



City of Lawrence KANSAS

CITY COMMISSION

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September 29, 2010

Mr. Donald M. Fuston, Chairman
RWD#6, Douglas County, KS
1973 E 850th Road
Lecompton, KS 66050-4062

Re: City of Lawrence's Intent to Annex 51 Acres in
Rural Water District No. 6's Service Territory

Dear Mr. Fuston:

I am writing to inform you that at the September 28, 2010 Lawrence City Commission meeting, the City Commission authorized me to notify the Rural Water District No. 6 of the City's intent to annex approximately 51 acres of land in RWD No. 6's service territory. The legal description of the land to be annexed is attached hereto as Exhibit A. I am also enclosing a map identifying the 51-acre tract for your convenience.

In accordance with state law, this letter also sets forth the City's plan for water service to the annexed area. The City's plan for the provision of water service to the 51 acres is to permit Rural Water District No. 6 to provide water service to the annexed area. The City could amend its current contract with Rural Water District No. 6 to supply the rural water district with additional water, if the rural water district deems it necessary for it to provide the 51 acres of land with adequate water. If Rural Water District No. 6 is unwilling to supply the property with water at the service level required by the property owner, or if the City and District cannot agree to a contract for the provision of additional water from the City, the City will designate a different water supplier.


The property owner, Venture Properties, Inc., has consented to the annexation through its submission of a Request for Annexation application filed with the



Lawrence-Douglas County Metropolitan Planning Office. The City Commission will consider passing a resolution requesting the Board of County Commissioners of Douglas County to make a finding as required under K.S.A 12-520c that the annexation of such land will not hinder or prevent the proper growth and development of the area or that of any other incorporated city located within the County. If the Board of County Commissioners makes the necessary findings with respect to the annexation, the City Commission will have the legal authority to adopt an ordinance annexing the land, if the City Commission deems it appropriate. We are providing the notice of the City's intent to annex the 51 acres at this time to provide the Rural Water District No. 6 with advance notice of its plans and to comply with House Bill 2283.

If you would like to meet with me to discuss further the City's plans regarding this property, please contact my secretary, Bobbie Walthall at 832.3400 to schedule a meeting. I look forward to hearing from you on this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "David L. Corliss", written in a cursive style.

David L. Corliss
City Manager

Enc.

Cc: Mayor and City Commission
Mr. Gary H. Hanson, Stumbo Hanson, L.L.P.

EXHIBIT "A"

LEGAL DESCRIPTION

A tract of land located in the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty (20), Township Twelve South (T12S), Range Nineteen East (R19E) of the 6th P.M., Douglas County, Kansas, more particularly described as follows: Beginning at the Northeast corner of the Northeast Quarter (NE $\frac{1}{4}$); thence South 0°04'49" West a distance of 820.62 feet, said point being on the East line of the Northeast Quarter (NE $\frac{1}{4}$) and the Northerly right-of-way of the Kansas Turnpike; thence North 89°01'11" West a distance of 1,011.18 feet, said point being on the Northerly right-of-way of the Kansas Turnpike and the beginning of a radial curve to the left having a delta angle of 12°15'51", a radius of 7,789.49 feet and a chord bearing South 84°50'53" West a distance of 1,664.17 feet and an arc length of 1,667.34 feet, said point being on the Northerly right-of-way of the Kansas turnpike and on the West line of the Northeast Quarter (NE $\frac{1}{4}$); thence North 0°13'10" West a distance of 951.56 feet, said point being the Northwest corner of the Northeast Quarter (NE $\frac{1}{4}$); thence North 89°58'27" East a distance of 2,673.27 feet to the point of beginning, containing 51.13 acres more or less, less road right-of-way and easements of record granted to Douglas County and the Kansas Turnpike Authority.

DISCLAIMER NOTICE: The map is provided "as is" without warranty or any representation of accuracy, completeness, timeliness, merchantability and fitness for or the appropriateness for use in any way. 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 a constant state of maintenance, correction and update.

