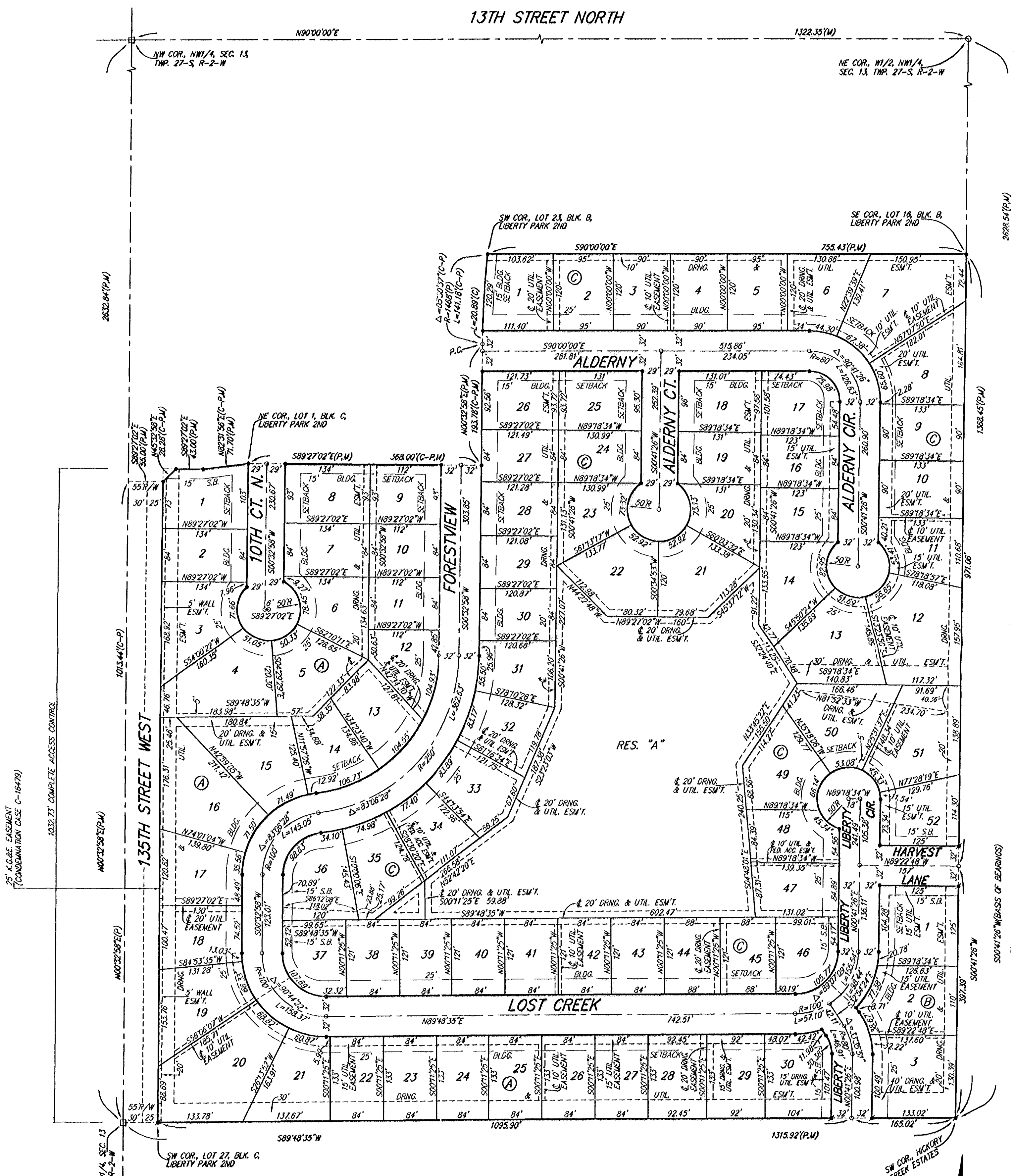


LIBERTY PARK 3RD

AN ADDITION TO WICHITA, SEDGWICK COUNTY, KANSAS

Rec'd
7-204



| LOT | BLOCK | ELEVATION |
|--------------|-------|-----------|
| 1, 14, 20-23 | C | 163.5 |
| 29-35, 38-45 | C | 163.5 |
| 47-50 | C | 163.5 |

