

Incorporation of So. Haven in July, 1887

South Haven—

Area of the Town has not been changed since its incorporation, making the town one mile square.

Had 400 residents

The city of South Haven was incorporated July 28, 1887, 50 years ago. Although the town was laid out many years before that, and attained a population about equal to that which it has today, several years passed before sufficient united effort could be aroused and get action.

Throughout these years there was considerable opposition to the proposal, and many doleful predictions that the town would not last. The South Haven New Era began its publication in February, 1886, and there are many references in its pages to persons who were pessimistic as to the final outcome of the city's future.

The application for incorporation was made to the county commissioners on July 4, 1887, at Wellington, in their regular session.

The petition was signed by practically every male resident and legal voter. The petition further set forth the proposed boundaries of the town, which are substantially the same as they are now, the town being a mile square.

The petition follows:

To the Honorable Board of County Commissioners of Sumner County, Kansas:

The undersigned, your petitioners being legal voters of the town of South Haven and the territory hereinafter described, containing about 400 population, most respectfully pray your honorable body to cause said town of South Haven, situated in most of the business buildings and residences. The remainder still is devoted to agriculture, or remains in its native grass.

Col. Hunter lived where Den's Grocery now stands, in the house which was moved to North Main street and was torn down this summer.

The land originally was a part of the territory which had belonged to the Osage Indian nation. Before 1870 the United States had made a treaty of exchange with them, giving them their present reservation in Oklahoma in exchange for the Kansas land.

(First published in the South Haven
New Era March 10, 1949)
ORDINANCE NO. 162
AN ORDINANCE FOR THE RE-
GULAR CITY ELECTION
Be it ordinance by the governing
body of the city of South Haven.
Sec. 1. That the regular city election
of the City of South Haven shall be
held on April 5, 1949 from the hours of
8 o'clock a.m. to 6 o'clock p.m. in the
City Building for the purpose of elect-
ing a mayor, a police judge and five
councilmen. This ordinance shall take
effect and be in force from and after
its publication in the official city paper.
C. M. Robinson, Mayor
Rory Hagan, Clerk

988

published in the South Haven Era March 10, 1949)

ORDINANCE NO. 163
FRANCHISE granting to the
NIGHT & TELE-
COMPANY, INC., a Kan-
sation, its successors and
right to use the streets,
alleys and other public
places of the City of South Haven,
for the purpose of construct-
ing, maintaining and oper-
ating pipe lines, mains, conduits,
substations, laterals and all
appurtenances for the pur-
pose of conveying the City of South
Haven, Kansas, and its inhabitants
natural gas for all purposes;
OBTAINED BY THE
BODY OF THE CITY
OF SOUTH HAVEN, KANSAS:

That, in consideration
of the franchise to be derived by the
City of South Haven, Kansas, a city
of the second class, and its inhabitants,
which was granted to Western
Telephone Company, Inc., its
successors and assigns, the right to
occupy the streets, avenues,
and other public places in the
City of South Haven, Kansas, and all
hereunto, for the purpose of
erecting, maintaining and
operating pipe lines, mains, con-
duits, substations, laterals, and
all necessary appurtenances for use in
the transmission, distribution and sale
of natural gas for all purposes to said
city and its inhabitants for a period of

twenty (20) years from the date of the
passage of this ordinance.

SECTION 2. This franchise is
granted pursuant to the provision of
Section 12-824 of the General Statutes
of Kansas, 1935 due notice of the in-
tention to pass this ordinance having
been given in accordance with said
section.

SECTION 3. This ordinance shall
be in force and shall become a binding
contract between the parties hereto,
their successors and assigns from and
after its passage, approval and publi-
cation as required by law and its ac-
ceptance by the company within thir-
ty (30) days from and after the pas-
sage and approval of this ordinance.

Passed and approved by the govern-
ing body of the City of South Haven,
Kansas, this 7th day of March, 1949.

C. M. ROBINSON,
Mayor

Attest:
FERN HAGAR,
City Clerk.

ORDINANCE No. 164

AN ORDINANCE authorizing and embodying a contract between the CITY OF SOUTH HAVEN, KANSAS, and WESTERN LIGHT & TELEPHONE COMPANY, INC., a corporation, its successors and assigns, for electric service and equipment to light the streets, alleys, and public places of the City for a term of years, providing the compensation to be paid by the City therefor and the terms and conditions of such contract, and providing for its acceptance.

BE IT ORDAINED by the Mayor and Council of the City of South Haven, Kansas, as follows:

Section 1. That the City of South Haven, Kansas, is hereby authorized to and does contract with WESTERN LIGHT & TELEPHONE COMPANY, INC., a corporation, its successors and assigns for the furnishing by said Company of electric service and equipment to light certain streets, alleys, and public places of the City, which have been designated as a special lighting district in accordance with the terms and provisions hereinafter set out, which contract is as follows:

CONTRACT FOR SPECIAL LIGHTING SYSTEM

THIS AGREEMENT made and entered into this 6th day of June, 1949, by and between the CITY OF SOUTH HAVEN, KANSAS, hereinafter referred to as "City" and WESTERN LIGHT & TELEPHONE COMPANY, INC., a corporation, its successors and assigns, hereinafter referred to as "Company,"

WITNESSETH:

WHEREAS, the City has taken all necessary proceedings as required by law under 14-532, G.S. of Kansas, 1935, to authorize it to enter into a contract with the Company to specially illuminate what is commonly known as a White Way the following described streets and portions of streets within the City of South Haven, Kansas:

- Intersection of Dated Street to Intersection of Hunter Street on Main Street.
Intersection of Wichita Street to Intersection of Main Street on Stewart Street.

AND WHEREAS, the City desires to obtain the benefits of a new modernized Whiteway Street Lighting System without incurring the cost and expense of purchase or construction and installation of the necessary equipment and facilities therefor, and Company is willing, at its own cost and expense to provide, own, maintain and operate the same, and supply the necessary electric energy therefor, all in accordance with the terms and provisions hereinafter set out, it is hereby agreed as follows:

- 1. Company will provide, construct and install in place, ready for operation a modernized White Way lighting system consisting of all lamp posts or other supports, brackets, lamps and globes, wiring and support for wiring, conduits, and other appliances and equipment necessary to provide and illuminate street lights, the same to be located on certain streets and other public places, all as shown on a Street Lighting Location Map attached hereto.
2. Company will also at its sole cost and expense operate and maintain the above described equipment including the maintenance and repair of standards, poles, overhead conductor, and fixtures, inspection, cleaning of glassware and replacement of lamps during the life of this agreement.
3. Company agrees to change the location of any street light upon written request of City, provided City shall pay the actual cost of such moving.
4. Each month the City will pay to the Company at its office within 10 days of rendition of bill for all service delivered to the City during the preceding month

an amount determined in accordance with Rate Schedule attached hereto and made a part of this contract. The rate schedule above referred to constitutes the present legal rate of Company for the class of service contracted for and is subject to change by order of the legally constituted rate-making body having jurisdiction over the Company's rates.

5. In case of default on the part of City in making payments within two months and fifteen days after receipt from Company to that effect, addressed to the governing body and delivered to the City Clerk, if such default is not remedied in full within thirty days after delivery of such notice to the City Clerk, Company shall have the right, in addition to and without waiving any other remedies, to shut off the electric service to any or all parts of the system until such default is remedied, this agreement, nevertheless, at Company's option, continuing in full force and effect.

6. Company agrees to protect and save harmless City from any and all loss, damage or expense to persons, or property, which may arise from the negligent use, installation or construction by Company of equipment owned by it and used to supply service under this contract, provided, however, Company shall not be held responsible for temporary interruptions of service due to breakdown of generating, transmission or distribution system, or due to shutdowns necessary to make repairs, or to avoid risk of danger to persons or property, or for other interruptions caused by accidents, strikes, fuel shortage or other causes beyond its control.

7. The Company may supply at its option any type of lamp which the electrical industry may later develop in place of the lamps in use under this contract, provided, that it is proven to the reasonable satisfaction of the governing body that the lamps so substituted give illumination equal to or greater than those in use at the time the Company indicates its desire to make such substitution.

8. This agreement shall be in force and effect for a period of ten years from the date this ordinance becomes effective.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed on the date above set forth, the same being the date the ordinance in which this is embodied becomes effective.

CITY OF KANSAS

ATTEST: By Mayor

. City Clerk

Western Light & Telephone Company, Inc.

By

ATTEST: President

. Secretary

Section 2. Upon the passage and approval of this ordinance and its publication once in the South Haven New Era which publication is hereby directed, two counterparts of the "Street Lighting Agreement" embodied herein shall be prepared and signed in the name of the City by the Mayor and attested by the City Clerk, with the seal of the City affixed and when signed on behalf of Western Light & Telephone Company, Inc., by its President or Vice President, attested by its Secretary or Assistant Secretary, with the seal of the Company affixed, said agreement embodied herein shall become effective and constitute a valid and binding contract between the parties hereto, and the signing of such contract and delivery to the City Clerk of one such signed counterpart by Western Light & Telephone Company, Inc., shall be deemed an acceptance by it of this Ordinance. The other counterpart shall be delivered to the Company.

Pass and approved this 6th day of June, 1949.

C. M. ROBINSON, Mayor.

ATTEST: FERN HAGAR, City Clerk.

ORDINANCE NO. 165

An ordinance providing for Special Election.

Be it ordained by the governing body of the City of South Haven, Kansas.

SECTION 1. That the Special Election of the City of South Haven, Kansas shall be held on Tuesday, the thirty-first day of May, 1949, from the hours of 8:00 o'clock A. M. to 6:00 o'clock P. M. in the City Building, for the purpose of submitting to the qualified electors of the City of South Haven, Kansas, to decide whether the Sale of Alcoholic Liquors by the package be Licensed in the City of South Haven, Kansas.

