason: "For the metering of natural gas for the City of Wichita  
Gas Utility at the tap from Anadarko line."

Acres: .02

Size: 20 ft. by 40 ft.

	<u>Land Use</u>	<u>Zoning</u>
Existing		
North	Agriculture & undeveloped Single-family	"R"
East	Agriculture & undeveloped	"R"
South	Agriculture & undeveloped	"R"
West	Agriculture & undeveloped	"R"

Platted: No

History: None

Comments

1. The City of Wichita Gas Utility has requested a special permit to allow construction of a Gas Utility substation to be operated in conjunction with the proposed natural gas pipeline running from South Central Kansas to the City of Wichita. Section 11.F.1 of the Sedgwick County Zoning Resolution permits the Board of County Commissioners to approve special permits for any public structure, installation, or use by any department of City, County, State or Federal governments, SUBJECT TO SUCH RESTRICTIONS AS THE County Commission deems necessary, provided that the Metropolitan Area Planning Commission shall first review the request and make a recommendation to the governing body.
2. The Wichita Gas Utility has proposed to locate a meter run extending 3 feet above ground level on a 20-foot by 40-foot tract on the east side of Hoover in an area south of 63rd Street South. No building is proposed and the site will be enclosed by a 6-foot chainlink fence with only a walk THROUGH GATE LEADING TO THE AREA.

METER RUN RESIDENTS & LAND OWNERS

HOOVER.

①

LLOYD SHARTZER

6404 South Hoover  
Wichita, Kan.

67231

Ph. 522-1374

②

WILLIAM N. HOWARD

1318 JEWELL.

Wichita KAN

67213

Ph. 262-1189.

③

FLORENCE

KARR.

5409 W 63<sup>rd</sup>.

Wichita, KAN.

67215

Ph. 524-5521

Granite →

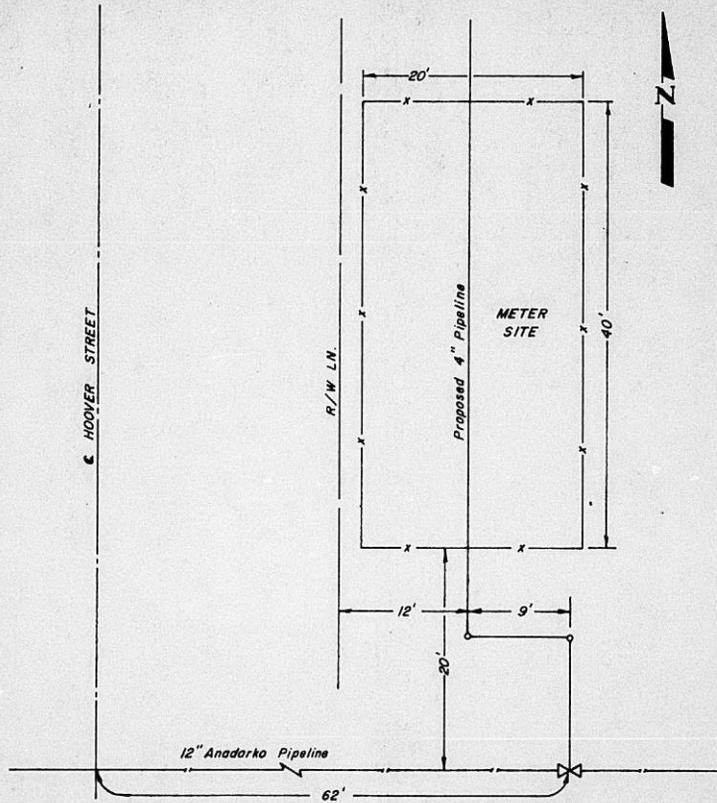
NO BUILDINGS only a walk through  
GATE TO THE METER RUN 3' ABOVE GROUND LEVEL.

FENCED AS PER ATTACHED PLAT WITH  
6' Chain Link Fence

④

Myers

HOOPER.



Scale: 1" = 10'

WILLIAMS BROTHERS ENGINEERING COMPANY

A Resource Sciences company

TULSA, OKLAHOMA

METER & FACILITIES SITE

Date 9/30/75

Approved *[Signature]*

ONLY

LLOYD SHARTZER

6404 South HOOPER

Ph. 522-1374

LIVES within 200'  
of the PROPOSED METER SITE.

NO ROAD TO SITE

ONLY a WALK-THROUGH  
gate in the fence.

