

ORDINANCE NO. 308

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES, PARCELS AND TRACTS OF GROUND IN THE CITY OF BASEHOR, KANSAS, FOR THE PURPOSE OF PAYING PART OF THE COST OF CONSTRUCTING CERTAIN SANITARY SEWER IMPROVEMENTS IN SAID CITY AS PROVIDED FOR BY THE GOVERNING BODY OF THE CITY OF BASEHOR, LEAVENWORTH COUNTY, KANSAS.

WHEREAS, the Governing Body of the City of Basehor, Kansas (the "City") has by its Resolution No. 93-03, as amended, authorized the construction of certain sanitary sewer improvements (the "Improvements") to serve portions of the City under the authority of K.S.A. 12-6a01 et. seq.;

WHEREAS, the construction of the Improvements is completed and the total cost of making the Improvements is \$ 280,405.20;

WHEREAS, Two Hundred Fifteen Thousand Seven Hundred Dollars (\$215,700.00) of the total cost of making the Improvements is chargeable as special assessments against those lots, pieces, parcels and tracts of ground specially benefitted thereby with the balance of the total costs of the Improvements payable by the City at large.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, LEAVENWORTH COUNTY, KANSAS:

Section 1. That for the purpose of paying part of the cost and expense of making the Improvements within the district specially benefitted thereby, there shall be, and is hereby,

apportioned, levied and assessed a special assessment upon all the lots, pieces, parcels and tracts of ground liable therefore, as follows, to-wit:

See Exhibit A attached hereto and incorporated herein by reference.

Section 2. That the amounts hereinbefore set forth are hereby ascertained, fixed and levied by the City as the amount to be assessed against each lot, parcel and piece of ground to pay part of the cost of the Improvements, and the owners of any such lots, pieces or parcels of ground as described above may at any time within thirty (30) days after the publication of this Ordinance pay to the City Treasurer the entire sum hereby apportioned, assessed and levied against each of said lots, pieces and parcels of ground and shall not thereafter be liable for any further assessment for the cost or expense of the Improvements as set forth herein or for the payment of the bonds issued or for the interest thereon.

Section 3. That the money and assessment so paid in full as provided above shall be applied by the City Treasurer toward the payment of the cost of making the Improvements as hereinbefore determined and the City Treasurer shall after the expiration of thirty (30) days from the publication of this Ordinance, report in writing to the City Clerk a list of all tax assessments that have been paid, together with the amounts thereof, and for the amount that has not been paid, bonds of the city shall be issued, payable in approximately equal installments, no installment to run longer than 20 years. The money received by the City Treasurer as provided by this Ordinance shall be applied toward the payment and expense of making the Improvements.

Section 4. That the tax or sums hereinbefore apportioned to each lot, piece or parcel of ground shall be collected in 20 annual installments, the first of said installments be

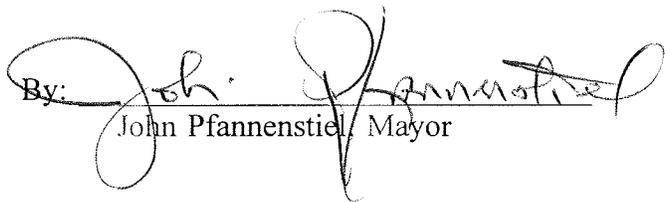
placed on the tax rolls for the year 1997 and one installment for each year thereafter for the full term of 20 years, and the sum so assessed and levied shall bear interest at a rate not in excess of the maximum legal rate.

Section 5. That the City Clerk is hereby directed to annually levy the several installments in the proper amounts with interest, in a manner and within the time provided by law; provided, however, that this section shall not apply to any tract, piece or parcel of ground for which the full amount of the assessment has been paid, as herein provided and authorized by law.

Section 6. That this Ordinance shall take affect from and after its passage and publication in the official city newspaper, as provided by law.

DATED THIS 21st day of April, 1997.