SECTION 2. That Orpha Kerr, Mrs. A. P. Howk, Hazel Costella are hereby designated by the Mayor, with the approval of the Council, to act as Judges of said election, and Delma Bacon and Faye Richardson are hereby designated by the Council to act as Clerks of said election.

SECTION 3. This ordinance shall take effect and be in force from and after its publication once in official paper of the City.

Passed by the Council this second day of May, 1949.

Approved this second of May, 1949.

C. M. ROBINSON, Mayor.
FERN HAGAR, City Clerk.

NOTICE

You are hereby notified that a petition for the construction, installation, equipping and maintaining of a special and additional street lighting system has been filed with the City Clerk of the City of South Haven, Kansas, which petition is signed by resident owners of property abutting the location where said system of street lights is to be installed; said system as prayed in said petition is to be installed in the streets and portions of streets as follows:

- Intersection of Bald St. to Intersection of Hunter St. on Main
- Intersection of Wichita St. to Intersection of Main on Stewart

You are notified that a hearing will be held before the governing body of the City of South Haven, Kansas at City Building, on the day of May 12, 1949, at 8:00 o'clock P. M.

Dated at South Haven, Kansas, this 2nd day of May, 1949.

FERN HAGAR,
City Clerk.

NOTICE

Ordinance No. 166

BE IT ORDAINED BY THE GOVERNING BODY OF THE
CITY OF SOUTH HAVEN

SECTION 1. That Fireworks shall not be sold or Fired in the Corporate City of South Haven, before July 2nd and not after July 4th subject to a penalty of no less than Five Dollars (\$5.00) nor more than Twenty-Five Dollars (\$25.00).

SECTION 2. This ordinance shall take effect and in force from and after its publication once in the official paper of the city.

Passed by the Council this seven day of June, 1949.

C. M. ROBINSON, Mayor
FERN HAGAR, City Clerk

ORDINANCE NO. 167.
AN ORDINANCE PROVIDING FOR THE ISSUANCE OF INTERNAL IMPROVEMENT BONDS OF THE CITY OF SOUTH HAVEN, KANSAS, TO PAY THE COST OF STREET IMPROVEMENTS.

WHEREAS by resolution adopted October 10, 1949, the governing body of the City of South Haven, Kansas, declared the following streets which have been heretofore paved or paved and guttered and curbed by assessment against adjacent property to be a major trafficway in said city, to-wit: Main Street from Hunter to Camp and that it is necessary to widen the existing paving on Main Street from Hunter to Stewart Street and to widen the existing paving and recurb and regutter from Stewart Street to Baird Street and to widen the existing paving and recurb the west side of Main Street from Baird Street to Camp Street as a major trafficway under the authority of Chapter 121, Session Laws of Kansas 1949 (Senate Bill No. 66;) and

WHEREAS said resolution was duly published in the South Haven New Era, the official city paper, on October 13, 1949, and no protest signed by not less than ten per cent of the electors who voted for all candidates for Mayor at the last election at which a Mayor was elected was filed with the City Clerk within twenty days after such publication; and

WHEREAS the cost of said improvements has been ascertained to be the sum of \$13,000.00 all of which is to be charged to the city at large and to be paid by the issuance of general obligation internal improvement bonds;

THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That the cost of improving the major trafficway designated and authorized by the above mentioned resolution of the City of South Haven be and the same is hereby found and declared to be \$13,000.00; and to provide funds to pay said cost there shall be issued and the Mayor and City Council are authorized to execute and issue Internal Improvement Bonds of the City of South Haven, Kansas, in the aggregate principal amount of \$13,000.00 to be designated Series A, 1949 and to be dated November 15, 1949, and to be in denominations of \$1,000.00 each, numbered from 1 to 13, inclusive, and to bear interest and become due and payable as follows, to-wit: One bond each year in the order of their numbering on September 1, in the years 1951 to 1957, inclusive, and two bonds each year on September 1 in each of the years 1958 to 1960, inclusive; and said bonds shall bear interest as follows to-wit: Bonds Nos. 1 to 3, inclusive, at the rate of 2% per annum and Bonds Nos. 4 to 7, inclusive, at the rate of 2 1/4% per annum and Bonds Nos. 8 to 13, inclusive, at the rate of 2 1/2% per annum, payable March 1, 1951, and semi-annually thereafter on the first days of March and September in each year until the principal shall have been paid. Said bonds shall be general obligations of the City of South Haven and shall be payable by taxes levied against all taxable property in said city.

SECTION 2. Said bonds shall be signed by the Mayor and shall have the city's corporate seal affixed thereon attested by the City Clerk and each of said bonds shall have coupons attached thereto reporting the interest thereon, which coupons shall be printed according to law and shall bear facsimile signatures of the Mayor and City Clerk.

SECTION 3. Said bonds shall be in the usual form and contain the usual recitals, including a recital that they are issued under the authority of Chapter 121, Session Laws of Kansas 1949, and shall be registered by the City Clerk in his office and also by the State Auditor of the State of Kansas as required by law; and said bonds shall be offered to the State School Fund Commission as an investment of school funds and if not purchased by that commission they shall be sold as provided by law and the proceeds used for the purpose above stated.

SECTION 4. The full faith, credit and resources of the City of South Haven, Kansas, are pledged for the prompt payment of the principal and interest of said bonds when due, and the Mayor and council shall make provision for the payment thereof by levying an annual tax on all the taxable property in the City of South Haven sufficient to pay installments of principal and the interest on all of said bonds outstanding as the same become due.

SECTION 5. That this ordinance shall be in force and take effect from and after its passage, approval and publication once in the South Haven New Era, the official

(Published in the South Haven New Era, December 8, 1949.)

**AN ORDINANCE RELATING TO
STATE AID FOR THE IMPROVEMENT
OF CITY CONNECTING LINKS ON THE
STATE HIGHWAY SYSTEM**

Be it Ordained by the Mayor and Councilmen of the City of South Haven, Kansas.

1. That the Mayor and City Clerk are authorized and directed to execute for and on behalf of the City of South Haven, contracts by and between the City and the State Highway Commission of Kansas, for the purpose of obtaining the benefit of State aid for the improvement of streets designated as City connecting links on the State Highway System on terms and conditions set forth in such contracts as may be prepared and approved by the State Highway Commission.

2. This ordinance shall be in full force and effect from and after its publication in the official newspaper.

C. M. ROBINSON,
Mayor.

Passed on the Fifth (5th) day of December, 1949.

Approved on the Fifth (5th) day of December, 1949.

Published on the Eighth (8th) Day of December, 1949.

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 108, of the City of South Haven, relating to the execution of the attached agreement on behalf of said city.

FERN HAGAR,
City Clerk.

South Haven New
Era (1950.)

(First Published in the South Haven News
on January 22, 1948)

ORDINANCE NO. 100
AN ORDINANCE PROVIDING FOR THE
ISSUANCE OF NEGOTIABLE COUPON
BONDS OF THE CITY OF SOUTH
HAVEN, KANSAS, IN THE AGGREGATE
AMOUNT OF TWO THOUSAND
DOLLARS (\$2,000.00) FOR THE PUR-
POSE OF PURCHASING STREET MA-
CHINERY FOR SAID CITY.

WHEREAS on the 18th day of Decem-
ber, 1947, after due and proper notice in
the manner as provided by law, at an
election duly and legally called and held
for that purpose, a majority of the qual-
ified electors of the city voting at said
election, voted in favor of the issuance of
bonds of said city in the sum of Two
Thousand Dollars (\$2,000.00) to be gener-
al obligations of the City of South Haven,
Kansas, for the purpose of purchasing
street machinery for said City; and

WHEREAS, the City Council of the City
of South Haven, Kansas, now deems it
advisable to issue said bonds in the amount
of Two Thousand Dollars (\$2,000.00), it
being hereby specifically found and deter-
mined that all acts, conditions and things
required to be done precedent to and in
the issuance of said bonds in the aggre-
gate amount of Two Thousand Dollars
(\$2,000.00) have been done and happened
and have been performed in regular and
due form and manner as required by
law; and that said bonds, together with all
other indebtedness, do not exceed any con-
stitutional or statutory limitation;

NOW, THEREFORE,

BE IT ORDAINED BY THE GOVERN-
ING BODY OF THE CITY OF SOUTH
HAVEN, KANSAS:

Section 1. That for the purpose of pro-
viding funds for the purchase of street
machinery for said City of South Haven,
Kansas, there shall be issued the negotia-
ble coupon bonds of said city in the ag-
gregate amount of Two Thousand Dollars
(\$2,000.00) and the Mayor and City Clerk
are hereby authorized and directed to is-
sue the same as provided herein.

Section 2. Said bonds shall bear date
of January 1, 1948, shall be numbered in
denomination and become due and payable
as follows:

No.	Denom.	Amt.	Maturity
1	\$500.00	\$500.00	September 1, 1949
2	500.00	500.00	September 1, 1950
3	500.00	500.00	September 1, 1951
4	500.00	500.00	September 1, 1952

Section 3. Said bonds shall bear interest
payable March 1, 1949, and semi-annually
thereafter on the first days of September
and March of each year, at the rate of three
percent (3%) per annum. Interest cou-
pons evidencing such interest shall be at-
tached, authenticated by the lithographed
facsimile signatures of the Mayor and City
Clerk. Principal and interest shall be pay-
able at the office of the State Treasurer in
the City of Topeka, Kansas.

Section 4. Said bonds shall be signed by
the Mayor, attested by the City Clerk and
have the corporate seal of the City affixed
thereto. Said bonds shall be registered by
the City Clerk and with the Auditor of the
State of Kansas, and said bonds and inter-
est coupons affixed thereto shall be in the
form prescribed by the City Council.