WILLIAM NORTON HOWARD  
1318 JEWELL

ph. 262-1189

## EASEMENT

Project \_\_\_\_\_

Parcel No. S-H-1Pipe Lines and Appurtenances

For the consideration of THREE HUNDRED THIRTY &  $\frac{00}{100}$   
(<sup>24</sup>330<sup>00</sup>)

the undersigned, herein designated Grantor, owner of the hereinafter described lands, for a valuable consideration the receipt of which is hereby acknowledged, does hereby GRANT and CONVEY to the City of Wichita

herein designated Grantee, a perpetual easement and right of way upon, through, under, over and across the hereinafter described real property for the installation, construction, operation, maintenance, repair, replacement, and reconstruction of pipe lines and/or mains, manholes, lateral pipe lines, and all structures incidental thereto, together with the perpetual right to remove buildings, structures, trees, bushes, undergrowth, flowers, and any other obstructions interfering with the use of said easement and right of way by Grantee, its successors or assigns and in addition thereto, to remove soil and other materials within said right of way and to use the same in such manner and at such locations as said Grantee may deem proper, needful or necessary in the construction, reconstruction and maintenance of said pipe lines or structures incidental thereto.

To have and to hold said easement and right of way unto itself and unto its successors and assigns forever, together with the right to convey said easement, or any portion of said easement, to other public agencies.

The real property referred to herein and made subject to said easement and right of way by this grant is situated in Sedgwick County, State of Kansas, and is particularly described as follows:

A tract of land in the Northwest Quarter (NW/4) of Section 35, Township 28 South, Range 1 West described as follows:  
 At a point 470 feet South of the Northwest Corner; thence East 49 feet to the Point of True Beginning; thence South 40 feet; thence East 20 feet; thence North 40 feet; thence West 20 feet to the point of beginning.

The above described land shall be used for gas meeting facilities only.

When this facility ceases to be functional, all rights hereunder granted by the Grantors shall terminate.

SHRUBS SHALL BE PLANTED & MAINTAINED ALONG THE NORTH SIDE OF THE FACILITY FENCE. F.B. MC J.L.K.

The Grantor may, at his own risk, use the surface of the above described real property in a manner that will not interfere with or be detrimental to the use of said easement and right of way by Grantee, its successors and assigns, provided no trees shall be planted or grown thereon.

The Grantor hereby covenants and agrees for himself, his heirs, successors and assigns, that there shall not be constructed or maintained upon the above described real property or within said easement and right of way any building or structure of any nature or kind that will interfere with the use of said easement and right of way by Grantee, its successors or assigns, or that will interfere with the ingress or egress along said easement by said Grantee its successors or assigns.

The Grantee hereby covenants and agrees for itself, its successors and assigns, not to prevent the Grantor, his successors or assigns, from crossing over said real property and agrees that the Grantor, his heirs, successors and assigns may enjoy the continued use of the surface of said real property herein described, subject to the conditions above stated; and the Grantee hereby covenants and agrees that after the installation of any pipe line by it in any excavation made by it in the above described easement and right-of way it will backfill any such excavation made by it so as to fill said excavation as nearly as practicable to the level of the surrounding ground, and will replace any oiled, asphalt or concrete surface with like material and will replace any fence removed by it.

(As used above, the term "grantor" shall include the plural as well as the singular number and the words "himself" and "his" shall include the feminine and neuter gender as the case may be.)

Executed this 20 day of October, 1975

IN WITNESS WHEREOF: The said first part ET AL ha VE signed these presents the day and year first written.

Wilma Jean Cooper  
Florence I. Karr  
Loren E. Coopers

STATE OF  
COUNTY) SS

Personally appeared before me a notary public in and for the County and

State aforesaid FLORENCE I. KARR - LOREN E. COOPER &  
WILMA JEAN COOPER

to me personally known to be the same person 5 who executed the foregoing instrument of writing and said person 5 duly acknowledged the execution thereof.

Dated at Goddard Kan, this 20 day of October, 1975.

Patricia Seidl  
Notary Public

My Commission expires Mar. 13, 1979

PATRICIA SEIDL  
NOTARY PUBLIC  
SEDGWICK COUNTY, KANSAS  
MY COMM. EXP. MAR. 13, 1979

WICHITA-SEDGWICK COUNTY  
METROPOLITAN AREA PLANNING DEPARTMENT

MEPC HEARING DATE: 11-13-75

Haysville PC " " : 11-13-75

Case No. DR-75-34

Request: Special Permit to Allow  
Construction of a Gas Utility Substation

Location: East side of Hoover in an area south of 63<sup>rd</sup> Street South

Reason/Proposed Use: "For the metering of natural gas for the  
City of Wichita Gas Utility at the tap from Aradanko line"