CITY OF BASEHOR, KANSAS

By: 
John Pfannenstiel, Mayor

ATTEST:


Mary Ann Mogle, City Clerk

(SEAL)

EXHIBIT A

CITY OF BASEHOR, KANSAS

Lateral District #12
Final Assessments

Parcel #	Property Owner	Legal Description	Valuation	Assessment
1	Citizens Savings & Loan P. O. Box 489 Leavenworth, KS 66048	A tract of land in Section Two (2), Township Eleven 11 South, Range Twenty-Two (22) East, described as follows: Beginning at a point that is 108.20 feet North of the South line of Section Two (2), Township Eleven (11) South, Range Twenty-two (22) East and (S 88 52' 45" W) 135.00 feet from the center line of 155th Street, said point of beginning also being on the North right-of-way line of U.S. 24-40 Highway, thence North 125.00 feet; thence (S 88 52' 45" E) 200.00 feet to a point on the Westerly right-of-way line of said U. S. 24-40 Hwy; thence (S 32 09' 45" W) 149.32 feet along the Westerly right-of-way line of U.S. 24-40 Highway to the point of beginning. Contains 20,032.5 Square Feet or 0.46 acres, more or less, which includes access to said tract of land over and across adjacent property of the Sellers, such access to be defined more specifically in easements.	5 0,000.00	13, 844.67
2	Kelly Enterprises c/o D & B Associates Inc. 15540 State Ave. Basehor, KS 66007	A parcel of land in the Southwest 1/4 of Sec. 2, Twp 11, Range 22 East of the 6th P.M., described as follows: Commencing at the Southwest corner of the Southwest 1/4 of Section 2; thence North 88 degrees 52' 45" East, 1206.90 feet to a point on the South line of the Southwest 1/4 of Section 2, said point is 830.00 feet South 88 degrees 52'45" West of the centerline of 155th Street; thence North 01 degrees 33'40" West, 108.00 feet to the North right of way of Highway 24-40 and the point of beginning of this parcel; thence North 01 degrees 33/40" West, 160.00 feet; thence North 88 degrees 52'45" East, 273.00 feet; thence South 01 degrees 33' 40" East, 160.00 feet; thence South 88 degrees 52'45" West, 273.00 feet to the point of beginning of this parcel less any part thereof taken or used for road purposes.	50,000.00	13,844.67
3	Joseph Daniels Sr. Connie Lorraine Daniels 20560 Parallel Tonganoxie, KS 66086	An 8 acre tract of land in Leavenworth County, Kansas, described as followed and located in the Southwest 1/4 of Section 2, Township 11 South, Range 22E of the 6th P.M. bounded on the South by U.S. Highway 24 and State Hwy 72 on the East described as follows: Beginning at a point on the West line of State Hwy 72 and 554.7 feet North of the South line of said Section, thence West parallel with the North line of U.S. Highway 24, 800 feet, thence South 446.5 feet to the North line of said Hwy 24, thence East 695 feet to a point, thence in a Northeasterly direction to a point on the West line of State Hwy 72, thence North 281.5 feet to the point of beginning, except the following described tract: Commencing at a point 108.2 feet North of the South line of Section 2, Township 11, Range 22, and 135 feet West of the West line of 155th St: thence West 20 feet; thence North 125 feet; thence East to the East line of the Joseph's Daniels Sr & Connie Lorraine Daniels' property, thence Southwesterly to the point of beginning.	156,000.00	43,195.38
4	First State Bank & Trust P. O. Box 219 Tonganoxie, KS 66086	A tract of land in the Southwest Quarter of Section 2, Twp 11, South, Range 22E, in Leavenworth County, Kansas being described as follows: Beginning at a point on the West line of 155th St., said point being 2006.82 feet North 88 52' 45" East of, and 246.31 feet North 1 33'40" West of the Southwest corner of said Section 2; Thence South 35 57'20" West 41..21' feet; Thence South 88 52' 45" West parallel with the South line of said Section 2, 142.87 feet; Thence North 1 33'40" West, parallel with the West line of said 155th street, 316.13 feet; Thence North 89 39' 16" East 168.00 feet to a point on the West	60,500.00	16,752.05