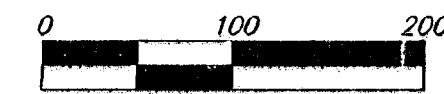
BENCHMARK:
135TH ST. N. & 13TH ST. N. - CITY OF WICHITA DISC
AT SOUTHWEST CORNER OF INTERSECTION,
30.00'± S. OF & OF 13TH ST. N.
38.00'± W. OF & OF 135TH ST. N.
ELEV. = 163.25 CITY DATUM
(1355.65 NGVD29)

SMALL RAILROAD SPIKE IN 2ND HLP W. OF 135TH ST. N.
ON SOUTH SIDE OF 13TH ST. N. (N. FACE OF HLP).
ELEV. = 172.10 CITY DATUM
(1359.50 NGVD29)

604' NAIL IN HIGH LINE POLE, 800' W. &
31' N. OF THE NE COR., NW1/4, SEC. 13,
TWP. 27-S, R-2-W
ELEV. = 162.68 CITY DATUM
(1350.08 NGVD29)

- = #4 REBAR W/ "BAUGHMAN" CAP (SET)
- = #4 REBAR W/ "BAUGHMAN" CAP (FOUND)
- = 3/4" IRON W/ ALLEGIBLE YELLOW CAP (FOUND)
- = 3/4" IRON W/ "SEDGWICK COUNTY" METAL CAP IN CONCRETE (FOUND)

- (M) = MEASURED
- (P) = PLATTED
- (C-P) = CALCULATED PER PLATTED INFO.



State of Kansas) SS We, Baughman Company, P.A., Surveyors in
Sedgwick County) do hereby certify that we have surveyed and
platted "LIBERTY PARK 3RD", an Addition to Wichita, Sedgwick County,
Kansas and that the accompanying plat is a true and correct exhibit of
the property surveyed, described as and being a replat of all of Lots 24,
25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, and 39, Block B,
Liberty Park 2nd, an Addition to Wichita, Sedgwick County, Kansas,
together with all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15,
16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33,
34, 35, 36, and 37, Block C, in said Liberty Park 2nd, together with all
of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19,
20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36,
Block D, in said Liberty Park 2nd, together with all of Lots 1, 2, and 3,
Block E, in said Liberty Park 2nd, together with that part of Forestview
lying south of the north line of Lot 9 in said Block C, as extended east
to the west line of Lot 2 in said Block D, the most southerly Forestview
Ct., 10th Ct. N. lying south of 10th St. N., Alderny, Alderny Ct., Liberty,
Harvest Lane, Lost Creek, and Lost Creek Cir., all as dedicated in said
Liberty Park 2nd.

Existing public easements and dedications
being vacated by virtue of K.S.A. 12-512(b).
All being situated in the NW1/4 of Sec. 13, Twp. 27-S,
R-2-W of the 6th P.M., Sedgwick County, Kansas.
Baughman Company, P.A.

Michael G. Conroy, Surveyor
Michael G. Conroy

We, the undersigned holders of mortgages on the
above described property, do hereby consent to this plat of "LIBERTY
PARK 3RD", an Addition to Wichita, Sedgwick County, Kansas.
Legacy Bank

Brad E. Vaeger, s.v.p.
BRAD E. VAEGER

State of Kansas) SS The foregoing instrument acknowledged before
me, this 17 day of July, 2004, by Brad E. Vaeger,
s.v.p. of Legacy Bank, on behalf of the bank.

Danielle K. Reichenberger, Notary Public
DANIELLE K. REICHENBERGER

My App't. Exp. 6/1/10

This plat of "LIBERTY PARK 3RD", an Addition
to Wichita, Sedgwick County, Kansas has been submitted to and approved
by the Wichita-Sedgwick County Metropolitan Area Planning Commission,
Wichita, Kansas.
Dated this 17 day of July, 2004,
Wichita-Sedgwick County Metropolitan Area Planning Commission

Ronald L. Marnell, Chair
John L. Schlegel, Secretary

This plat approved and all dedications
shown hereon accepted by the City Council of the City of Wichita,
Kansas, this 17 day of July, 2004.