Acres: .02

Size: 20' x 40'

	Land Use	Zoning
Existing	Agriculture + undeveloped	R
North	Single family	R
East	Agriculture & Undeveloped	R
South	" "	R
West	" "	R

Existing R/W

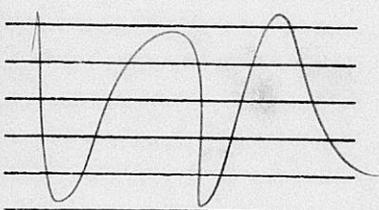
Proposed R/W

Existing R/W

Proposed R/W

Existing R/W

Proposed R/W



Platted: No

S. Jewell

History: None

① The City of Wichita Gas Utility has requested a special permit to allow construction of a Gas Utility Substation to be operated in conjunction with the proposed natural gas pipeline running from south central Kansas to the City of Wichita. Section 11.F.1 of the Sedgewick County Zoning Resolution permits the Board of County Commissioners to approve special permits for any public structure, installation, or use by any department of City, County, State, or Federal Government subject to such restrictions as the County Commission deems necessary provided that the Metropolitan Area Planning Commission shall first review the request and make a recommendation to the governing body.

2. The Wichita Gas Utility has proposed to locate a meter room extending 3 feet above ground level on a 20' x 40' tract on the east side of Hoover in an area south of 63<sup>rd</sup> Street South. No building is proposed and the site will be ~~surrounded~~ enclosed by a 6 foot chain link fence with only a walk through Gate leading to the area.

Application For Approval of Conditional Use Permit  
WICHITA-SEDGWICK COUNTY METROPOLITAN AREA PLANNING COMMISSION

INSTRUCTIONS

1. All applicants requesting approval of a Conditional Use Permit should consult the Planning Department prior to submitting a formal application. The purpose of the consultation is to advise the applicant of his rights and responsibilities and the necessity of a detailed plan(s) to be submitted with the application for certain uses such as mobile home parks, sand extraction operations, multiple family development, etc.
2. An application for approval of a Conditional Use Permit must be signed by at least one of the owners of the property included within the application.
3. In order for any application to be considered by the Commission, the following items must be submitted to the Planning Department:
  - A. Application form (PR-3). All blanks must be completely filled in with either the information requested or the notation - N/A - (Not Applicable). **INCOMPLETE APPLICATION FORMS WILL NOT BE ACCEPTED for processing.**
  - B. Detailed plot plan(s) as may be required.
  - C. A current abstractor's certificate listing the names, mailing addresses and zip codes of the owners of all adjacent property and including the property for which the conditional use is requested, in all directions from subject property for a distance of twice the frontage of the subject property but for a distance of not more than 1,000 ft. or less than 200 ft.
  - D. The appropriate fee as established by the Zoning Regulation of Sedgwick County. The fee shall be the same as that for the district in which located. Those fees are as follows:

<u>"R", "R-1", and "AA" Classifications</u> .....	\$70.00
<u>"BB" Classification</u> .....	\$140.00
<u>"LC", "C", "E", and "F" Classifications</u> ..... (6 acres and under)	\$200.00
<u>"LC", "C", "E", and "F" Classifications</u> ..... (over 6 acres)	\$400.00

4. The Wichita-Sedgwick County Metropolitan Area Planning Commission will meet to consider Conditional Use requests on the second and fourth Thursday of each month at 1:30 p.m., in Room 401 City Building Annex, 104 South Main, Wichita, Kansas. An application for a Conditional Use, accompanied by appropriate documents and fees as listed above, must be filed with the Planning Department before 5 p.m., on the closing date established by the Metropolitan Area Planning Commission.
5. It is the policy of the Planning Commission that any request for a deferral of the hearing of this case shall be submitted to the Secretary, 104 South Main, at least 7 days prior to the meeting. If, in the discretion of the Chairman and Secretary, such deferral is to be granted, notices of such deferral and date of next hearing will be mailed to those who received original notice of the hearing. Persons requesting deferrals will be charged with the cost of preparing and mailing new notices.

APPLICATION FOR APPROVAL OF CONDITIONAL USE PERMIT  
FOR PROPERTY LOCATED WITHIN THE JURISDICTION  
OF THE BOARD OF COUNTY COMMISSIONERS OF  
SEDGWICK COUNTY, KANSAS

This is an application for a Conditional Use Permit. The form must be completed and filed at the Planning Department, Room 402 City Building Annex, 104 South Main, Wichita, Kansas, in accordance with directions on the accompanying instruction sheet. AN INCOMPLETE APPLICATION CANNOT BE ACCEPTED.