		line of said 155th street; Thence South along the West line of said 155th street, South 133'40" East 280.98 feet (measured 281.50 feet (deed) to the point of beginning.		
5a	Robert E. and Phyllis M. Bryan 1204 N. 155th St. Basehor, KS 66007	A tract of land in the Southwest 1/4 of Section 2, Twp 11S, Range 22E of the 6th P.M., City of Basehor, Leavenworth County, Ks, described as follows: Commencing at the Southwest corner of the Southwest 1/4 of Section 2-11-22; thence North 00 16'40" East, 554.10 feet; thence South 89 01'00" East, 1381.21 feet to the point of beginning; thence South 89 01'00" East, 1381.21 feet to the point of beginning; thence South 89 01'00" East 654 feet; thence North 60 feet; thence North 89 01'00" West 446 feet; thence North 240 feet; thence North 89 01'00" West 208 feet; thence South 300 feet to the point of beginning, else that part sued for public road.	4,500.00	1,246.02
5b	Robert E. and Phyllis M. Bryan 1204 N. 155th St. Basehor, KS 66007	A tract of land in the Sw1/4 of Section 2, Twp 11S, Range 22E, Beginning at a point 3897.34 feet South and 30.00 feet West of a point where the center line of Highway 72 intersects the North line of Section 2, said point also being the Southwest corner of the Southwest Quarter of Section 34, Twp 10S, Range 22E, said point of beginning also being on the West right-of-way line of said point of beginning also being on the West right-of-way line of Hwy 72; thence West 208.00 feet; thence South 89 degrees 50 minutes 29 seconds West 208.00 feet; thence South 00 degrees 00 minutes 00 seconds West 240.44 feet; thence South 89 degrees 01 minutes 00 seconds East 416.00 feet to a point on the West right-of-way line of said Highway 72; thence North 00 degrees 00 minutes 00 seconds East 40.00 feet to the point of beginning. Containing 2.34 acres more or less.	21,570.00	5,972.59
5c	Robert E. and Phyllis M. Bryan 1204 N. 155th St. Basehor, KS 66007	A tract of land in the Sw1/4 of Section 2, Twp 11, Range 22E; Beginning at a point 3832.34 feet South and 30.00 feet West of a point where the center line of Hwy 72 intersects the North line of Section 2, said point being the West line of Hwy 72, thence West 250.00 feet, thence N 00 00'01", 142.308 feet; thence N 89 50' 29" East, 250.00 feet; thence South along the West line Hwy 72, 143.00 feet to the point of beginning.	23,430.00	6,487.62
6	Raphael D & Ann E. Breuer; Trust P. O. Box 147 Basehor, KS 66007	A tract of land in the SW 1/4 of Section 2-11-22 of the 6th P.M. as described as follows: Commencing at the intersection of the North line of Section 2-11-22 with Highway 72 (now known as 155th Street) and said point also known as the SW 1/4 of Section 35-10-22: Thence, South 3,446.40 feet; Thence, West, 30.00 feet to the west R.O. W of 155th St and POB of this tract; Thence West, 416.00 feet; Thence South 242.94 feet, more or less, Thence East, 416.00 feet; Thence, North 242.94 feet more or less; to the P.O.B of this tract. and (tract 4) Tract of land in the SW 1/4 of Section 2-11-22 of the 6th P.M. commencing at the point of Intersection of the north line of section 2-11-22 with the centerline of Hwy 72 (now known at 155th St) said point also being the SW corner of the Sw1/4 of Section 35-10-22; thence South 3238.40 feet; thence West 30.00 feet to the West R.O.W of 155th St and the P.O.B of this tract; thence West 208.00 feet; thence North 208.00 feet; thence West 208.00 feet; thence South 416.00 feet; thence East 416.00 feet; thence North 208.00 feet, To the POB.	86,000.00	23,812.84
7	Lonnie & Peggy Brizendine Charles F. & Susan E. Brannon 2186 N. 700th Rd. Basehor, KS 66007	A tract of land in the Sw1/4 of Section 2, Twp 11S, Range 22E of the 6th P.M., described as follows: Beginning at a point 3030.40 feet South, Range 22E of the 6th P.M., described as follows: Beginning at a point 3030.40 feet South and 30 feet West from a point where the center line of Hwy 72 intersects the North line of said Section 2, this point of beginning also being on the West right-of-way line of Highway 72; thence West 208.00 feet; thence South 208.00 feet; thence East 208.00 feet, thence North 208.00 feet a-along the West line of said Highway to the point of beginning, in the City of Basehor, Kansas, in Leavenworth County, Kansas.	34,500.00	9,552.83
8	Donald F. Thompson; Trust P. M. Kaplan /Carol S. Willming 10001 Colonel Glenn Rd.	A tract of land in the West half of Section 2, Twp 11S, Range 22E, in the City of Basehor, Leavenworth, KS being more fully described as follows: Beginning at a point that is (N 00 16'40"E)	48,500.00	13,429.33

