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**SEP 09 2008**

**CITY CLERK  
LAWRENCE, KANSAS**

**PETITION**

**TO THE GOVERNING BODY OF THE CITY OF LAWRENCE, KANSAS:**

**We, the undersigned, owners of record of property located within the City of Lawrence, Kansas (the "City") do hereby respectfully request that the Governing Body of the City create and designate an improvement district for the purpose of making certain improvements in the manner provided by K.S.A. 12-6a01, *et seq.***

**1. The general nature of the proposed improvements are as follows:**

THE CONSTRUCTION OF A RIGHT TURN LANE ALONG NORTHBOUND STONERIDGE DRIVE AT THE INTERSECTION OF STONERIDGE DRIVE AND KELLY DRIVE, INCLUDING PROPERTY ACQUISITION, BICYCLE FACILITIES, SIDEWALKS ON BOTH SIDES, SUBGRADE STABILIZATION, STORMWATER IMPROVEMENTS, WATERLINES WITHIN THE PUBLIC RIGHT OF WAY, AND OTHER NECESSARY AND APPROPRIATE IMPROVEMENTS.

(The "Improvements").

**2. The estimated or probable cost of the Improvements is:**

\$32,000.00 (to be increased at the pro-rata rate of 1 percent per month from and after the adoption date of the resolution authorizing the Improvements), plus costs of issuance and plus costs of interest on any temporary financing.

**3. The extent of the proposed improvement district to be assessed is:**

TRACT 1 –Douglas County Plate No. U13970A, Pear Tree Village, LP

A TRACT OF LAND IN THE SOUTHEAST QUARTER OF SECTION 29, TOWNSHIP 12 SOUTH, RANGE 19 EAST OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF LAWRENCE, DOUGLAS COUNTY KANSAS, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE, 344.49 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID QUARTER SECTION, SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF WEST 6<sup>TH</sup> STREET; THENCE NORTH 02°01'38" WEST, ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID QUARTER SECTION, 982.13 FEET TO THE NORTHWEST CORNER THEREOF; THENCE NORTH 88°04'08" EAST, ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF SAID QUARTER SECTION, 1339.07 FEET TO THE NORTHEAST CORNER THEREOF, AND THE EAST LINE OF SAID QUARTER SECTION; THENCE SOUTH 02°04'08" EAST, ALONG SAID EAST LINE, 807.31 FEET TO SAID NORTH RIGHT-OF-WAY LINE OF WEST 6<sup>TH</sup> STREET; THENCE SOUTH 87°55'20" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 40.00 FEET; THENCE SOUTH 02°02'40" EAST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 134.51 FEET; THENCE SOUTH 00°06'04" WEST, ALONG SAID NORTH

RIGHT-OF-WAY LINE, 39.59 FEET; THENCE SOUTH 04°31'31" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 238.54 FEET; THENCE SOUTH 42°40'40" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 46.72 FEET; THENCE SOUTH 88°04'34" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 1167.98 FEET; THENCE NORTH 46°28'55" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 42.08 FEET; THENCE NORTH 02°11'30" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 239.58 FEET; THENCE SOUTH 87°58'01" WEST, ALONG SAID NORTH RIGHT-OF-WAY LINE, 40.00 FEET TO THE POINT OF BEGINNING LESS THE DEDICATION OF RIGHT OF WAY RECORDED AT THE DOUGLAS COUNTY REGISTER OF DEEDS AT BOOK 1027, PAGE 2246., SAID AREA CONTAINS 37.705 ACRES, MORE OR LESS.

**(The "Improvement District").**

**4. The proposed method of assessment shall be:**

Each lot within the Improvement district shall be assessed based on a ratio of the square footage of each lot to the square footage of the entire improvement district.

**5. The proposed apportionment of cost between the Improvement District and the City at Large is:**

One hundred percent (100%) of the cost of the improvement shall be paid by the Improvement district.

**6. The signers of this Petition who have dedicated or conveyed property necessary for the street improvements hereby request that, pursuant to K.S.A. 12-692, the Governing Body exempt such property from special assessments related to the costs of acquiring land necessary for the construction of the street improvements.**

**7. The signers of this Petition hereby request that the Improvements be made without notice and hearing as required by K.S.A. 12-6a04(a).**

**[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]**

NAMES MAY NOT BE WITHDRAWN FROM THE PETITION BY THE SIGNERS THEREOF AFTER THE GOVERNING BODY COMMENCES CONSIDERATION OF THE PETITION OR LATER THAN SEVEN (7) DAYS AFTER FILING OF THE PETITION WITH THE CITY CLERK, WHICHEVER OCCURS FIRST.

Pear Tree Village, LP

BY: Pat Kelly TITLE: Managing member

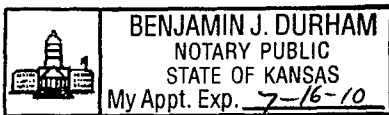
NAME: Pat Kelly  
(Print)

**LEGAL DESCRIPTION OF PROPERTY OWNED WITHIN THE PROPOSED IMPROVEMENT DISTRICT:**

See attached Exhibit A.