I. Name of applicant or applicants and/or their agent or agents. All owners of all property requested to be considered in this application must be listed in this item.

A. APPLICANT City of Wichita Gas Utility

ADDRESS Century Plaza Bldg., Wichita, Kans. PHONE 262-0611

AGENT \_\_\_\_\_

ADDRESS \_\_\_\_\_ PHONE \_\_\_\_\_

B. APPLICANT \_\_\_\_\_

ADDRESS \_\_\_\_\_ PHONE \_\_\_\_\_

AGENT \_\_\_\_\_

ADDRESS \_\_\_\_\_ PHONE \_\_\_\_\_

C. APPLICANT \_\_\_\_\_

ADDRESS \_\_\_\_\_ PHONE \_\_\_\_\_

AGENT \_\_\_\_\_

ADDRESS \_\_\_\_\_ PHONE \_\_\_\_\_

(Use separate sheet if necessary for names of additional applicants).

II. The applicant proposes to establish a Meter Facilites Site

\_\_\_\_\_ (use)

on property legally described as ~~the Northwest Quarter of the Northwest Quarter (NW/4 NW/4) Section 28 South, Range 1 West~~, ~~Block 193~~ of the

Sedgwick County, Kansas ~~Block 193~~

A tract of land in the Northwest Quarter (NW/4) of Section 35, Township 28 South, Range 1 West described as follows:  
At a point 470 feet South of the Northwest Corner; thence East 49 feet to the Point of True Beginning; thence South 40 feet; thence East 20 feet; thence North 40 feet; thence West 20 feet to the point of beginning.

I I I. THIS PROPERTY IS LOCATED AT (ADDRESS) \_\_\_\_\_

THE GENERAL LOCATION IS (USE APPROPRIATE SECTION)

A. AT THE N/A CORNER OF N/A AND  
N/A, OR

B. ON THE East SIDE OF Hoover Street ~~(AVENUE)~~  
STREET BETWEEN 63rd and 71st St. ~~(AVENUE)~~ STREET AND  
~~(AVENUE)~~ STREET.

I V. THE PROPERTY INCLUDED IN THIS APPLICATION IS ZONED R  
(ZONING DISTRICT CLASSIFICATION).

V. I REQUEST THIS CONDITIONAL USE PERMIT FOR THE FOLLOWING REASONS:

For the metering of natural gas for the City of Wichita  
Gas Utility.  
At the tap from Anadarko line

V I. I (WE), THE APPLICANT(S), ACKNOWLEDGE RECEIPT OF THE INSTRUCTION SHEET EXPLAINING THE METHOD OF SUBMITTING THIS APPLICATION. I (WE) REALIZE THAT THIS APPLICATION CANNOT BE PROCESSED UNLESS IT IS COMPLETELY FILLED IN; IS ACCOMPANIED BY A CURRENT ABSTRACTOR'S CERTIFICATE AS REQUIRED IN THE INSTRUCTION SHEET; AND IS ACCOMPANIED BY THE APPROPRIATE FEE. I (WE) FURTHER CERTIFY THAT THE ABOVE AND FOREGOING INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY (OUR) KNOWLEDGE. I (WE) ACKNOWLEDGE THAT THE BOARD OF COUNTY COMMISSIONERS SHALL HAVE AUTHORITY TO IMPOSE SUCH CONDITIONS AS IT DEEMS NECESSARY IN ORDER TO SERVE THE PUBLIC INTEREST AND WELFARE.

NOTE: AT LEAST ONE OWNER MUST SIGN THIS APPLICATION. OTHER OWNERS MAY BE REPRESENTED BY AN AGENT OR AGENTS.

Hilma Jean Cooper

BY \_\_\_\_\_  
AUTHORIZED AGENT (IF ANY)

V I I. OFFICE USE ONLY

This application was received at the Planning Department at \_\_\_\_\_  
(AM, PM) on \_\_\_\_\_ (day, month, year). It has been checked  
and found to be complete and accompanied by required documents and  
the appropriate fee of \$ \_\_\_\_\_.

\_\_\_\_\_ Name

\_\_\_\_\_ Title

STATEMENT OF TITLE

STATE OF KANSAS )  
                  ) SS:  
SEDGWICK COUNTY )

The Fidelity Title Company, Inc., duly qualified Abstracter under the laws of the State of Kansas, after a careful search of the records of Sedgwick County, Kansas, makes the following statement concerning the title to the following described property situated in said County and State, to-wit:

See Schedule "A" attached.