Section 5. The Mayor and City Clerk of
said City be and they are hereby author-
ized and directed to prepare and execute
said bonds and when they have been exe-
cuted and registered by the City Clerk
and with the Auditor of the State of Kan-
sas, they shall be delivered to the pur-
chaser thereof in accordance with the con-
tract of purchase, and upon payment there-
for said officials shall give a full and com-
plete receipt therefor.

Section 6. The full faith, credit and all
of the resources of the City of South Hav-
en, Kansas, are hereby irrevocably pledged
for the prompt payment of said bonds and
interest thereon as the same severally ma-
ture, and it is hereby made the duty of
the Mayor and Council to annually levy at
the time of making the levy for other city
taxes, a tax sufficient to pay said bonds
and interest coupons when the same be-
comes due and payable.

Section 7. This Ordinance shall be in
force and effect from and after its passage,
approval and publication in the official
city paper.

PASSED AND APPROVED THIS 6th
day of January, 1948.

C. M. ROBINSON,
Mayor, City of South Haven, Kansas

Attest:
FERN HAGAR,
(Seal) City Clerk.

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ning

(First Published in The South Haven Now Era, Thursday, March 8, 1951)

ORDINANCE NO. 171

AN ORDINANCE PROVIDING FOR THE REGULAR CITY ELECTION

Be it ordained by the governing body of the City of South Haven:

Section 1. That the regular city election of the City of South Haven, Kansas shall be held on Tuesday, the third day of April, from the hours of 8 a. m. to 6 p. m., in the City Building, for the purpose of electing a mayor, a police judge, and five councilmen.

Section 2. That J. R. McGregor, Luanna Howk, Ben Prophet, citizens, not candidates for office, are hereby designated by the mayor, with the approval of the council, to act as judges of the said election and Doris Robinson, Faye Richardson, citizens, not councilmen, are hereby designated by the council to act as clerks of said election.

Section 3. This ordinance shall take effect and be in force from and after its publication in the official paper of the city.

Passed the Council this 5th day of March, 1951.

Approved this 5th day of March, 1951.
C. M. ROBINSON,
Mayor.

Attest:
FERN HAGAR,
City Clerk.

ORDINANCE NO 173

An ordinance relating to the fire department in the city of South Haven, Kansas, its organization, government, and regulations, and providing penalties for the violation thereof.

Be it Ordained by the Mayor and Councilmen of the City of South Haven, Kansas.

Section 1. That there be and hereby is established a fire department in the City of South Haven, Kansas, to consist of a chief, an assistant chief, and not less than 10 nor more than 15 men, who shall be appointed by the Mayor and confirmed by the Councilmen.

Sec. 2. That members of the fire department shall all be volunteers. They shall meet at least once each month for practice and drill. The chief shall keep a record of attendance of such meetings. Any member who shall fail to attend 6 consecutive meetings shall automatically become expelled from membership. The chief shall receive the sum of \$5.00, and the other members of the department shall receive the sum of \$1.50 for attendance at fires.

Sec. 3. The chief of the fire department shall be under the supervision of the Mayor and shall have superintendency and control over and be responsible for the care and condition of the fire apparatus and equipment, and it shall be his duty to see that all such apparatus and equipment shall be at all times ready for immediate use, and shall submit a written report as to its condition to the Mayor and Council at their first meeting in October.

Sec. 4. The chief of the fire department shall be responsible for the discipline of members and is hereby given the authority to suspend or expel any member for the refusal to obey orders, or for misconduct or failure to do his duty at a fire. The chief shall also have the right to summon any and all persons present to aid in extinguishing a fire, or to aid in removing personal property from any building on fire or in danger thereof, and in guarding the same.

Sec. 5. The chief of the fire department shall have full power, control and command over all persons whomsoever present at fires, and he shall direct the use of all fire apparatus and equipment, and command all firemen in the discharge of their duties. He shall take such measures as he may deem necessary in the preservation and protection of property and the extinguishing of fires.

Sec. 6. The chief of the fire department shall keep in convenient form a complete record of all fires. Such information shall include the time and location, construction of building, owner, occupancy, how extinguished,

value of building and contents, loss on building and contents, insurance on building and contents, members responding to the alarm, and any other information deemed advisable.

Sec. 7. It shall be the duty of the chief of the fire department to adopt all prudent measures for the prevention of fires and for this purpose he or his assistant under his direction may upon request or whenever he has reason to believe that the safety of life and property demands it, and as often as he may deem necessary, enter any building, yard or premises in the city during reasonable hours for the purpose of inspection, and where dangerous, unsafe or hazardous conditions are found to exist he shall give such directions for the alteration, change or removal or better care or management of the same as he may deem proper, and such directions shall be obeyed and complied with by the person directed in that regard and at their expense.

Sec. 8. In the absence of the chief, the assistant chief shall perform all the duties and have all the authority and responsibility of the chief as conferred by this ordinance.

Sec. 9. All fire apparatus and equipment is hereby given and granted the exclusive right-of-way over and through all streets, avenues, alleys and public thoroughfares in said city while enroute to fires or in response to any alarm of fire, and no person or persons shall in any manner obstruct or hinder said apparatus as aforesaid.

Sec. 10. It shall be unlawful for any person or persons to drive any wagon, carriage, automobile, truck, locomotive, railroad car or any other vehicle over any fire hose laid in any street, avenue, alley, bridge or vacant lot. Provided, that this section shall not apply to any apparatus or vehicle belonging to the fire department.

Sec. 11. No person shall place or caused to be placed upon or about any fire hydrant any rubbish, building material, fence, or other obstruction of any character whatsoever, in any manner to obstruct, hinder, or delay the fire department in the performance of its duties in case of fire. Nor shall any person hitch or cause to be hitched to any fire hydrant, any animal or animals, nor fasten to same any guy rope or brace, nor back or stand any wagon, truck, automobile or other vehicle within 15 feet of any such hydrant.

Sec. 12. It shall be unlawful for any person or persons to make or sound or cause to be made or sounded or by any other means any false alarm of fire without reasonable cause.

Sec. 13. No person or persons shall use any fire apparatus or equipment for any private purpose, nor shall any person wilfully and without proper authority remove, take away, keep or

conceal any tool, appliance or other article used in any way by the fire department.

Sec. 14. Any person or persons violating any of the provisions of this ordinance or refusing or neglecting to comply with any of the requirements thereof, shall, upon conviction, be deemed guilty of a misdemeanor and fined not less than five(\$5.00) dollars nor more than fifty(\$50.00) dollars.

Sec. 15. This ordinance shall take effect and be in force from and after its passage and legal publication.

FERN HAGAN
City Clerk

D. G. HEENEY
Mayor

ORDINANCE NO. 174

AN ORDINANCE OF CREATING SEWER DISTRICT NO. 1 IN THE CITY OF SOUTH HAVEN, KANSAS, AND PROVIDING FOR THE CONSTRUCTION OF SEWERS THEREIN AND A DISPOSAL PLANT AND MAINS AND FOR THE PAYMENT OF THE COST THEREOF.

BE IT OBTAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That the following described territory in the City of South Haven, Kansas, shall hereafter be known and designated and is hereby created Sewer District No. 1, to-wit:

All of the Blocks of the Original Town of South Haven, Bounded by Osage Street on the west, the first unnamed Street north of Clyde Street on the north, Rose Street on the east and Wallace Street on the south, with the following exceptions: now including all of Block 1, not including Lots 1 to 5, inclusive, of Block 11, All of Outlots 7 and 8 in the North West Addition, A tract of Lot 9 in the North West Addition, A tract of land 150 feet by 150 feet in the south-east corner of Lot 3 in the North West Addition, The south 150 feet of Lot 1 in the North West Addition, All of Lot 2 in the North West Addition, A tract of land 200 feet long facing on U. S. Highway 51 and 200 feet deep lying in Lot 1 of the North West Addition and adjacent to Lot 2 in the North West Addition, A tract of land 200 feet long and 200 feet deep bounded on the west by U. S. Highway 51 and on the south by the first unnamed Street north of Clyde Street, The south 150 feet of Lot 1 in the Addition east of Rose Street, The west 150 feet, abutting on Rose Street, of Lots 3 and 6 in the Addition east of Rose Street, The north 150 feet, abutting on Wallace Street, of Lots 7 and 8 in the Addition south of Wallace Street, Lots 1 to 6 and 11 to 13, inclusive, of Block 43, Lots 1, 2, 3, 13, 14 and 15 of Block 44 and Lots 1, 2, 3, 20, 21 and 22 of Block 45 of Spiekman's Addition, The north 150 feet of Lot 12 west of Block 45 in Spiekman's Addition.

All of the above lots, blocks, pieces and parcels of ground lying wholly within the corporate limits of the City of South Haven, Kansas.