Carlos Mayans, Mayor
Karen Sublett, City Clerk

Reviewed in accordance with K.S.A. 58-2005
on this 17 day of July, 2004.

Tricia L. Robello, L.S. #1246
Deputy County Surveyor
Sedgwick County, Kansas

Entered on transfer record this 17 day
of July, 2004.

Kelsey Investments, Inc.
Paul E. Kelsey, President

Don Brace, County Clerk

State of Kansas) SS This is to certify that this plat has been
filed for record in the office of the Register of Deeds, this 17 day
of July, 2004 at 1:00 o'clock P.M. and is duly recorded.

Bill Meek, Register of Deeds

Linda Kizzire, Deputy

State of Kansas) SS The foregoing instrument acknowledged before
me, this 17 day of July, 2004, by Paul E. Kelsey, President
of Kelsey Investments, Inc., on behalf of the corporation.

Judith M. Terhune, Notary Public
JUDITH M. TERHUNE

My App't. Exp. 11-7-2005



NOTE:
A master grading plan for drainage has been developed for this
subdivision and is on file with the City of Wichita, Kansas. All
drainage easements, rights-of-way, or reserves shall remain as
established grades or as modified with the approval of the City
Engineer of the City of Wichita, Kansas. No obstructions which
impede the flow of this drainage system shall be allowed.



Wichita-Sedgwick County Metropolitan Area Planning Department

April 22, 2004

Baughman Company, P.A.
311 Ellis
Wichita, KS 67211

RE: SUB 2004-41 -- One-Step Final Plat of Liberty Park Third Addition

At the regular meeting of the Metropolitan Area Planning Commission on April 22, 2004, the above captioned plat was considered. The action of the Planning Commission was to approve the plat as recommended by the Subdivision Committee, subject to the conditions stated in our letter dated April 16, 2004.

The following items must be submitted to the Metropolitan Area Planning Department before the plat is scheduled for the City Council and/or County Commission's consideration:

1. A completed and signed tracing of the subdivision, along with five (5) copies. Also, if a change is required on the tracing after submittal, five (5) revised copies must be submitted;
2. A check, made out to the Register of Deeds, covering the costs of any documents to be recorded as a requirement of platting (\$8.00 for the first page; \$4.00 for each additional page), if the site is located within the City of Wichita's city limits, OR, in the County within three miles of Wichita's city limits; and,
3. A disk, which will be used by the City and County GIS Departments, detailing the final plat in digital format in Autocad.

If you have any questions regarding this plat, please call.

A handwritten signature in black ink, appearing to read 'Neil Evan Strahl'.

Neil Evan Strahl, Senior Planner
Current Plans Division

NES:ch

Copies to: Paul Kelsey, 716 N. 119th St. West, Ste., 112, Wichita, KS 67235
Kevin Holman, Sedgwick County Fire Department
Jim Armour, Acting City Engineer, Department of Engineering
Jim Weber, Deputy Director, Sedgwick County Department, Bureau of Public Works

City Hall • 10th Floor • 455 North Main • Wichita, Kansas 67202-1688

T 316.268.4421 F 316.268.4390

www.wichita.gov



Wichita-Sedgwick County Metropolitan Area Planning Department

April 16, 2004

Baughman Company, P.A.
311 Ellis
Wichita, KS 67211

RE: SUB 2004-41 -- One-Step Final Plat of Liberty Park Third Addition

At the regular meeting of the Subdivision Committee of the Metropolitan Area Planning Commission on Thursday, April 15, 2004, the above captioned plat was considered. The action of the Committee was to approve the one-step final plat, subject to the following staff comments:

- A. The applicant shall guarantee the extension of sanitary sewer and City water to serve the lots being platted. *The applicant shall contact Debt Management regarding the submission of a respread agreement for special assessments of existing improvements.*
- B. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning Department for recording.
- C. *City Engineering* needs to comment on the status of the applicant's drainage plan. *The drainage plan is approved.*
- D. The Applicant shall guarantee the paving of the proposed streets. The guarantee shall also provide for sidewalks on at least one side of all through, non cul-de-sac streets.
- E. *Traffic Engineering* has requested a petition for future left turn lanes along 135th St. West.
- F. Provisions shall be made for ownership and maintenance of the proposed reserves. The applicant shall either form a lot owners' association prior to recording the plat or shall submit a covenant stating when the association will be formed, when the reserves will be deeded to the association and who is to own and maintain the reserves prior to the association taking over those responsibilities.
- G. Since this is a replat of a previous Addition involved with the ownership and maintenance of reserves for that Addition, but not being replatted by this Addition, the above covenants and/or other legal documents shall be provided which provides for this Addition to continue to share in the ownership and maintenance responsibilities of any such previously platted reserves.