That the last deed or deeds purporting to convey title to said property is a

Warranty Deed from Florence I. Karr, a widow et al to Florence I. Karr and Wilma Jean Cooper as joint tenants with the right of survivorship and not as tenants in common, dated Dec. 16th, 1974 and filed Feb. 1, 1965 at 11 A.M. in Deed Book 1368 at page 142.



and purports to be a full and complete conveyance of the entire fee simple title, except as follows:

None

That the Probate Court discloses the following facts with reference to the grantee under the last deed above set forth:

None

That said land is mortgaged as follows: (Any releases of record are assumed to be valid).

None

Dated at Wichita, Kansas, this 16th day of September  
19 75 at 7:00 o'clock A.M.

Tracer No. 30141

FIDELITY TITLE COMPANY, INC.

By *C. E. Bud Riddle*  
Asst. *up* ag



SCHEDULE "A"

The Northwest Quarter of the Northwest Quarter of Section 35, Township 28 South Range 1 West EXCEPT: Beginning 506.8 feet East of the NW corner of said NW $\frac{1}{4}$ ; Thence South parallel to the West line of said NW $\frac{1}{4}$  373.6 feet; Thence East parallel to the North line of said NW $\frac{1}{4}$  233.2 feet; Thence South Parallel to the West line of said NW $\frac{1}{4}$  380.6 feet; thence East parallel to the North line of said NW $\frac{1}{4}$  to the East line of the W $\frac{1}{2}$  of the NW $\frac{1}{4}$ , Thence North along the East line of the said W $\frac{1}{2}$  of NW $\frac{1}{4}$  754.2 feet to the NE cor of the W $\frac{1}{2}$  of NW $\frac{1}{4}$ ; Thence West to the place of beginning.  
ALSO EXCEPT the West 90 feet of the North 470 feet now platted as Swartzer Addition.

STATEMENT OF TITLE

STATE OF KANSAS )  
                  ) SS:  
SEDGWICK COUNTY )

The Fidelity Title Company, Inc., duly qualified Abstracter under the laws of the State of Kansas, after a careful search of the records of Sedgwick County, Kansas, makes the following statement concerning the title to the following described property situated in said County and State, to-wit:

Lot 1 Block A, in SHARTZER,  
Addition to Sedgwick County,  
Kansas

That the last deed or deeds purporting to convey title to said property is a

Warranty Deed from Florence I. Karr et al to  
Lloyd E. Shartzter and Barbara L. Shartzter  
husband and wife as joint tenants with the  
right of survivorship and not as tenants in  
common dated July 2, 1971 and filed July 2, 1971  
at 2 P.M. in Deed Book 1530 at page 114.



and purports to be a full and complete conveyance of the entire fee simple title, except as follows:

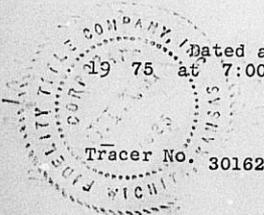
Easements and restrictions of record.

That the Probate Court discloses the following facts with reference to the grantee under the last deed above set forth:

None

That said land is mortgaged as follows: (Any releases of record are assumed to be valid).

A Mortgage from Lloyd E. Shartzter and Barbara L. Shartzter, his wife to The Seneca National Bank of Wichita, dated Aug. 12, 1971 and filed Aug. 13, 1971 at 2 Pm. in Book 1726 at page 476 in the original amount of \$10,000.00



Dated at Wichita, Kansas, this 16th day of Sept.  
19 75 at 7:00 o'clock A.M.

FIDELITY TITLE COMPANY, INC.  
By *E. Paul Fidelity*  
Assistant ag

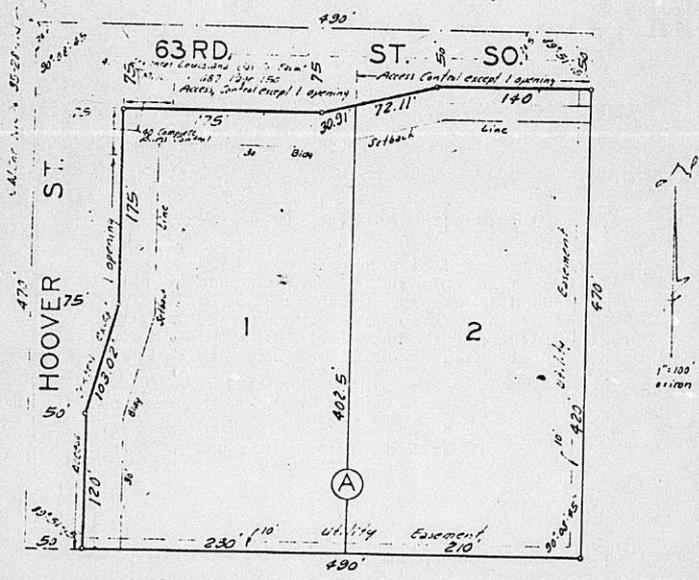
**Fidelity Title**

COMPANY, INC.