STATE OF KANSAS )  
 )  
Johnson COUNTY )

I, the undersigned Notary Public, hereby certify that the signature appearing above is genuine and that this document was signed before me on this 4<sup>th</sup> day of September, 2008.



[Signature]  
Notary Public

My appointment expires:

7-16-10

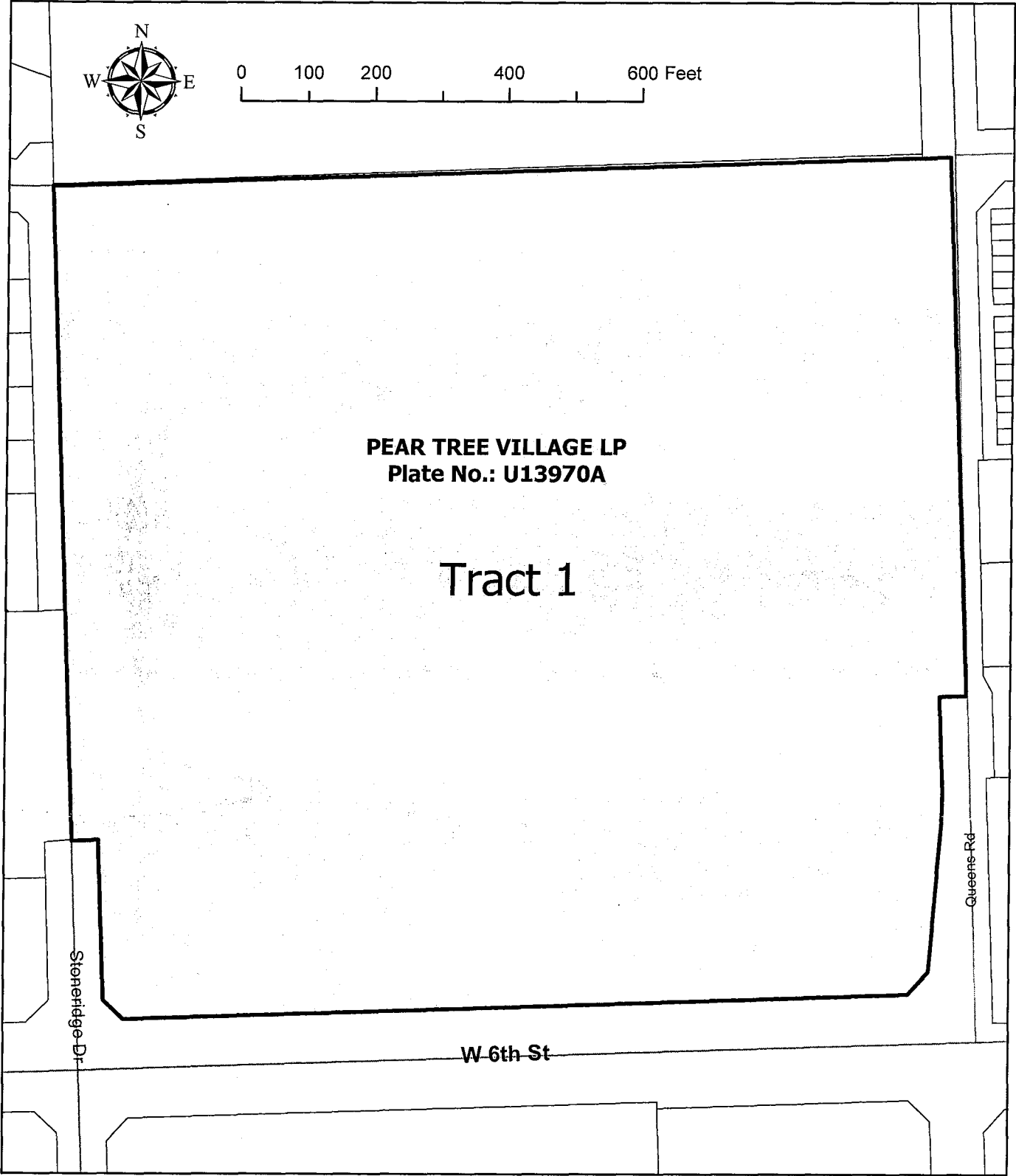
**EXHIBIT A**

**LEGAL DESCRIPTION OF LAND OWNED BY PEAR TREE VILLAGE, LP**

A TRACT OF LAND IN THE SOUTHEAST QUARTER OF SECTION 29,  
TOWNSHIP 12 SOUTH, RANGE 19 EAST OF THE SIXTH PRINCIPAL  
MERIDIAN, IN THE CITY OF LAWRENCE, DOUGLAS COUNTY KANSAS,  
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# Benefit District for the Construction of a Right Turn Lane Along Northbound Stoneridge Drive at the Intersection of Kelly Drive



**DISCLAIMER NOTICE** The map is provided "as is" without warranty or any representation of accuracy, timeliness or completeness. The burden for determining accuracy, completeness, timeliness, merchantability and fitness for or the appropriateness for use rests solely on the requester. The City of Lawrence makes no warranties, express or implied, as to the use of the map. There are no implied warranties of merchantability or fitness for a particular purpose. The requester acknowledges and accepts the limitations of the map, including the fact that the map is dynamic and is in a constant state of maintenance, correction and update.