SECTION 2. That it is deemed and is hereby declared to be necessary to construct the following sewer lines and appurtenances to serve the property in said Sewer District No. 1, to-wit:

Lateral A-1, being an 8-inch sewer line beginning in the alley between Cheyenne and Osage Streets approximately 150 feet south of the south line of Stewart Street, thence south in said alley a distance of approximately 1,140 feet to Wallace Street there to intercept and connect with Main A, Lateral A-2, being an 8-inch sewer line beginning in the alley between Main and Wichita Streets approximately 20 feet south of the south line of Stewart Street, thence south in said alley a distance of approximately 1,245 feet to Wallace Street there to intercept and connect with Main A, Lateral A-3, being an 8-inch sewer line beginning in the alley between Main and Frederiek Streets approximately 20 feet south of the south line of Stewart Street, thence south in said alley a distance of approximately 1,245 feet to Wallace Street, there to intercept and connect with Main A, Lateral A-4, being an 8-inch sewer line beginning in the alley between Frederiek and Kickapoo Streets approximately 25 feet south of the south line of Hunter Street, thence south a distance of approximately 1,600 feet to Wallace Street, there to intercept and connect with Main A, Lateral A-5, being an 8-inch sewer line beginning in Stewart Street approximately 135 feet east of the east line of Rose Street, thence west in Stewart Street a distance of approximately 175 feet, there to intercept and connect with Main A, Lateral A-6, being an 8-inch sewer line beginning in Frederiek Street approximately 50 feet south of the south line of Clyde Street, thence south in Frederiek Street a distance of approximately 400 feet to Hunter Street, thence east in Hunter Street a distance of approximately 350 feet to Kickapoo Street, there to intercept and connect with Main A, Lateral A-7, being an 8-inch sewer line beginning in the alley between Main and Frederiek Streets approximately 20 feet north of the north line of Stewart Street, thence north in said alley a distance of approximately 1,350 feet to the first unnamed Street north of Clyde Street there to intercept and connect to Main A, Lateral A-8, being an 8-inch sewer line beginning approximately 135 feet north of the north line of Block 3 in the Original Town and approximately on the west alley line of said Block 3 extended, thence south a distance of approximately 125 feet, there to intercept and connect with Main A, Lat-

teral B-1, being an 8-inch sewer line, beginning in the alley between Osage and Cheyenne Streets approximately 15 feet north of the north line of Stewart Street, thence north a distance of approximately 330 feet to Hunter Street, there to intercept and connect with Lateral B-1, Lateral B-2, being an 8-inch sewer line, beginning approximately 110 feet north of the north property line of Block 5 in the Original Town and on the alley line of said Block 5 extended, thence south on said line and in the alley a distance of approximately 1,025 feet to Hunter Street, there to intercept and connect with Main B, Lateral B-3, being an 8-inch sewer line, beginning approximately 285 feet north of the north property line of Block 4 in the Original Town and on the alley line of said Block 4 extended, thence south on said line and in the alley a distance of approximately 1,200 feet to Hunter Street, there to intercept and connect with Main B, Lateral B-4, being an 8-inch sewer line beginning in the alley between Main and Wichita Streets approximately 15 feet north of the north line of Stewart Street, thence north a distance of approximately 330 feet to Hunter Street, there to intercept and connect with Main B.

SECTION 3. That it is deemed and declared necessary that for the purpose of collecting and disposing of the sewage from said sewer district and other districts that may be hereafter created, that the following main sewers to be paid for by the City at large, shall be constructed:

Main A, being an 8-inch sewer line beginning at the intersection of the first unnamed Street north of Clyde Street and the alley between Main and Frederiek Streets, thence east a distance of approximately 290 feet, thence south a distance of approximately 415 feet to Clyde Street, thence east a distance of approximately 200 feet to the intersection of Clyde and Kickapoo Streets, thence south a distance of approximately 420 feet to the intersection of Kickapoo and Hunter Streets, thence east a distance of approximately 200 feet to the alley between Rose and Kickapoo Streets, thence south a distance of approximately 375 feet to Stewart Street, thence east a distance of approximately 200 feet to the intersection of Stewart and Rose Streets, thence south a distance of approximately 1,295 feet to the intersection of Rose and Wallace Streets, thence west a distance of approximately 2,170 feet to the intersection of Wallace Street and the alley between Cheyenne and Osage Streets, there to intercept and connect with an Outfall sewer hereinafter described.

Main B, being an 8-inch sewer beginning at the intersection of Hunter Street and the alley between Main and Wichita Streets, thence west a distance of approximately 390 feet to the intersection of Hunter Street and the alley between Cheyenne and Wichita Streets, thence south a distance of approximately 1,667 feet to Wallace Street, there to intercept and connect with Main A.

SECTION 4. That in order to furnish an outlet for the sewage of said Sewer District No. 1 and its laterals, sub-laterals and mains, it is hereby deemed and declared necessary to construct and there is hereby ordered constructed an outfall sewer which is 8 inches in diameter, said outfall sewer beginning at the intersection of Wallace Street and the alley between Cheyenne and Osage Streets, thence west a distance of approximately 350 feet, thence in a south-westerly direction a distance of approximately 648 feet to the Sewage Treatment Plant.

SECTION 5. That in order to purify the sewage from said sewer system, it is hereby deemed and declared necessary to construct, and there is hereby ordered constructed a Sewage Treatment Plant, consisting of a Screen Chamber, Imhoff Tank, Digging Tank, Trickling Filter, Final Tank, Sludge Bed, Plant Outfall Sewer line and all the necessary piping connections and appurtenances.

SECTION 6. Said work shall be done and sewers and plant constructed in accordance with plans and specifications prepared by C. O. Edger, the city's engineer.

SECTION 7. The cost of said sewer lines described in Section 2 hereof, shall be assessed against the lots and pieces of ground in said sewer district according to the special benefits accruing to each lot or piece of ground (therein, and special assessments shall be made by ordinance after the cost has been ascertained. The property owners shall be notified of their respective assessments and shall have thirty days in which to pay the same. Any unpaid portion of the cost shall be paid by the issuance of Internal Improvement Bonds of the City of South Haven payable in not more than ten annual installments and bearing interest at a rate not exceeding 4 per cent annum payable semiannually. The cost of the mains described in Section 3 and the outfall sewer described in Section 4 and the disposal plant described in Section 5 shall be charged to the city at large and paid by the issuance of general obligation bonds.

SECTION 8. That to provide funds to temporarily finance the cost of making the sewer improvements heretofore authorized in this ordinance there shall be issued temporary improvement notes of the City of South Haven, Kansas, the aggregate amount of which shall not exceed \$170,347.37, the estimated cost of said sewer improvements as shown in the engineer's estimate. Said temporary improvement notes shall be issued from time to time upon resolutions adopted by the governing body of the city fixing the date, terms, denominations, interest rates and maturity dates (not exceeding two years from the date of said notes and payable at any time before maturity) as funds are needed and required for carrying on said improvement projects; and the Mayor and City Clerk are hereby authorized and directed to prepare and execute each and all of said notes in accordance with the terms of this ordinance and the resolutions provided for the same, and the governing body may deliver said notes to persons having claims against the city in connection with the making of said improvements or sell the same at private sale at not less than par and accrued interest and the proceeds of said notes shall be applied to the payment of actual costs and expenses of said improvements.

SECTION 9. That this ordinance shall be in force and take effect from said date after its passage, approval and publication once in the city paper.

Passed and approved February 11, 1952.
(SEAL) Charles Gile,
Acting Mayor

ATTEST: Fern Hagar,
City Clerk

(First published in the South Haven News Era, March 6, 1952.)

ORDINANCE NO. 175

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF INTERNAL IMPROVEMENT BONDS OF THE CITY OF SOUTH HAVEN, KANSAS, IN THE AMOUNT OF \$78,000.00 FOR THE PURPOSE OF PAYING FOR THE CONSTRUCTION OF A SEWAGE DISPOSAL PLANT AND MAIN SEWERS.

WHEREAS, The governing body of the City of South Haven, Kansas, has heretofore declared it necessary to construct certain main and outfall sewers and a sewage disposal plant as provided in Ordinance No. 174; and

WHEREAS, It is necessary to issue Internal Improvement Bonds of the City in the sum of \$78,000.00, the estimated cost of said main and outfall sewers and sewage disposal plant to provide funds to pay the cost of the same:

THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That the cost of constructing main and outfall sewers and sewage disposal plant provided for in Sections 3, 4 and 5 of Ordinance No. 174, shall be borne by the city as a whole as provided in said ordinance and that in order to provide funds to pay for the same the City of South Haven shall issue its Sewage Disposal Plant Bonds in the aggregate principal amount of \$78,000.00. Said bonds shall be dated March 1, 1952, shall be in denominations of \$1,000.00 each and shall bear interest at the rates and shall be numbered and become due and payable as set forth in the following schedule, to-wit:

Bonds Nos.	Amount	Interest per Annum	Date Payable
1 to 3, Incl.	\$3,000.00	2-1/4%	Nov. 1, '53
4 to 6, Incl.	3,000.00	2-1/4%	Nov. 1, '54
7 to 10, Incl.	4,000.00	2-1/4%	Nov. 1, '55
11 to 14, Incl.	4,000.00	2-3/4%	Nov. 1, '56
15 to 18, Incl.	4,000.00	2-3/4%	Nov. 1, '57
19 to 22, Incl.	4,000.00	2-3/4%	Nov. 1, '58
23 to 26, Incl.	4,000.00	3%	Nov. 1, '59
27 to 30, Incl.	4,000.00	3%	Nov. 1, '60
31 to 34, Incl.	4,000.00	3%	Nov. 1, '61
35 to 38, Incl.	4,000.00	3-1/4%	Nov. 1, '62
39 to 42, Incl.	4,000.00	3-1/4%	Nov. 1, '63
43 to 46, Incl.	4,000.00	3-1/4%	Nov. 1, '64
47 to 50, Incl.	4,000.00	3-1/4%	Nov. 1, '65
51 to 54, Incl.	4,000.00	3-1/2%	Nov. 1, '66
55 to 58, Incl.	4,000.00	3-1/2%	Nov. 1, '67
59 to 62, Incl.	4,000.00	3-1/2%	Nov. 1, '68
63 to 66, Incl.	4,000.00	3-1/2%	Nov. 1, '69
67 to 70, Incl.	4,000.00	3-1/2%	Nov. 1, '70
71 to 74, Incl.	4,000.00	3-1/2%	Nov. 1, '71
75 to 78, Incl.	4,000.00	3-1/2%	Nov. 1, '72

Interest shall be payable May 1, 1953, and thereafter semi-annually on the first day of November and May in each year.

SECTION 2. Said bonds shall be in the usual form and contain the usual recitals and the interest thereon shall be represented by coupons attached to said bonds, printed in the form provided by law. Said bonds shall be signed by the Mayor and attested by the City Clerk and shall have the corporate seal of the city affixed thereon and the interest coupons shall bear lithographed facsimile signatures of the said Mayor and City Clerk, and shall be registered by the City Clerk of the City of South Haven and by the State Auditor of the State of Kansas.