- H. For those reserves being platted for drainage purposes, the required covenant which provides for ownership and maintenance of the reserves shall grant, to the City, the authority to maintain the drainage reserves in the event the owner(s) fail to do so. The covenant shall provide for the cost of such maintenance to be charged back to the owner(s) by the governing body.
- I. The applicant shall submit a covenant which provides for four (4) off-street parking spaces per dwelling unit on each lot which abuts a 58-foot street. The covenant shall inventory the affected lots by lot and block number and shall state that the covenant runs with the land and is binding on future owners and assigns.
- J. GIS needs to comment on the plat's street names. *Liberty Ct should be revised to Liberty Cir. The easternmost Alderny Ct should be renamed Alderny Cir.*
- K. The Applicant is reminded that a platting binder is required with the final plat. Approval of this plat will be subject to submittal of this binder and any relevant conditions found by such a review.
- L. The plat's text shall include language that a drainage plan has been developed for the plat and that all drainage easements, rights-of-way, or reserves shall remain at established grades or as modified with the approval of the applicable City or County Engineer, and unobstructed to allow for the conveyance of stormwater.
- M. The applicant shall install or guarantee the installation of all utilities and facilities which are applicable and described in Article 8 of the MAPC Subdivision Regulations. (Water service and fire hydrants required by Article 8 for fire protection shall be as per the direction and approval of the Chief of the Fire Department.)
- N. The applicant's engineer is advised that the Register of Deeds is requiring the name(s) of the notary public, who acknowledges the signatures on this plat, to be printed beneath the notary's signature.
- O. To receive mail delivery without delay, and to avoid unnecessary expense, the applicant is advised of the necessity to meet with the U.S. Postal Service Growth Management Coordinator (Phone 316-946-4556) prior to development of the plat so that the type of delivery, and the tentative mailbox locations can be determined.
- P. The applicant is advised that various State and Federal requirements (specifically but not limited to the Army Corps of Engineers, Kanopolis Project Office, Rt. 1, Box 317, Valley Center, KS 67147) for the control of soil and wind erosion and the protection of wetlands may impact how this site can be developed. It is the applicant's responsibility to contact all appropriate agencies to determine any such requirements.
- Q. The owner of the subdivision should note that any construction that results in earthwork activities that will disturb one (1) acre or more of ground cover requires a Federal/State NPDES Storm Water Discharge Permit from the Kansas Department of Health and Environment in Topeka. Also, for projects located within the City of Wichita, erosion and sediment control devices must be used on ALL projects. For projects outside of the City of Wichita, but within the Wichita Metropolitan area, the owner should contact the appropriate governmental jurisdiction concerning erosion and sediment control device requirements.

SUB 2004-41 - One-Step Final Plat of Liberty Park Third Addition
April 16, 2004
Page 3

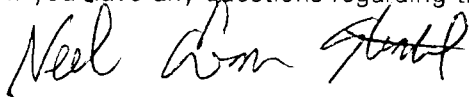
- R. Perimeter closure computations shall be submitted with the final plat tracing.
- S. Recording of the plat within thirty (30) days after approval by the City Council and/or County Commission.
- T. The representatives from the utility companies should be prepared to comment on the need for any additional utility easements to be platted on this property. **Westar Energy has requested additional easements.**
- U. The applicant is reminded that a compact disc (CD) shall be submitted with the final plat tracing to the Planning Department detailing this plat in digital format in AutoCAD, or sent via e-mail to MAPD (cholloway@wichita.gov) . This will be used by the City and County GIS Department.

If this plat requires the guaranteeing of improvements, a list of the five (5) methods that have been adopted as being acceptable is available in the Planning Department. Also available, are Certificates that are required if petitions are submitted, bond forms and Irrevocable Letter of Credit forms.