# ADDITION

4477

SUMMIT COUNTY, KANSAS.



This plat of "SHARTZER ADDITION" Summit County, Kansas, has been submitted to and approved by the Wichita-Sedgwick County Metropolitan Area Planning Commission, Wichita, Kansas. Dated this 8th day of April 1971. Wichita-Sedgwick County Metropolitan Area Planning Commission



Dated at Wichita, Kansas, this 16th day of Sept. 19 75 at 7:00 o'clock A.M.

Tracer No. 30162

FIDELITY TITLE COMPANY, INC.  
By *C. E. Rind* *Kelly*  
Asst. *SECRET* ag



4648 So West St

STATEMENT OF TITLE

①

STATE OF KANSAS )  
                  ) SS:  
SEDGWICK COUNTY )

The Fidelity Title Company, Inc., duly qualified Abstractor under the laws of the State of Kansas, after a careful search of the records of Sedgwick County, Kansas, makes the following statement concerning the title to the following described property situated in said County and State, to-wit:

The North Half (N1/2) Of the Northeast Quarter (NE1/4) of Section 34, Township 28 South, Range 1 West of the 6th P.M. in Sedgwick County, Kansas.

That the last deed or deeds purporting to convey title to said property is a

See Exhibit "A" attached.



AMERICAN LAND TITLE ASSOCIATION

and purports to be a full and complete conveyance of the entire fee simple title, except as follows:

none

That the Probate Court discloses the following facts with reference to the grantee under the last deed above set forth:

none

That said land is mortgaged as follows: (Any releases of record are assumed to be valid).

none

Dated at Wichita, Kansas, this 12th day of July 19 75 at 7:00 o'clock A.M.

Tracer No. 29247

FIDELITY TITLE COMPANY, INC.

By *C.E. Red Miller* ag  
Assistant Secretary

Fidelity  Title

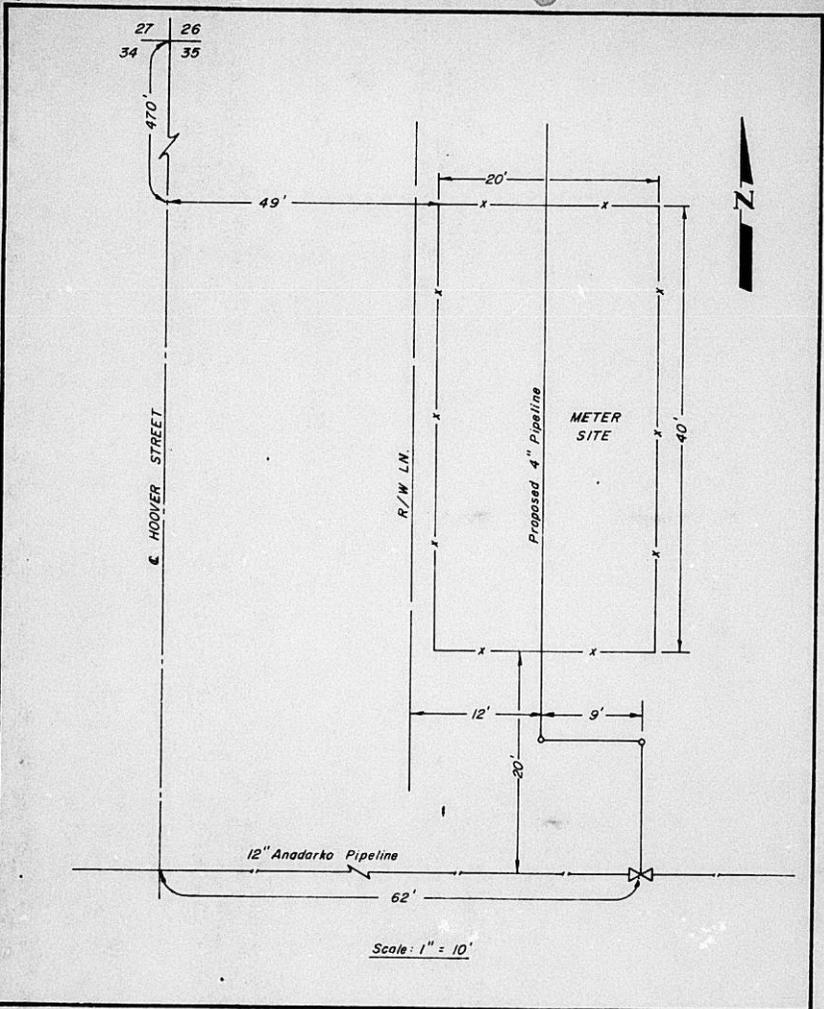
COMPANY, INC.