SECTION 3. It shall be the duty of the governing body of the City of South Haven, Kansas, to levy a tax each year at the time of levying other city taxes sufficient to pay the installments of principal on said bonds as they become due and the interest coupons on said bonds as they severally mature. Said bonds shall be offered to the State School Fund Commission as an investment of school funds and if not purchased by that Commission they shall be sold according to law and the proceeds used for the purposes above stated.

SECTION 4. That this ordinance shall be in force and take effect from and after its passage, approval and publication once in the official city paper.

Passed and approved March 3, 1952

(SEAL)

D. G. Heeney, Mayor

Attest:
Fern Hagar,
City Clerk

AN ORDINANCE RELATING TO THE DRILLING OF OIL AND GAS WELLS WITHIN THE CITY LIMITS OF THE CITY OF SOUTH HAVEN, KANSAS; PROVIDING FOR THE LICENSING OF SUCH DRILLING OPERATIONS; PRESCRIBING THE LICENSE FEES FOR SUCH LICENSES; LOCATING THE SPACING OF WELLS WITHIN SAID CITY; PROVIDING FOR THE PROTECTION AND SAFETY OF PERSONS AND PROPERTY WITHIN THE VICINITY OF SUCH WELLS; AND PROVIDING PENALTIES FOR THE VIOLATION OF SAID ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

Section 1: That all oil and gas wells hereafter commenced or drilled within the city limits of the City of South Haven, Kansas, shall be drilled as nearly as practicable in the center of a ten (10) acre square geographical location; PROVIDED HOWEVER, that the Governing Body of said city, at the time of the granting of the license hereinafter provided for, may permit such variations as may be deemed necessary in the amount of acreage required, and the location of the drill site, depending upon geographical factors, the location of houses and other buildings, and the area available which might be attributed to such proposed well.

Section 2: It shall be unlawful for any person, firm or corporation to drill or commence operations for the drilling of a well for oil and gas purposes at any place within the city limits of the City of South Haven, Kansas, without first having obtained from the Governing Body of said City, a license or permit for the commencement of such operations, and for the drilling of such well. The applicant for such permit shall, at the time of making application therefor, deposit with the City Clerk a fee of \$125.00, and in the event such permit is granted, said fee shall be retained by the City, but if such permit is denied, said fee shall be returned to the applicant.

Section 3: No such permit shall be granted by the Governing Body until the applicant therefor, shall have submitted satisfactory evidence as follows:

a. That all property owners in the area attributable to or which might be attributed to the location where it is proposed to drill said well, have had an opportunity to join in the execution of an oil and gas lease or leases, covering said land, and that the applicant has a valid oil and gas lease or leases, signed by the persons owning at least 51% of the territory in said area, which said lease shall contain a provision or shall be accompanied by an agreement, in writing, providing for the pooling of all royalties and rentals arising from said leases or from production on said acreage, to be distributed to the respective property owners in accordance with the number of square feet owned by each property owner.

b. A map or plat of the area covered by said oil and gas lease, showing the proposed location of each well, together with the written consent of the owner of the land on which said well is proposed to be located, consenting to the drilling of said well on said land, which said map or plat, shall also show the location of all residences, buildings and other structures in the immediate vicinity of such proposed location.

c. A drilling agreement providing adequate protection to all persons who might be concerned with such drilling operations, including a reasonable and adequate plan for the handling of slush, base sediment and salt water that may be produced in connection with the drilling and operation of said well, together with facilities for the handling of production to the end that it may not be necessary to store (1) in any populated area, which said agreement shall also provide that in the event said well is non-productive, all tools, equipment, and machinery used in connection with the drilling of said well shall be removed within 30 days thereafter, and the premises fully restored to their original condition as nearly as practicable.

Section 4: That within the boundaries of any unit set forth in Section 1 of this Ordinance, there shall be only one permit issued for one well in each unit, except that where more than one producing oil or gas well may be found in such unit, a permit may be granted for one well to each of such units in each unit, and that with such exception it shall be unlawful to drill more than one oil or gas well in a unit.

Section 5: That in case a permit for the drilling of a well be issued to a person, persons, or corporation not holding oil and gas leases or drilling contracts with the owners of all the lots in the blocks in any unit, it shall be a condition of the permit that the permittee, its successors and assigns, shall deliver to the owner or owners of such lot owners whose land shall be not under lease free of cost in the pooling to which a well may be connected, a share of all oil produced and saved from such well equal to one-eighth (1/8th) of the production of the whole production that the square feet of ground so owned bears to the square feet contained in such unit, exclusive of the streets and alleys.

Section 6: No such permit shall be granted by the Governing Body for the drilling of a well in or near a populated area, or an area occupied by buildings or other structures until the applicant shall have deposited with the City, a good and sufficient bond in the amount of \$30,000.00, conditioned that said applicant will pay for any caused by his failure to comply with the provisions of this ordinance, and that he will protect the safety of persons and property in the vicinity of said well from damage, by reason of such operations, and will fully pay all such damages.

Section 7: At the time of the granting of any permit or license, under the provisions of this ordinance, the Governing Body may make such additional requirements as it may deem necessary for the protection and safety of persons and property in the territory likely to be affected by the drilling of said well.

Section 8: It shall be unlawful to commence operations for the drilling of a well other than as provided for in this section, and it shall be unlawful for any person, firm or corporation to commence operations for the drilling of a well or to conduct any such drilling operations within the city limits of the City of South Haven, Kansas, without first having obtained the license provided for in this ordinance.

Section 9: Any person, firm or corporation hereafter drilling or commencing operations for the drilling of any oil or gas well in violation of the provisions of this ordinance, or thereafter pumping or operating any well drilled in violation of this ordinance, shall, on conviction thereof, be punished by a fine of not less than \$25.00 nor more than \$100.00, or by imprisonment in the City Jail for not more than 30 days or by both such fine and imprisonment, and each day's violation of this ordinance shall be deemed a separate offense.

Section 10: If any section, sub-section, clause or other part of this ordinance shall be held to be invalid or inoperative for any reason, such invalidity shall not be deemed to effect the remaining provisions of this ordinance.

Section 11: That all ordinances now or hereafter in conflict herewith, be, and of ordinances hereby repealed.

Section 12: This ordinance shall take effect and be in full force ten (10) days after its passage and publication in the official city paper.

Passed by the Governing Body this 17 day of April, 1952.

D. G. Hooney, Mayor

SEAL:
Attest: Fern Hogar

ORDINANCE NO. 177

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM; AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF, IN THE CITY OF SOUTH HAVEN, KANSAS.

Be it ordained by the Governing Body of the City of South Haven, Kansas:

Article I Definitions

Unless the context specifically indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

Section 101. "City" shall mean the City of South Haven, Kansas, acting through its duly elected and appointed officials.

Section 102. "Superintendent" shall mean the Superintendent of Sewage Works of the City of South Haven, Kansas, or his authorized deputy, agent, or representative.

Section 103. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground water, surface, and storm waters as may be present.

Section 104. "Sewage Works" shall mean all facilities for collecting, pumping, treating and disposing of sewage.

Section 105. "Sewer" shall mean a pipe or conduit for carrying sewage.

Section 106. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

Section 107. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

Section 108. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.

Section 109. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and ground waters are not intentionally admitted.

Section 110. "Storm Sewer" or "Storm Drain" shall mean a sewer which carries storm and surface waters and drainage but excludes sewage and polluted industrial wastes.

Section 111. "Industrial Wastes" shall mean the liquid wastes from industrial processes as distinct from sanitary sewage.

Section 112. "Garbage" shall mean solid wastes from the preparation, cooking and dispensing of food, and from the handling, storage, and sale of produce.

Section 113. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch in any dimension.

Section 114. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet outside the inner face of the building wall.

Section 115. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

Section 116. "B. O. D." (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in 5 days at 20 degrees Centigrade, expressed in parts per million by weight.

Section 117. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

Section 118. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids; and which are removable by laboratory filtering.

Section 119. "Natural Outlet" shall mean any outlet into a water-course, pond, ditch, lake or other body of surface or ground water.

Section 120. "Watercourse" shall mean a channel in which a flow of water occurs either continuously or intermittently.

Section 121. "Person" shall mean any individual, firm, company, association, society, corporation, or group.

Section 122. "Shall" is mandatory; "May" is permissive.

Article II Private Sewage Disposal

Section 201. Where a public sanitary sewer is not available under the provisions of Section 304, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.

Section 202. Before commencement of construction of a private sewage disposal system, the owner shall first obtain a writ-

al and commercial service, and (2) for service to establishments producing industrial wastes. In either case, the owner or its agent shall make application on a special form furnished by the City. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Superintendent. A permit and inspection fee of Three (3) Dollars for a residential or commercial building sewer permit and Ten (10) Dollars for an industrial building sewer permit shall be paid to the City Treasurer at the time the application is filed.

Article V Building Sewers and Connections

Section 501. All costs and expense incident to the installation and connection of a building sewer shall be borne by the owner. The owner shall indemnify the City from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Section 502. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and a private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, a building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

Section 503. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Superintendent, to meet all requirements of this Ordinance.

Section 504. The building sewer shall be cast iron soil pipe, vitrified clay sewer pipe, or other suitable material approved by the Superintendent. Joints shall be tight and waterproof. Any part of the building sewer is located within ten (10) feet of a water service pipe shall be constructed of cast iron soil pipe with leaded joints. Cast iron pipe with leaded joints may be required by the Superintendent where the building sewer is exposed to damage by tree roots. If installed in filled or unstable ground, the building sewer shall be of cast iron soil pipe, except that non-metallic material may be accepted if laid on a suitable concrete bed or cradle as approved by the Superintendent.