This case will be forwarded to the Planning Commission for consideration on Thursday, April 22, 2004. The meeting will begin at 12:30 p.m., in the Metropolitan Area Planning Conference Room - 10th Floor, 455 N. Main Street, Wichita, KS.

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

If you have any questions regarding this plat, please call.



Neil Evan Strahl, Senior Planner
Current Plans Division

NES:ch

Enclosure

Copies to: Paul Kelsey, 716 N. 119th St. West, Ste., 112, Wichita, KS 67235
Kevin Holman, Sedgwick County Fire Department
Jim Armour, Acting City Engineer, Department of Engineering
Jim Weber, Deputy Director, Sedgwick County Department, Bureau of Public Works

STAFF REPORT

(One-Step Final Plat Approved 4/15/04)

CASE NUMBER: SUB 2004-41 -- LIBERTY PARK THIRD ADDITION

OWNER/APPLICANT: Kelsey Investments, Inc., Attn: Paul Kelsey, 716 N. 119th St. W., Ste.112, Wichita, KS 67235

SURVEYOR/ENGINEER: Baughman Company, P.A., 315 Ellis, Wichita, KS 67211

LOCATION: South of 13th St. North, East side of 135th St. West

SITE SIZE: 35.86 Acres

NUMBER OF LOTS

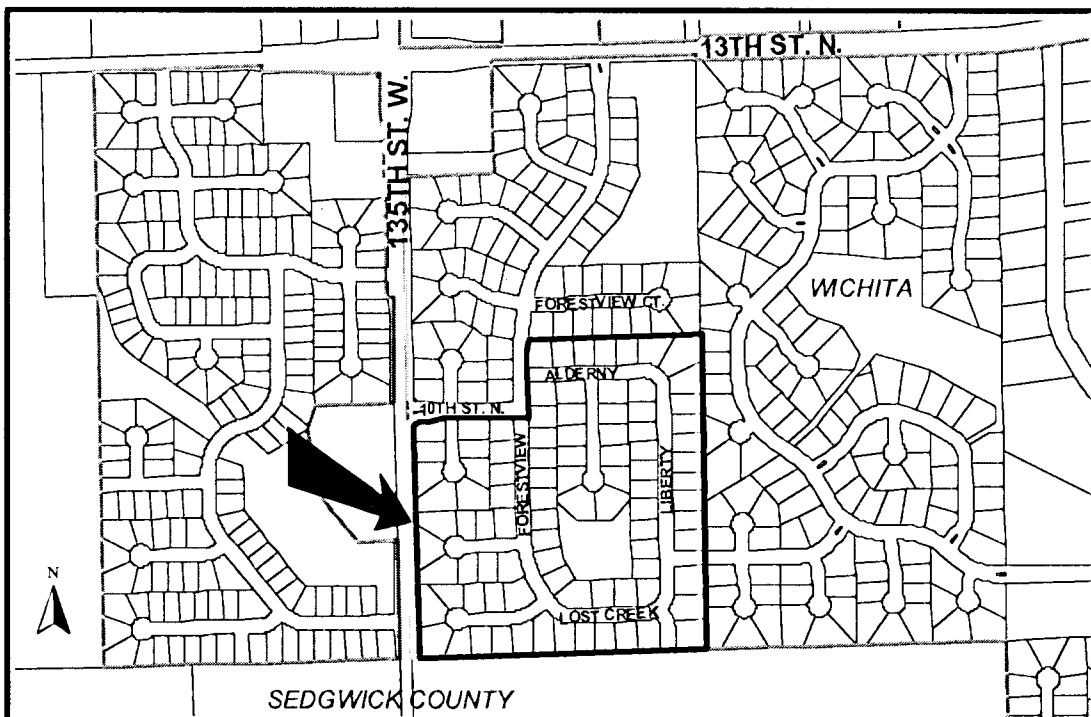
| | |
|--------------|-----------|
| Residential: | 85 |
| Office: | |
| Commercial: | |
| Industrial: | |
| Total: | <u>85</u> |

MINIMUM LOT AREA: 10, 164 Sq. Ft.