EXHIBIT "A"

A Quit Claim Deed from Edwin S. Shay, a single man to William Norton Howard, Dorothy Maxine Bull and Otis DeWayne Howard dated May 16, 1969 and filed of record June 11, 1969 at 1:15 P.M. in Deed Book 1484 at page 276.

A Quit Claim Deed from Viola D. Norton Cartwright, a single person to William Norton Howard, Dorothy Maxine Bull and Otis DeWayne Howard, dated Feb. 27, 1971 and filed of record March 9, 1971 at 11 A.M. in Deed Book 1521 at page 388.





**WILLIAMS BROTHERS ENGINEERING COMPANY**  
 A Resource Sciences company  
 TULSA, OKLAHOMA

**METER & FACILITIES SITE**

Date 9/30/75

Approved *[Signature]*

EASEMENT

H. V. E. R.

Project \_\_\_\_\_  
Parcel No. S-H-1

Pipe Lines and Appurtenances

For the consideration of THREE HUNDRED THIRTY & 1/100  
(330<sup>00</sup>)

the undersigned, herein designated Grantor, owner of the hereinafter described lands, for a valuable consideration the receipt of which is hereby acknowledged, does hereby GRANT and CONVEY to the City of Wichita

herein designated Grantee, a perpetual easement and right of way upon, through, under, over and across the hereinafter described real property for the installation, construction, operation, maintenance, repair, replacement, and reconstruction of pipe lines and/or mains, manholes, lateral pipe lines, and all structures incidental thereto, together with the perpetual right to remove buildings, structures, trees, bushes, undergrowth, flowers, and any other obstructions interfering with the use of said easement and right of way by Grantee, its successors or assigns and in addition thereto, to remove soil and other materials within said right of way and to use the same in such manner and at such locations as said Grantee may deem proper, needful or necessary in the construction, reconstruction and maintenance of said pipe lines or structures incidental thereto.

To have and to hold said easement and right of way unto itself and unto its successors and assigns forever, together with the right to convey said easement, or any portion of said easement, to other public agencies.

The real property referred to herein and made subject to said easement and right of way by this grant is situated in Sedgwick County, State of Kansas, and is particularly described as follows:

A tract of land in the Northwest Quarter (NW/4) of Section 35, Township 28 South, Range 1 West described as follows:  
At a point 470 feet South of the Northwest Corner; thence East 49 feet to the Point of True Beginning; thence South 40 feet; thence East 20 feet; thence North 40 feet; thence West 20 feet to the point of beginning.

The above described land shall be used for gas meeting facilities only.

When this facility ceases to be functional, all rights hereunder granted by the Grantors shall terminate.

Shrubs shall be planted & maintained along the north side of the facility fence. F.B. WC J.Z.K.

The Grantor may, at his own risk, use the surface of the above described real property in a manner that will not interfere with or be detrimental to the use of said easement and right of way by Grantee, its successors and assigns, provided no trees shall be planted or grown thereon.

The Grantor hereby covenants and agrees for himself, his heirs, successors and assigns, that there shall not be constructed or maintained upon the above described real property or within said easement and right of way any building or structure of any nature or kind that will interfere with the use of said easement and right of way by Grantee, its successors or assigns, or that will interfere with the ingress or egress along said easement by said Grantee its successors or assigns.

The Grantee hereby covenants and agrees for itself, its successors and assigns, not to prevent the Grantor, his successors or assigns, from crossing over said real property and agrees that the Grantor, his heirs, successors and assigns may enjoy the continued use of the surface of said real property herein described, subject to the conditions above stated; and the Grantee hereby covenants and agrees that after the installation of any pipe line by it in any excavation made by it in the above described easement and right-of way it will backfill any such excavation made by it so as to fill said excavation as nearly as practicable to the level of the surrounding ground, and will replace any oiled, asphalt or concrete surface with like material and will replace any fence removed by it.

(As used above, the term "grantor" shall include the plural as well as the singular number and the words "himself" and "his" shall include the feminine and neuter gender as the case may be.)

Executed this 20 day of October, 1975

IN WITNESS WHEREOF: The said first part 185 ha VE signed these presents the day and year first written.

