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JEFFERSON CO. KS. SS
FILED FOR RECORD

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Gilmore & Bell, P.C.
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2007 OCT -1 P 3:00

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REGISTER OF DEEDS

(Published in *The Oskaloosa Independent*, on October 4, 2007)

FEE N/C

RESOLUTION AND ORDER NO. 2007-30

A RESOLUTION AND ORDER DETERMINING THE ADVISABILITY OF THE MAKING OF CERTAIN ROAD IMPROVEMENTS IN JEFFERSON COUNTY, KANSAS; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AND AUTHORIZING AND PROVIDING FOR THE MAKING OF THE IMPROVEMENTS IN ACCORDANCE WITH SUCH FINDINGS.

WHEREAS, a Petition was filed with the County Clerk of Jefferson County, Kansas (the "County") proposing certain road improvements under K.S.A. 68-701 *et seq.* (the "Act"); and

WHEREAS, the governing body of the County hereby finds and determines that said Petition was signed by 51% or more of resident owners owning at least 35% of the property to be included in the benefit district described in such Petition, and is therefor sufficient in accordance with the provisions of the Act;

WHEREAS, the governing body of the County, by this Resolution and Order, finds the road improvements proposed in the Petition to be of public utility.

THEREFORE, BE IT RESOLVED AND ORDERED BY THE GOVERNING BODY OF JEFFERSON COUNTY, KANSAS:

Section 1. Findings. Subject to final consideration of the Petition, as described in *Section 4* hereof, the governing body hereby finds and determines that:

(a) It is necessary and of public utility to make the following improvements:

Bituminous surfacing of Finney Road and 162nd Street from Kansas Highway 16 to Doniphan Road to create a 24 foot wide surface (the "Improvements").

(b) The estimated or probable cost of the Improvements is: : \$48,550, to be increased at the pro rata rate of 1 percent per month from and after the date of adoption of a resolution authorizing the Improvements.

(c) The extent of the benefit district (the "Benefit District") to be assessed for the cost of the Improvements is as set forth on *Exhibit A* attached hereto.

(d) The method of assessment is: equally per tract of property (currently, 11 tracts).

(e) The apportionment of the cost of the Improvements, between the Benefit District and the County at large, is: 100% to be assessed against the Benefit District and 0% to be paid by the County-at-large.

(f) The number of annual assessments for the Improvements is to be 10.

Section 2. Authorization of Improvements. Subject to final consideration of the Petition, the above said Improvements are hereby authorized and ordered to be made in accordance with the findings of the governing body of the County as set forth in *Section 1* of this Resolution.

Section 3. Bond Authority; Reimbursement. The Act provides for the Improvements to be paid by the issuance of general obligation improvements bonds of the County (the "Bonds"). The Bonds may be issued to reimburse expenditures made on or after the date which is 60 days before the date of this Resolution, pursuant to Treasury Regulation 1.150-2.

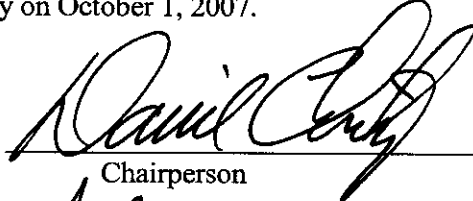
Section 4. Consideration of the Petition. The governing body establishes October 22, 2007, at 10:15 a.m., at the County Courthouse, as the meeting date, time and place at and during which it will have final consideration of the Petition. The Clerk is directed to give notice of such time and place by publishing the Notice attached hereto one time in the official County newspaper and mailing such Notice via certified mail to the owners of the property adjoining the road, at the address where the owner's tax statement is sent. Such publication and mailing shall be not less than 10 days prior to such meeting date.

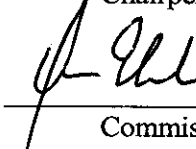
Section 5. Effective Date. This Resolution and Order shall be effective upon adoption. This Resolution and Order shall be published one time in the official County newspaper and shall also be filed of record in the office of the Register of Deeds of Jefferson County, Kansas.

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ADOPTED by the governing body of the County on October 1, 2007.