554.10 feet from the Southwest corner of the SW1/4 of said Section 2, said point of beginning also being on the west line of said Section 2, thence (N00 16'40"E) 60.00 feet along the said Section 2; thence (S 89 01'00"E) 290.25 feet; thence (N 00 16'40"E) 320.00 feet; thence (N 89 01'00"W) 290.25 feet to a point on the West line of said Section 2: thence (N 00 16'40"E) 3573.04 feet along the West line of said Section 2 to the NW corner of the NW1/4 of said Section 2; thence (N 89 52' 53"E) 787.71 feet along the North line of said Section 2; thence (S 00 08'18"W) 200.00 feet; thence (N 89 52'53"E) 568.70 feet; thence (N 00 08'18"E) 568.70 feet; 200 feet to a point on the North line of said Section 2; thence (N 89 52' 53"E) 381.70 fet along the said North line of said Section 2; thence South 728.00 feet; thence (N 89 52'53"E) 247.05 feet to a point on the West right-of-way line of State Hwy No. 72; thence South 579.00 feet along the West line of said State Hwy 72; thence (S89 50'29"W) 300.00 feet; thence (South) 90.00 feet; thence (S89 50'29"W) 100.00 feet; thence (South) 810.00 feet; thence (N89 50'29"E) 400.00 feet to a point on the West right-of-way line of State Hwy 72; thence (South) 363.04 feet along the West rihgt-of-way line of said State Hwy 72; thence (S89 50'24"W) 545.00 feet; thence (South) 400.00 feet; thence (N89 50'24"E) 545.00 feet to a point on the West right-of-way ;ome pf said State Hwy 72; thence (South) 60.00 feet along the West right-of-way line of said State Hwy 72; thence (S89 50'24"W) 624.00 feet; thence (South) 208.00 feet thence (N89 50'24"E) 208.00 feet; thence (South) 691.38 feet; thence (S89 01'00"E) 416.00 feet to a point on the West right-of-way line of said State Hwy 72; thence South 59.06 feet along the said West right-of-way line of State Hwy 72; thence (N88 52'37"W) 2005.16 feet to the point of beginning. Contains 150.49 acres, including road right-of-way.

9	First Baptist Church P. O. Box 236 Basehor, KS 66007	A tract of land in the Swl/4 of Section 2, Twp 11S, Range 22E in the City of Basehor, Leavenworth County, Kansas. Beginning at a point that is 2970.40 feet South and 30.00 feet west of a point where the center line of Hwy 72 and or 155th Street intersects the North line of said Section 2, said point of 72 and/or 155th Street.; Thence (S89 50'29"W) 545.00 feet; thence (N00 00'00"E) 400.00 feet; Thence (N89 50'29"E) 545.00 feet to a point on the west right-of-way line of said Hwy 72 and/or 155th Street; Thence (S00 00'00"W) 400.00 feet to the point of beginning. Contains 5.00 acres more or less.	25,500.00	7,060.78
10	(included in #8)			
11	Everett L. & Mary Laffoon 1700 N. 155th St. P. O. Box 253 Basehor, KS 66007	A tract of land in the West 1/2 of Section 2 lying West of Kansas Hwy 72, Twp 11S, Range 22E, more fully described as follows: Beginning at a point 1667.00 feet South and 30.00 feet West of Intersection of Hwy 72 and the North line of Section 2, Twp 11S, Range 22E, and the Southwest corner of the Southwest 1/4 of Section 35, Twp 10S, Range 22E, said point of beginning also being on the West right-of-way line of Hwy 72; thence Westerly 300.00 feet; thence Northerly 90.00 feet, thence Westerly 100.00 feet; thence Southerly 630.00 feet; thence Easterly 400.00 feet to a point on the West right-of-way line of Hwy 72; thence Northerly 540.00 feet to the point of beginning.	37,000.00	10,245.06
12	Gerald F & Eleanor Feagles 1702 N. 155th St.	A tract of land in the Nw1/4 of Section 2, Twp 11S, Range 22E of the 6th P.M., described as follows: Beginning at a point of 1307.00 feet South and 30.00 feet Wet of the center line of Hwy 72 and the North line of the Nw1/4 of Section 2, said point being on the West Right-of-way line of Hwy 72, thence South 360.00 feet along the said West Right-of-Way line of Hwy 72; thence West 300.00 feet; thence North 90.00 feet; thence West 100.00 fet; thence North 180.00 feet; thence East 100.00 feet to the point of beginning. Contains 2.89 acres more or less.	28,000.00	7,753.02
13	(included in #8)			
14	(not included)			

