

AFFIDAVIT OF PUBLICATION

Notice

**STATE OF KANSAS
GEARY COUNTY**

SS

vs.

Jim Hobbs

deposes and says: That he is Publisher of

THE JUNCTION CITY DAILY UNION

a daily newspaper printed in the State of Kansas, and published in and of general circulation in Geary County, Kansas, with a general paid circulation of more than 6,000 on a daily basis in Geary County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

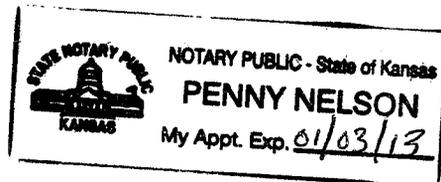
Said newspaper is a daily published at least 305 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Junction City in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive Day (weeks, days) the first publication thereof being made as aforesaid on the 19 day of Aug, 2011, with subsequent publications being made on the following dates:

_____, 20____, 20____
_____, 20____, 20____
_____, 20____, 20____

Subscribed and sworn to before me this 19th day of August, 2011,

Penny Nelson
Notary Public



My Commission expires: _____

Printer's Fee \$ 214.30

Additional copies \$ _____

RESOLUTION NO. R-2645

repairing a sanitary sewer line.

A RESOLUTION DECLARING IT NECESSARY TO APPROPRIATE PRIVATE PROPERTY FOR PUBLIC USE IN THE CITY OF JUNCTION CITY, KANSAS, FOR THE PURPOSE OF CONSTRUCTING, USING, MAINTAINING, REPLACING AND REPAIRING A SANITARY SEWER LINE AND, FURTHERMORE, AUTHORIZING THE PREPARATION OF A SURVEY AND DESCRIPTION OF THE LAND OR INTERESTS TO BE CONDEMNED, ALL IN THE CITY OF JUNCTION CITY, KANSAS.

WHEREAS, the Governing Body of the City of Junction City, Kansas has deemed it necessary to construct, use, maintain, replace and repair a sanitary sewer line to serve the Turkey Ridge Subdivision and to facilitate other development in the City of Junction City, Kansas; and

WHEREAS, the making of said improvements as directed and authorized by the Governing Body requires the acquisition of a permanent easement in and through certain real property within John-son's Boat-RV Addition, as shown on Exhibit A ("Property"), which is attached hereto and incorporated herein by reference; and

WHEREAS, the City of Junction City, Kansas, has attempted to negotiate the acquisition of the permanent easement; and

WHEREAS, the owner, or other parties who may or do have an interest in the Property, has not accepted the request of the City of Junction City, Kansas, to allow such acquisition.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

SECTION 1. It is hereby declared necessary to appropriate a permanent easement as shown on Exhibit A for the use of the City of Junction City, Kansas, in constructing, maintaining, using, replacing and

SECTION 2. It is hereby authorized and directed that a survey and description of the real property interest to be appropriated be made and prepared by Kaw Valley Engineering, Inc., which survey and description shall be promptly filed with the Office of the City Clerk of Junction City, Kansas.

SECTION 3. This Resolution shall be published one time in the official City newspaper, on August 19, 2011, all as provided by law.

SECTION 4. Upon the filing of the aforesaid survey and description, the Governing Body shall by Ordinance authorize and provide for the appropriation of such real property interest, setting forth such condemnation, the interest to be taken, and for what purpose the same is to be used. The Governing Body, as soon as practicable after passage of the Ordinance authorizing and providing for the appropriation of the real property interest and the fixing of a benefit district, if any, shall proceed to exercise the power of eminent domain in accordance with the Kansas Eminent Domain Procedure Act, K.S.A. 26-501 to 26-519, inclusive, and any amendments thereto.

ADOPTED by the Governing Body of the City of Junction, Kansas, on the 16th day of August, 2011.

APPROVED by the Mayor on the 16th day of August, 2011:

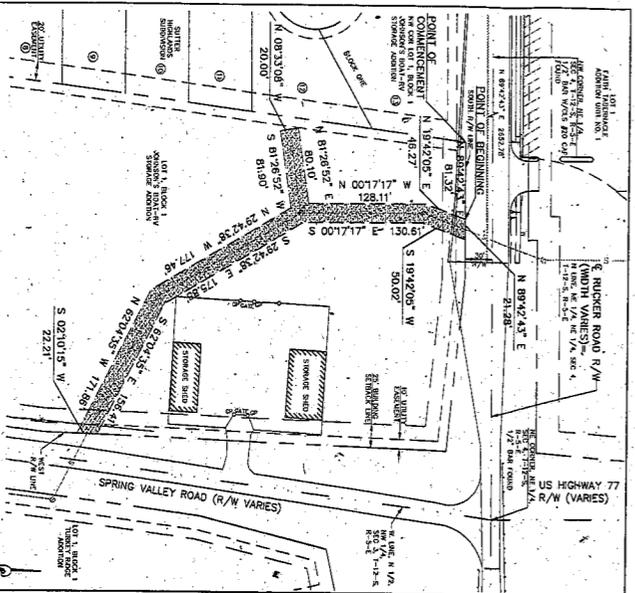
PAT LANDES, Mayor
(SEAL)

ATTEST:
Tyler Ficken, City Clerk

APPROVED AS TO FORM:

Catherine P. Logan, City Attorney

Exhibit A



P.O. BOX 1204
JUNCTION CITY, KANSAS 66441
KAW VALLEY ENGINEERING, INC. - CONSULTING ENGINEERS
785-782-5040
FAX: 785-782-2744
E-MAIL: KVE@KVEENGINEERS.COM

DATE: JULY 1, 2011 JF
8/19/11, A8816