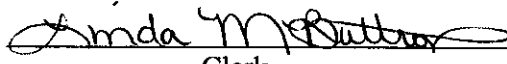



Chairperson


Commissioner


Commissioner

ATTEST:


Clerk

CERTIFICATE

I hereby certify that the above and foregoing is a true and correct copy of the Resolution and Order of the County adopted by the governing body on October 1, 2007 as the same appears of record in my office.

DATED: October 1, 2007.


Clerk

Exhibit A

	Legal Description
#1	The North One Hundred Twenty Acres (N120a) of the Southeast Quarter (SE/4) of Section Twenty-three (23), Township Eight South (T8S), Range Seventeen East (R17E) of the 6th P.M., in Jefferson County, Kansas.
#2	The West 80 acres of the North 120 acres of the Southeast Quarter (SE/4) of Section 23, Township 8 South, Range 17 East of the 6th P.M., Jefferson County, Kansas, more particularly described as follows: Beginning at the Northwest corner (NWcr) of said Southeast Quarter (SE/4); thence North 89 degrees 36 minutes 24 seconds East, assumed bearing, along the North line of said Southeast Quarter (SE/4), 1,756.91 feet; thence South 00 degrees 26 minutes 38 seconds East, 1,980.87 feet; thence South 89 degrees 27 minutes 43 seconds West, 1,755.20 feet to the West line of said Southeast Quarter (SE/4); thence North 00 degrees 29 minutes 35 seconds West along said West line, 1,985.31 feet to the Point of Beginning, containing 79.94 acres, more or less, according to Plat of Survey dated August 12, 2005, by Stephan C. Tufte, LS-1252, filed August 17, 2005, and as recorded in Plat Book 8, page 656.
#3	A tract of land 40 rods square in the Southwest corner of the East 1/2 of the Northeast 1/4 of Section 23, Township 8 South, Range 17 East of the 6 P.M., Jefferson County, Kansas.
#4	The Southeast Quarter (SE/4) of Section Twenty-two (22), Township Eight (8) South, Range Seventeen 17 East of the 6th P.M., containing 160 acres more or less, in Jefferson County, Kansas
#5	<p>The Southeast Quarter (SE 1/4) of the Northeast Quarter (NW 1/4) of Section Twenty-two (Sec. 22), Township Eight South (T8S), Range Seventeen East (R17E) of the Sixth 6th P.M., EXCEPT the following tract of land.</p> <p>TRACT 1</p> <p>A tract of land in the East Half (E 1/2) of the Northeast Quarter (NE 1/4) of Section Twenty-two (Sec. 22), Township Eight South (T8S), Range Seventeen East (R17E) of the Sixth 6th P.M. Described as follows: Beginning at the South West (SW) corner of the East Half (E 1/2) of the Northeast Quarter (NE 1/4); thence North One thousand three hundred twenty and nineteen hundredths feet (N 1320.19 ft.) to the North (N) line of the South Half (S 1/2) of the East Half (E 1/2) of the Northeast Quarter (NE 1/4); thence East (E) along said North (N) line Three hundred thirty feet (330 ft.); thence South (S) parallel to the West (W) line of the East Half (E 1/2) of the South Half (S 1/2) of the Northeast Quarter (NE 1/4) One thousand three hundred nineteen and ninety-four hundredths feet (1319.94 ft.) to the South (S) line of the Northeast Quarter (NE 1/4); thence West (W) along said South (S) line Three hundred thirty feet (330 ft.) to the point of beginning, Containing Ten acres (10.0 Ac.) more or less and subject to any easements of record.</p>