15	Terri Lynne Burch 1709 N. 155th St. Basehor, KS 66007	Tract #23, South Basehor, a part of Section 2, Township 11 South Range 22E of the 6th P.M. according to the recorded plat thereof, in Leavenworth County, Kansas	15,000.00	4,153.40
16	Dale E. & Marcia L. Schuler 1705 N. 155th St. Basehor, KS 66007	Tract #24, South Basehor, a part of Section 2, Township 11 South Range 22E of the 6th P.M. according to the recorded plat thereof, in Leavenworth County, Kansas.	15,000/00	4,153.40
17	Burl L. and Connie L. Gratny 1701 N. 155th St. Basehor, KS 66007	Tract #25, South Basehor, a part of Section 2, Township 11 South Range 22E of the 6th P.M. according to the recorded plat thereof, in Leavenworth County, Kansas.	15,000.00	4,153.40
18	John J. and Catherine Trehey 1517 N. 155th St. Basehor, KS 66007	Beginning Six Hundred and Twenty-four and 36/100 (624.36) feet west of the Center of Section 2, Twp 11, Range 22 and running thence East nineteen hundred and forty-five and 2/100 (1945.02) thence South Four Hundred and forty-eight (448) feet, thence West Nineteen Hundred and forty five and 2/100 (1945.02) feet, to the center of the Fort to Fort Highway; thence North along the center of said highway, four hundred and forty-eight (448) feet to the place of beginning, containing 20 acres more or less.	26,000.00	7,199.23
19	Donald R. and Mary L. Skaggs 1409 N. 155th St. Basehor, KS 66007	A tract of land in the North half of the South half of Section 2 Township 11 South, Range 22E of the 6th P.M. described as follows: Beginning at a point 1322.30 feet east and 447.70 feet South of the Northwest corner of the Southeast Quarter of said Section 2, thence West 1698.41 feet to a point; thence South 447.10 feet to a point; thence East 1696.50 feet to a point; thence North 447.82 feet to the point of beginning, and containing 17.44 acres, more or less.	28,000.00	7,753.02
20	Ivan and Draga Tokic 3801 N. 131st St. Kansas City, Ks.	A tract of land in the South 1/2 of Section 2, Twp 11S, Range 22E described as follows: Beginning at a point that is North 89 34'25" West 624.36 feet and North 1290.04 feet from the Southeast corner of the Southwest 1/4 of Section 2, said point also being on the center of Hwy 72; thence North 432.49 feet; thence North 89 20'42" East a distance of 1700.35 feet; thence South 451.72 feet; thence North 89 20'42" West of 1947.85 feet to the point of beginning, less that part used for public road and (tract 2) a tract of land in the South 1/2 of Section 2, Twp 11, Range 22E described as follows: Beginning at a point that is North 89 34'25" West 624.36 feet and North 842.78 feet from the Southeast corner of the Southwest 1/4 of Section 2, said point also being on the center of the Hwy 72, thence North 447.26 feet; thence South 89 20'42" East a distance of 1947.85 feet; thence South a distance of 447.26 feet; thence North 89 20'42" West to the point of beginning, less that part used for public road.	54,500.00	15,090.69