Section 505. The size and slope of the building sewer shall be subject to the approval of the Superintendent, but in no event shall the diameter be less than four (4) inches for single residences, and six (6) inches for multiple residences, commercial or industrial establishments. The slope of the pipe shall be not less than one-eighth (1/8) inch per foot, and should be one-fourth (1/4) inch per foot where possible.

Section 506. No building sewer shall be laid parallel to or within three (3) feet of any bearing wall, which might thereby be weakened. The depth shall be sufficient to afford protection from frost. The building sewer shall be laid at uniform grade and a straight alignment in so far as possible. Changes in direction shall be made only with properly curved pipe and fittings.

Section 507. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage served by such drain shall be lifted by approved artificial means and discharged to the building sewer.

Section 508. All excavations required for the installation of a building sewer shall be open trench work unless otherwise approved by the Superintendent. No backfill shall be placed until the work has been inspected by the Superintendent.

Section 509. All joints and connections shall be made gastight and watertight. Cast iron pipe joints shall be firmly packed with oakum or hemp and filled with molten lead. No paint, varnish, or other coatings shall be permitted on the jointing material until after the joint has been tested and approved.

All joints in vitrified clay pipe, or between clay pipe and cast iron pipe, shall first be caulked tight with jute, hemp, or similar approved material, then filled with approved asphaltum jointing compounds. Other jointing materials and methods may be used only by approval of the Superintendent.

Section 510. The connection of the building sewer into the public sewer shall be made at the wye branch if such wye branch is available at suitable location. If the public sewer is twelve (12) inches in diameter or less, and no properly located wye branch is available, the owner shall at his own expense install a wye branch or an approved saddle at the location specified by the Superintendent. Where permitted by the Superintendent, a neat hole may be cut into the public sewer to receive the building sewer, with entry in the downstream direction at an angle of about forty-five (45) degrees. A forty-five (45) degree ell may be used to make such connection, with the spigot end cut so as not to extend past the inner surface of the public sewer. The invert of the building sewer at the point of connection shall be at the same or at

shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. They shall be of substantial construction, watertight, and equipped with easily removable covers which when bolted in place shall be gastight and watertight.

Section 605. Where installed, all grease, oil and sand interceptors or traps shall be maintained by the owner, at his expense, in continuously efficient operation at all times.

Section 606. The admission into public sewers of any waters or wastes having (a) a 5-day Biochemical Oxygen Demand greater than three hundred (300) parts per million by weight, or (b) containing more than three hundred fifty (350) parts per million by weight of suspended solids, or (c) containing any quantity of substances having the characteristics described in Section 603, or (d) having an average daily flow greater than two (2) percent of the average daily sewage flow of the City, shall be subject to the review and approval of the Superintendent. Where necessary in the opinion of the Superintendent, the owner shall provide, at his expense, such preliminary treatment as may be necessary to, (a) reduce the Biochemical Oxygen Demand to three hundred (300) parts per million and the suspended solids to three hundred fifty (350) parts per million by weight, or (b) reduce objectionable characteristics or constituents to within the maximum limits provided for in Section 603, or (c) control the quantities and rates of discharge of such waters or wastes. Plans, specifications, and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for the approval of the Superintendent and the Kansas State Board of Health, and no construction of such facilities shall be commenced until said approvals are obtained in writing.

Section 607. Where preliminary treatment facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation, by the owner at his expense.

Section 608. When required by the Superintendent, the owner of any property served by a building sewer carrying industrial wastes shall install a suitable control manhole in the building sewer to facilitate observation, sampling and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Superintendent. The manhole shall be installed by the owner at his expense, and shall be maintained by him at his expense, so as to be safe and accessible at all times.

Section 609. All measurements, tests and analyses of the characteristics of waters and wastes to which reference is made in Sections 603 and 606 shall be determined in accordance with "Standard Methods for the Examination of Water and Sewage" and shall be determined at the control manhole provided in Section 608, or upon suitable samples taken at said manhole provided for in Section 608, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected.

Section 610. No statement contained in this Article shall be construed as preventing any special agreement or arrangement between the City and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the City for treatment, subject to payment therefor by the industrial concern.

Article -VII Protection from Damage

Section 701. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface or tamper with any structure, appurtenance, or equipment which is a part of the municipal sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

Article VIII

Powers and Authority of Inspectors

Section 801. The Superintendent and other duly authorized employees of the City bearing proper credentials and identification shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling, and testing, in accordance with the provisions of this Ordinance.

Article IX Penalties

Section 901. Any person found to be violating any provision of this Ordinance except Section 701 shall be served by the City with written notice stating the nature

the applicant shall supplement by any plans, specifications and other information as are deemed necessary by the Superintendent. A permit and inspection fee of Two Dollars (\$2.00) shall be paid to the City Treasurer at the time the application is filed.

Section 203. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Superintendent. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Superintendent when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within forty-eight (48) hours of the receipt of notice by the Superintendent.

Section 204. The type, capacities, location and layout of a private sewage disposal system shall comply with all recommendations of the Kansas State Board of Health. No permit shall be issued for any private sewage disposal system employing subsurface soil absorption facilities where the area of the lot is less than 14,000 square feet. No septic tank or cesspool shall be permitted to discharge to any public sewer or natural

and watertight by encasement in concrete.

Section 511. The applicant for the building sewer permit shall notify the Superintendent when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the superintendent or his representative.

Section 512. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the City.

Article VI

Use of the Public Sewers

Section 601. No person shall discharge or cause to be discharged, any storm water, surface water, ground water, roof runoff, subsurface drainage, cooling water or unpolluted industrial process waters to any sanitary sewer.

Section 602. Storm water and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as storm sewers, or to a natural outlet approved by the Superintendent.

ing arrangements for her father's fun-

in the period of time stated in such notice, permanently cease all violations.

Section 902. Any person who shall continue any violation beyond the time limit provided for in Section 901 shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in any amount not exceeding Two Hundred (\$200.00) Dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

Section 903. Any person violating any of the provisions of this Ordinance shall become liable to the City for such expense, loss or damage occasioned the City by reason of such violation.

Article X

Validity

Section 1001. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 1002. The invalidity or any section, clause, sentence or provision of this Ordinance shall not affect the validity of any other part of this Ordinance which can be given effect without such invalid part or parts.

Article XI

Ordinance in Force

Section 1101. This Ordinance shall be in full force and effect from and after its

(Published in The South Haven New
Era Thursday, March 12, 1953)

ORDINANCE NO. 178

An Ordinance Providing for the Regular
City Election.

Be it ordained by the governing body of
City of South Haven:

Section 1. That the regular City election
of the City of South Haven, Kansas, shall
be held on Tuesday, the 7th day of April,
1953, from the hours of 8 a. m. to 6 p. m.
in the City Building, for the purpose of
electing a Mayor, a police judge, and five
councilmen.

Section 2. That Carrie Larimore, Nina
Barker, Luanna Howk, and citizens not
candidates for office, are designated by
the Mayor, with the approval of the coun-
cil, to act as judges of said election, and
Layne Richardson and Hazel Costello, cit-
izens not councilmen, are hereby designated
by the council to act as clerks of said
election.

Section 3. This ordinance shall take ef-
fect and be in force from and after its
publication in the official paper of the
City. Passed the City Council this second
day of March, 1953.

Approved this second day of March, 1953.
D. G. Heeneey, Mayor

Attest: Seal
Bern Hugar, City Clerk

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(Published in the South Haven News... June 1, 1953)

ORDINANCE NO. 178... SPECIAL ASSESSMENTS... SEWER DISTRICT NO. 1... CITY OF SOUTH HAVEN, KANSAS...

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS...

ORIGINAL TOWN

Table listing lots and assessments for Block 2, Block 3, Block 4, Block 5, Block 6, Block 7, Block 8, Block 9, Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92, Block 93, Block 94, Block 95, Block 96, Block 97, Block 98, Block 99, Block 100.

Table listing lots and assessments for Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92, Block 93, Block 94, Block 95, Block 96, Block 97, Block 98, Block 99, Block 100.

Table listing lots and assessments for Block 10, Block 11, Block 12, Block 13, Block 14, Block 15, Block 16, Block 17, Block 18, Block 19, Block 20, Block 21, Block 22, Block 23, Block 24, Block 25, Block 26, Block 27, Block 28, Block 29, Block 30, Block 31, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92, Block 93, Block 94, Block 95, Block 96, Block 97, Block 98, Block 99, Block 100.

Table listing lots and assessments for Block 25, Block 30, Block 20, Block 31, Block 27, Block 28, Block 29, Block 32, Block 33, Block 34, Block 35, Block 36, Block 37, Block 38, Block 39, Block 40, Block 41, Block 42, Block 43, Block 44, Block 45, Block 46, Block 47, Block 48, Block 49, Block 50, Block 51, Block 52, Block 53, Block 54, Block 55, Block 56, Block 57, Block 58, Block 59, Block 60, Block 61, Block 62, Block 63, Block 64, Block 65, Block 66, Block 67, Block 68, Block 69, Block 70, Block 71, Block 72, Block 73, Block 74, Block 75, Block 76, Block 77, Block 78, Block 79, Block 80, Block 81, Block 82, Block 83, Block 84, Block 85, Block 86, Block 87, Block 88, Block 89, Block 90, Block 91, Block 92, Block 93, Block 94, Block 95, Block 96, Block 97, Block 98, Block 99, Block 100.

Table listing original town lots and special assessments for Spicknall's Addition, including sections 1 through 36. Total Special Assessments: \$28,013.05.

SECTION 2: Such amounts so levied assessed as set forth in Section 1 of this ordinance shall be due and payable from after the publication of this ordinance; the City Clerk shall notify the owners...

SECTION 3: This ordinance shall be effect and be in force from and after passage, approval and publication one of the official city papers.