	Legal Description
#6	<p>A tract of land in the East Half (E/2) of the Northeast Quarter (NE/4) of Section Twenty-two (22), Township Eight South (T8S), Range Seventeen East (R17E) of the 6th P.M., in Jefferson County, Kansas, described as follows: Beginning at the Southwest corner (SWcr) of the East Half (E/2) of the Northeast Quarter (NE/4); thence North 1,320.19 feet to the North line of the South Half (S/2) Of the East Half E/2 of the Northeast Quarter (NE/4); thence East along said North line 330 feet; thence South parallel to the West line of the East Half (E/2) of the South Half (S/2) of the Northeast Quarter (NE/4), 1,319.94 feet to the South line Of the Northeast Quarter (NE/4); thence West along said South line 330 feet to the point of beginning; in Jefferson County, Kansas.</p>
#7	<p>A tract of land described as follows: The West 41.3 acres of the following described tract: Commencing at the Southeast corner of the Northwest Quarter (NW 1/4) of Section Twenty-three (23), and running thence North 80 rods and 28 feet to a hedge fence, thence West with said hedge 160 rods to a point 80 rods and 14 feet North of the Southwest corner of the Quarter Section thence South to the Southwest corner of the Quarter Section, thence East to place of beginning all in Township Eight (8) South, Range Seventeen (17) East of the 6th P.M.; LESS the following described tract: Beginning at a point 1295.8 feet West of the Southeast corner of the Northwest Quarter (NW 1/4), Section Twenty-three (23), Township Eight (8) South, Range Seventeen (17) East, thence North 0 degrees 24 minutes 53 seconds West 563.8 feet, thence West parallel to the South line of the Northwest Quarter (NW 1/4) 386.3 feet, thence South 0 degrees 24 minutes 53 seconds East 563.8 feet of the South line of the Northwest Quarter (NW 1/4), thence East along the South line of the Northwest Quarter (NW 1/4) 386.3 feet to the point of beginning, containing 5.0 acres, more or less, containing in all 36.3 acres, more or less</p>
#8	<p>A tract of land in the North Half (N/2) of Section Twenty-three (23), Township Eight South (T8S), Range Seventeen East (R17E) of the 6th P.M., described as follows: Beginning at the Southeast Corner (SEcr) of the Northwest Quarter (NW/4), Section Twenty-three (23), Township Eight South (T8S), Range Seventeen East (R17E) of the 6th P.M.; thence West along the South line of the Northwest Quarter (NW/4), 427 feet; thence North 04 degrees 16 minutes 00 seconds West, 565.6 feet; thence North 90 degrees 00 minutes 00 seconds East, 1,770.4 feet to the East line of the West Half (W/2) of the Northeast Quarter (NE/4) of Section 23, Township 8 South, Range 17 East of the 6th P.M.; thence South along said East line 562.66 feet to the South line of the West Half (W/2) of the Northeast Quarter (NE/4); thence West along said South line 1,316.71 feet to the point of beginning.</p>

Legal Description	
#9	An undivided five-sixth (5/6) interest in and to the following: East one half K 1/2 of the Southwest Quarter SW 1/4 of Section Twenty-three (23), Township Eight (8), Range Seventeen (17), and the West one half (W 1/2) of the Northeast Quarter (NE 1/4) of Section Twenty-two (22), Township Eight (8), Range Seventeen (17), all in Jefferson County, Kansas
#10	The Northwest Quarter (NW/4) (except Railroad and Highway) of Section Twenty Four (24), Township Eight South (T8S), Range seventeen East (R17E) of the 6th P.M., In Jefferson County, Kansas; EXCEPTING THEREFROM a tract of land situated in the Northwest Quarter (NW/4) of Section 24, Township 8 South Range 17 East of the 6th P.M., more particularly described as follows: Beginning at a point on the West line of said Northwest Quarter (NW/4) of said Section 24, said point bearing North 00 degrees 09 minutes 35 seconds West, 175.09 feet from the Southwest corner (SWcr) of said Northwest Quarter (NW/4); thence North 89 degrees 50 minutes 25 seconds East, 20 feet; thence North 20 degrees 32 minutes 33 seconds East, 365.71 feet to the Southerly right-of-way line of the proposed relocated road K-16; thence Easterly along the Southerly right-of-way line of the proposed relocated road to the west line of the NE/4 SE/4 SW/4 SW/4 NW/4 of Section 24; thence Southerly along the West line of said NE/4 SW/4 SW/4 SW/4 NW/4 the Southwest corner (SWcr) thereof; thence Southwest to the Southwest corner (SWcr) of the SE/4 SW/4 SW/4 NW/4 of said Section 24; thence Easterly along the South line of said NW/4 to the Southeast corner (SEcr) thereof; thence Northerly along the east line of Said NW/4 to the Northeast corner (NEcr) thereof; thence Westerly along the North line of NW/4 of the Northwest corner (NWcr) thereof; thence Southerly along the West line of said NW/4 to the point of beginning.
#11	The West half of the Southeast Quarter of Section Twenty-three (23), Township Eight (8), Range Seventeen (17)