CURRENT ZONING: SF-5, Single-Family Residential

PROPOSED ZONING: Same

VICINITY MAP



SUB 2004-41 -- One-Step Final Plat of LIBERTY PARK 3RD ADDITION
April 22, 2004 - Page 2

NOTE: This is a replat of a portion of the Liberty Park 2nd Addition. The street layout has been revised and lot sizes reduced.

STAFF COMMENTS:

- A. The applicant shall guarantee the extension of sanitary sewer and City water to serve the lots being platted. **The applicant shall contact Debt Management regarding the submission of a respread agreement for special assessments of existing improvements.**
- B. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning Department for recording.
- C. **City Engineering** needs to comment on the status of the applicant's drainage plan. **The drainage plan is approved.**
- D. The Applicant shall guarantee the paving of the proposed streets. The guarantee shall also provide for sidewalks on at least one side of all through, non cul-de-sac streets.
- E. **Traffic Engineering** has requested a petition for future left turn lanes along 135th St. West.
- F. Provisions shall be made for ownership and maintenance of the proposed reserves. The applicant shall either form a lot owners' association prior to recording the plat or shall submit a covenant stating when the association will be formed, when the reserves will be deeded to the association and who is to own and maintain the reserves prior to the association taking over those responsibilities.
- G. Since this is a replat of a previous Addition involved with the ownership and maintenance of reserves for that Addition, but not being replatted by this Addition, the above covenants and/or other legal documents shall be provided which provides for this Addition to continue to share in the ownership and maintenance responsibilities of any such previously platted reserves.
- H. For those reserves being platted for drainage purposes, the required covenant which provides for ownership and maintenance of the reserves shall grant, to the City, the authority to maintain the drainage reserves in the event the owner(s) fail to do so. The covenant shall provide for the cost of such maintenance to be charged back to the owner(s) by the governing body.
- I. The applicant shall submit a covenant which provides for four (4) off-street parking spaces per dwelling unit on each lot which abuts a 58-foot street. The covenant shall inventory the affected lots by lot and block number and shall state that the covenant runs with the land and is binding on future owners and assigns.
- J. **GIS** needs to comment on the plat's street names. **Liberty Ct should be revised to Liberty Cir. The easternmost Alderny Ct should be renamed Alderny Cir.**
- K. The Applicant is reminded that a platting binder is required with the final plat. Approval of this plat will be subject to submittal of this binder and any relevant conditions found by such a review.
- L. The plat's text shall include language that a drainage plan has been developed for the plat and that all drainage easements, rights-of-way, or reserves shall remain at established grades or as modified with the approval of the applicable City or County Engineer, and unobstructed to allow for the conveyance of stormwater.

SUB 2004-41 -- One-Step Final Plat of LIBERTY PARK 3RD ADDITION
April 22, 2004 - Page 3

- M. The applicant shall install or guarantee the installation of all utilities and facilities which are applicable and described in Article 8 of the MAPC Subdivision Regulations. (Water service and fire hydrants required by Article 8 for fire protection shall be as per the direction and approval of the Chief of the Fire Department.)
- N. The applicant's engineer is advised that the Register of Deeds is requiring the name(s) of the notary public, who acknowledges the signatures on this plat, to be printed beneath the notary's signature.
- O. To receive mail delivery without delay, and to avoid unnecessary expense, the applicant is advised of the necessity to meet with the U.S. Postal Service Growth Management Coordinator (Phone 316-946-4556) prior to development of the plat so that the type of delivery, and the tentative mailbox locations can be determined.
- P. The applicant is advised that various State and Federal requirements (specifically but not limited to the Army Corps of Engineers, Kanopolis Project Office, Rt. 1, Box 317, Valley Center, KS 67147) for the control of soil and wind erosion and the protection of wetlands may impact how this site can be developed. It is the applicant's responsibility to contact all appropriate agencies to determine any such requirements.
- Q. The owner of the subdivision should note that any construction that results in earthwork activities that will disturb one (1) acre or more of ground cover requires a Federal/State NPDES Storm Water Discharge Permit from the Kansas Department of Health and Environment in Topeka. Also, for projects located within the City of Wichita, erosion and sediment control devices must be used on ALL projects. For projects outside of the City of Wichita, but within the Wichita Metropolitan area, the owner should contact the appropriate governmental jurisdiction concerning erosion and sediment control device requirements.
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