~~Wilma Jean Cooper~~  
Florence I Karr  
Loren E. Cooper

STATE OF  
COUNTY) SS

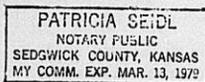
Personally appeared before me a notary public in and for the County and State aforesaid FLORENCE I KARR - LOREN E. COOPER &  
WILMA JEAN COOPER

to me personally known to be the same person 5 who executed the foregoing instrument of writing and said person 5 duly acknowledged the execution thereof.

Dated at GODDARD KAN., this 20 day of OCTOBER, 1975.

Patricia Seidl  
Notary Public

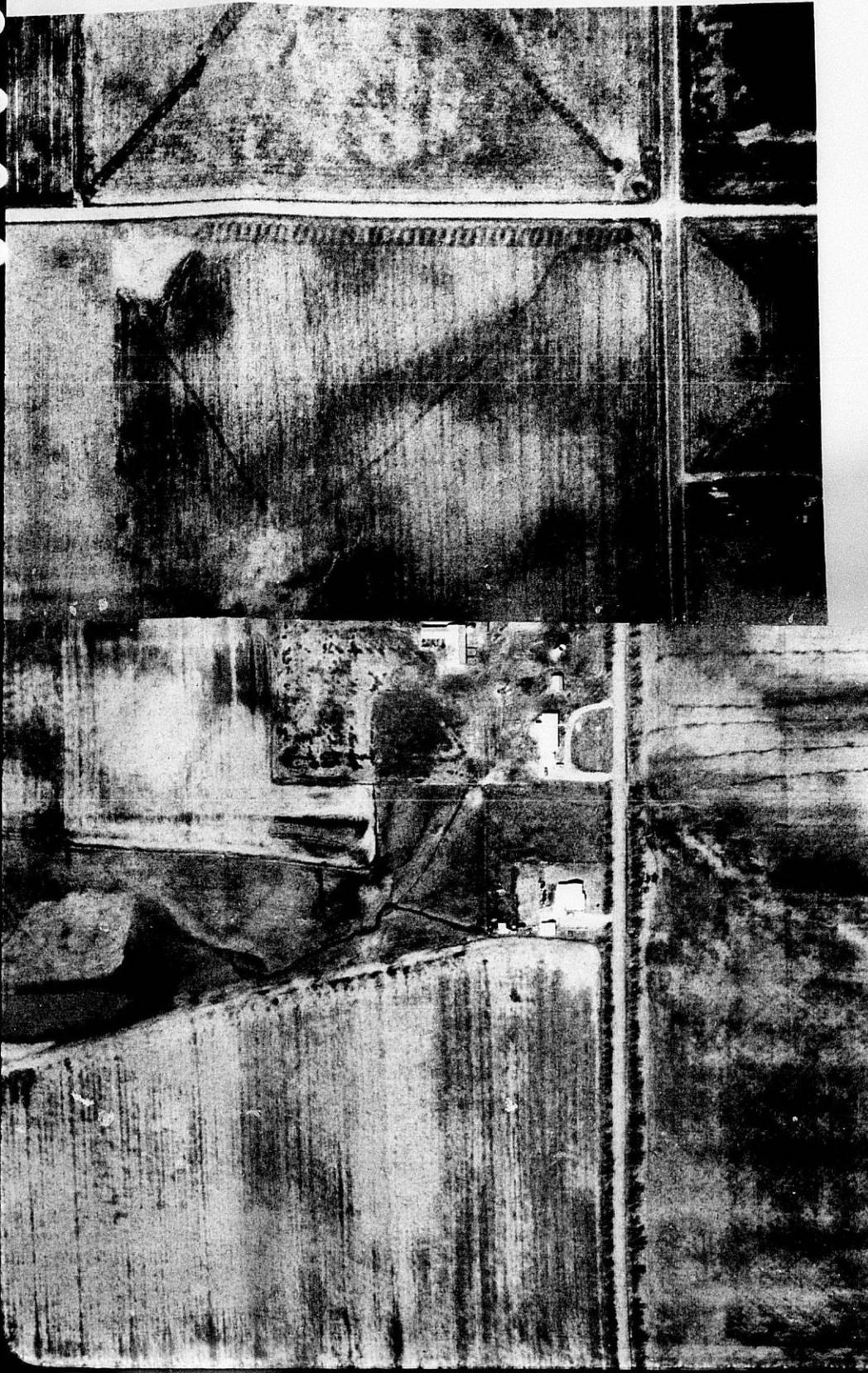
My Commission expires Mar. 13, 1979





63RD ST. SOUTH

Hoover



5139

PREPARED BY  
WESTERN AIR MAPS, INC.

COMPANY