Passed and approved June 1, 1953. D. G. Heeny, Mayor.

(Published in The South Haven
New Era Thursday, Sept. 10, 1953)

ORDINANCE NO. 181

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF INTERNAL IMPROVEMENT BONDS OF THE CITY OF SOUTH HAVEN, KANSAS, IN THE SUM OF \$38,000.00 TO PAY THE COST OF FRUCTIFYING SANITARY SEWERS IN SEWER DISTRICT NO. 1.

WHEREAS, In pursuance of proceedings duly had and taken according to law, certain sanitary sewers have been constructed in Sewer District No. 1 in the City South Haven, Kansas, and the costs thereof have been duly assessed against the property liable therefor; and

WHEREAS, The total cost of said improvement has been ascertained and is declared to be the sum of \$38,643.08 which is chargeable to and has been assessed against property benefited; and \$11,407.75 chargeable to the city

Bonds Nos.	Denomination	Interest per Annum	Maturity Date
1 to 3, Incl.	\$1,000.00 each	3 3/4%	Nov. 1, 1954
4 to 6, Incl.	1,000.00 each	3 3/4%	Nov. 1, 1955
7 to 10, Incl.	1,000.00 each	4%	Nov. 1, 1956
11 to 14, Incl.	1,000.00 each	4%	Nov. 1, 1957
15 to 18, Incl.	1,000.00 each	4%	Nov. 1, 1958
19 to 22, Incl.	1,000.00 each	4%	Nov. 1, 1959
23 to 26, Incl.	1,000.00 each	4 1/2%	Nov. 1, 1960
27 to 30, Incl.	1,000.00 each	4 1/2%	Nov. 1, 1961
31 to 34, Incl.	1,000.00 each	4 1/2%	Nov. 1, 1962
35 to 38, Incl.	1,000.00 each	4 1/2%	Nov. 1, 1963

Interest shall be payable May 1, 1954, and semiannually thereafter on the first days of November and May in each year until the principal sum shall have been paid.

SECTION 2. Said bonds shall be in the usual form and contain the usual recitals and shall be signed by the Mayor and attested by the City Clerk. The interest coupons attached thereto shall be printed in accordance with law and shall bear lithographed facsimile signatures of said Mayor and City Clerk.

SECTION 3. The Mayor and City Clerk are hereby authorized, empowered and directed to prepare and execute said bonds and coupons without unnecessary delay, and when executed the said bonds shall be registered by the City Clerk in his office and also in the office of the State Auditor of the State of Kansas, as required by law, and shall be offered to the State School Fund Commission as an investment of school funds, and if not purchased by that commission said bonds shall be sold as provided

at large, and

WHEREAS, The owners of property specially assessed have paid \$2,050.83 to the city treasurer within the time provided by law on account of said assessments; and

WHEREAS, It is necessary to issue Internal Improvement Bonds of the City South Haven, Kansas, in the sum of \$38,000.00;

THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That for the purpose of paying the unpaid portion of the cost of sanitary sewers above mentioned, there shall be issued Internal Improvement Bonds of the City of South Haven, Kansas, in the aggregate principal amount of \$38,000.00, which bonds shall be dated August 15, 1953, shall be numbered from 1 to 38, inclusive, and shall be in denominations and bear interest and become due and payable as set forth in the following schedule, to-wit:

by law and delivered to the purchaser thereof and the proceeds of said bonds shall be used for the purpose hereinabove stated. The full faith, credit and resources of the City of South Haven, Kansas, are hereby pledged to secure the payment of the principal of and interest on said bonds as the same severally become due and payable, and the governing body of the city shall make provision for the payment of said principal and interest by levying an annual tax on the property liable therefor in an amount sufficient to pay the installments of principal and the interest as it accrues and becomes payable.

SECTION 4. This ordinance shall take effect and be in force from and after its passage, approval and publication once in the South Haven New Era, the official city paper.

Passed and approved August 8, 1953.

D. G. Heeney, Mayor

Attest: (Seal)

Fern Hagar, City Clerk

(Published Thursday, September 9,
1954 in The South Haven New Era)
ORDINANCE NO. 183

BE IT ORDAINED BY THE
GOVERNING BODY OF THE
CITY OF SOUTH HAVEN, KAN-
SAS

Section 1. The public dedication of
the real estate described below, to-
wit:

That portion of Baird Street in the
City of South Haven, lying between
the east line of Kickapoo on the west
and the west line of Rose Street on
the east, and

That portion of Wallace Street in
the City of South Haven, lying be-
tween the east line of Kickapoo Street

on the west and the west line of Rose
Street on the east is hereby vacated.

Section 2. This ordinance shall take
effect and be in force from and after
its passage and publication in the of-
ficial city paper.

Approved 7 September, 1954.

D. G. Heeney, Mayor

ATTEST: (seal)
Fern Hagar, City Clerk

ORDINANCE NO. 184
 AN ORDINANCE PROVIDING
 FOR THE ISSUANCE OF RE-
 FUNDING BONDS OF THE
 CITY OF SOUTH HAVEN,
 SUMNER COUNTY, KANSAS
 IN THE SUM OF \$3,000.00 TO
 REFUND CERTAIN OUT-
 STANDING BONDS OF THE
 CITY OF SOUTH HAVEN,
 SUMNER COUNTY, KANSAS,
 UNDER THE AUTHORITY OF
 SECTION 10-116, AND ARTIC-
 LE 1 OF CHAPTER 10, OF THE
 GENERAL STATUTES OF
 KANSAS FOR 1949, AND ALL
 AMENDMENTS THERETO.

WHEREAS, The City of South
 Haven, Sumner County, Kansas,
 has heretofore issued—

\$3,000.00, Internal Improvement
 Bonds, Series "B", Nos. 1, 2 and
 3, in the denomination of \$1,000.00
 each, dated August 15, 1953 bear-
 ing interest at the rate of 3 3/4 per
 cent per annum, and maturing No-
 vember 1, 1954; and,

WHEREAS, The City of South
 Haven, Sumner County, Kansas,
 through its Governing Body, has
 authority under Section 10-116 of
 the General Statutes of Kansas for
 1949, to refund said bonds now out-
 standing by issuing Refunding
 Bonds in an amount not exceeding
 the total amount of the bonds out-
 standing; and,

WHEREAS, It is deemed neces-
 sary and expedient by the Govern-
 ing Body of the City of South Ha-
 ven, Sumner County, Kansas, to
 refund said bonds as provided by
 law;

NOW, THEREFORE, BE IT
 ORDAINED BY THE GOV-
 ERNING BODY OF THE CITY
 OF SOUTH HAVEN, SUMNER
 COUNTY, KANSAS:

Section 1. That there are hereby
 refunded said outstanding bonds
 above listed of the City of South
 Haven, Sumner County, Kansas,
 which said bonds have been issued
 by authority of law under dates
 above shown, making a total of
 \$3,000.00 in bonds to be refunded.

Section 2. That for the purpose of
 refunding said bonds there shall be
 issued Refunding Bonds, of the City
 of South Haven, Sumner County,

Kansas, in the sum of \$3,000.00
 which said issue shall consist of
 six (6) bonds, numbered from 1 to
 6, both inclusive, all of said bonds
 being in the denomination of \$500-
 .00 each, dated November 1, 1954,
 and bearing interest at the rate of
 five (5) per cent per annum, pay-
 able May 1, 1955, and semi-annually
 thereafter on the first days of No-
 vember and May of each year until
 said principal sum shall have been
 paid, both principal and interest of
 said bonds being payable at the of-
 fice of the State Treasurer of the
 State of Kansas, in the City of To-
 peka, Kansas, and said bonds ma-
 turing in the following amounts,
 upon the following dates, to-wit:

Nos.	Maturity	Am't
1	Nov. 1, 1956	\$ 500.00
2	Nov. 1, 1957	500.00
3	Nov. 1, 1958	500.00
4	Nov. 1, 1959	500.00
5	Nov. 1, 1960	500.00
6	Nov. 1, 1961	500.00
		\$3,000.00

Section 3. Said bonds and cou-
 pons shall contain recitals, and be in
 the form and of the size as provided
 by the statutes of the State of Kan-
 sas.

Section 4. That said bonds shall
 be signed by the Mayor and attest-
 ed by the Clerk of said City, and
 shall have the corporate seal affixed
 and the interest coupons shall be
 signed with the facsimile signatures
 of said Mayor and City Clerk, and
 both principal and interest shall be
 payable at the office of the State
 Treasurer of the State of Kansas,
 in the City of Topeka, Kansas.

Section 5. The Mayor and City
 Clerk are hereby authorized to pre-
 pare and execute said bonds and
 coupons, and, when so executed,
 said bonds shall be registered as re-
 quired by law, and the Governing
 Body shall annually make provision
 for the payment of the principal and
 interest of said bonds as the same
 shall become due by levying a tax
 upon all the taxable property of said
 City.

Section 6. That all ordinances or
 parts of ordinances in conflict her-
 ewith are hereby repealed.

Section 7. That this ordinance
 shall be in full force and take effect
 from and after its publication in
 The South Haven New Era, the of-
 ficial City paper.

Passed and approved this 7th day
 of February, 1955.

D. G. Heency, Mayor

ATTEST:

Fern Hagar, City Clerk
 (Seal)

ORDINANCE NO. 185

An Ordinance Providing for Regular City Election.

Be it Ordained by the governing body of the City of South Haven, Kansas:

Section 1. That the regular city election of the City of South Haven, Kansas, shall be held on Tuesday, the 5th day of April, 1955 from the hours 8 a.m. to 6 p.m. for the purpose of electing a mayor, a police judge and five councilmen.

Section 2. That Luanna Howk, Edith Popplewell, Bessie Faurot, citizens not candidates for office, are hereby designated by the mayor, with the approval of the council, to act as judges of said election; and Faye Richardson, Devon McGlade citizens, not Councilmen, are hereby designated by the council to act as clerks of said election.

Section 3. This ordinance shall take effect and be in force from and after its publication in the official paper of the city.

Passed the City Council this 7 day of March, 1955.

Approved this 7th day of March,

1955

D. G. Heeney
Mayor

ATTEST:
Fern Hagar, City Clerk

(Published in The South Haven
New Era March 21, 1957)

ORDINANCE NO. 187

AN ORDINANCE PROVIDING FOR THE REGULAR CITY ELECTION

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

Section 1. That the regular City Election of the City of South Haven, Kansas, shall be held on Thursday, the 2nd day of April, 1957, from the office of the Mayor.

in the City Building, for the purpose of electing a Mayor, a Judge and five Councilmen.

Section 2. That Edith Popple, Pearl Milligan and Luanna [unclear] citizens, not candidates for office, are hereby designated by the Mayor, with the approval of the council, to act as judges of said election. And Cora Geeslin and Pearl McGregor, citizens, not councilmen, are hereby designated by council to act as clerk of said election.

Section 3. This ordinance shall

take effect and be in force from and after its publication in the official paper of the City.

Passed the City Council this 4th day of March, 1957.

Approved this 4th day of March, 1957.

D. G. Heeney, Mayor

Attest:
Fern Hagar, City Clerk

*Repealed
June 5, 67, Refer
to Ordinance 207*

Thursday March 5, 1959

ORDINANCE NO. 190

AN ORDINANCE AMENDING SECTION 10 OF ORDINANCE NO. 161 AND REPEALING ORIGINAL SECTION 10 OF SAID ORDINANCE.

Be it ordained by the governing body of the City of South Haven, Kansas

SECTION 1. That the Section 10 of Ordinance No. 161 be amended as follows:

Until otherwise provided by Ordinance, the City of South Haven, Summer County, Kansas will charge and collect for Water used and furnished by it to consumers the following rates, to wit:

Minimum, first 3,000 gallons\$2.00
next 1,000 gallons35
next 1,000 gallons30
next 1,000 gallons25
all over 6,000 gallons15
per thousand gallons	

SECTION 2* This Ordinance shall take effect and be in force from and after it's publication once in the South Haven New Era, same being the official paper of the city.

Passed at a regular meeting of the City Council held in the Council Chambers this 2nd day of March, 1959.

Attest:

Fern Hagar, City Clerk

D. G. Heeney
Mayor

(First published in The South Haven New Era, June 4th, 1959)

ORDINANCE NO. 100

AN ORDINANCE PROVIDING FOR THE PURCHASE OF ELECTRIC ENERGY FOR THE OPERATION OF THE STREET LIGHTING SYSTEM IN THE CITY OF SOUTH HAVEN, KANSAS, AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A CONTRACT WITH WESTERN LIGHT & TELEPHONE, INC., FOR SUCH SERVICE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

Section 1. That the Mayor and City Clerk be and are hereby authorized, directed and empowered to execute on behalf of said city a contract with Western Light & Telephone Company, Inc., for furnishing electric energy for the operation of the Street Lighting System in said city, which contract shall be in form substantially as follows:

Contract For Street Lighting Service

This agreement made and entered into this 1st day of June, 1959 by and between WESTERN LIGHT & TELEPHONE COMPANY, INC., hereinafter called "Company" and the CITY OF SOUTH HAVEN, KANSAS, hereinafter called "Customer".

ARTICLE I

For a period of ten years from the date hereof the Company will furnish, erect, maintain, clean, repair and operate, in accordance with Street Lighting Rate Schedules 56-OSL-25 and 56-SL-1, attached hereto, electric street lights in the City of South Haven, Kansas and the Customer will receive and pay for this service at the rates stipulated in the schedule or schedules. The rate schedule or schedules above referred to constitutes the present legal rate of Company for the class of service contracted for and is subject to change by order of the legally constituted rate-making body having jurisdiction over the Company's rates.

ARTICLE II

The Customer will purchase the entire requirements for overhead street lighting in the City of South Haven, Kansas, from the Company and will operate a minimum of:

(a) Primary Traffic Street 14-6000L

(b) Residential Service 30-1000 L; 3-2500 L

Company is to retain ownership of all street lighting equipment, with right to remove the same upon termination of this agreement.

ARTICLE III

The Customer will not levy any special assessment or license tax against the property of the Company used and useful in furnishing street lighting service.

ARTICLE IV

The Customer may, from time to time, cause to be increased the number of street lights by making written request upon Company, stating the number, capacity and location desired, such request to be made at least 90 days prior to the time such additional street lights are to be required by the Customer. These additional lights will be installed at points not to exceed 300 feet from any existing Company street lights in cases where poles must be installed to carry the additional lights and wiring; and not to exceed 600 feet from any existing Company street light in cases where poles necessary to carry the additional lights and wiring are already installed.

The cost of any additional lights will be according to the rate schedule, attached hereto.

Company agrees to change the location of any street light upon written request of City, provided City may be charged the actual cost of such moving.

ARTICLE V

The Customer will pay the Company on or before the 10th day of each calendar month, at the office of the Company, for the service rendered during the preceeding month, an amount determined in accordance with the schedule of rates attached hereto and made a part of this contract.

ARTICLE VI

The Company will exercise all reasonable diligence to furnish Customer at all times service as herein contracted for but will not be liable in damages for any interruption, deficiency or failure of service. The Company reserves the right to interrupt the service when such interruption is necessary for repairs to its lines or equipment.

ARTICLE VII

If Customer should fail to perform any of its obligations under this contract, including prompt payment of monthly bills, the Company, may by giving written notice 10 days in advance, suspend delivery and will not be liable in any manner for loss or damage arising through such suspension, nor will such suspension interfere with the enforcement by Company of any other legal right or remedy. No delay by Company in enforcing any of its rights hereunder will be deemed a waiver of such rights, nor will a waiver by the Company of any one of customer's defaults be deemed a waiver of any other, or subsequent default.

ARTICLE VIII

In witness whereof, the parties hereto have caused this contract to be executed by these duly authorized officers, the day and year first above written.

Western Light & Telephone, Inc
By _____
President

ATTEST:

By _____
Assistant Secretary

THE CITY OF _____, KANSAS

By _____
Mayor

ATTEST:

By _____
City Clerk

(Seal)

Section 2. Upon the passage and approval of this ordinance and its publication once in the South Haven New Era which publication is hereby directed, two counterparts of the "Street Lighting Contract" embodied herein shall be prepared and signed in the name of the City by the Mayor and attested by the City Clerk, with the seal of the City affixed and when signed on behalf of Western Light & Telephone Company, Inc., by its President or Vice President, attested by its Secretary or Assistant Secretary, with the seal of the Company affixed, said agreement embodied herein shall become effective and constitute a valid and binding contract between the parties hereto, and the signing of such contract and delivery to the City Clerk of one such signed counterpart by Western Light & Telephone Company, Inc., shall be deemed an acceptance by it of this Ordinance. The other counterpart shall be deemed an acceptance by it of this Ordinance. The other counterpart shall be delivered to the Company.

Passed and approved this 1st day of June, 1959.

D. G. Heeney,
Mayor

ATTEST:
Fern Hagar,
City Clerk
(Seal)

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A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

A Resolution Declaring Intention To Pass A Proposed Ordinance Establishing Rates of Service Charges For Use of Sewage Disposal System of Said City and Providing For Notice of Hearing of Complaints or Suggested Changes in Respect to Proposed Ordinance.

WHEREAS, Chapter 12, Sections 631g, 631h, 631i, 631j, 631k, and 631l, of the 1959 Supplement to the General Statutes of Kansas, 1949, authorizes the governing body of the City of South Haven, Kansas, to establish just and equitable rates of service charges to be paid to said city for use of the city sewage disposal system;

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

Section 1. It is hereby declared to be the intention of the governing body of the City of South Haven, Kansas, to pass the following proposed ordinance:

(PROPOSED) ORDINANCE NO. 194
AN ORDINANCE RELATING TO THE ESTABLISHMENT OF SEWER SERVICE RATES OF CHARGES TO BE PAID TO THE CITY OF SOUTH HAVEN, KANSAS, FOR THE USE OF THE SEWER DISPOSAL SYSTEM BY ALL PERSONS, FIRMS, CORPORATIONS, CITY DEPARTMENTS, STATE OF KANSAS, AND ITS POLITICAL SUBDIVISIONS AND ANY ORGANIZATION WHOSE PREMISES ARE CONNECTED OR MAY HEREAFTER BE CONNECTED TO THE SANITARY SEWER SYSTEM OF THE CITY OF SOUTH HAVEN, KANSAS.

WHEREAS, The City of South Haven, Kansas, has installed a system of sanitary sewage disposal, and

WHEREAS, the Governing Body of the City of South Haven, Kansas has found it necessary for the proper care, maintenance and operation of said sewer disposal system to institute and establish just and equitable rates of service charges to be paid to such city for the use of such disposal system by all persons whose premises are connected or may be connected thereto,

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

Section 1. **DEFINITIONS.** For the purpose of this ordinance "sewage disposal system" shall consist of all means by which sewage is transported, treated and disposed of and shall not include drainage, storm sewers or drains. The term "sewage system" shall consist of all of the sanitary sewer by which sewage is transported and disposed of and shall not include drainage, storm sewers or drains.

Section 2. **SEWER SERVICE RATES.** Rates of Sewer service charges to be paid to the City of South Haven, Kansas for the use of the sanitary sewer disposal service by all persons, firms, corporations, city departments, State of Kansas, and its political subdivisions, and any organizations whose premises are connected or may be hereafter connected to the sanitary sewer disposal system shall be 75c per month for each such connection.

Section 3. **WHEN CHARGES PAYABLE.** The monthly charges herein established shall commence with the month of September, 1961, and shall become due and payable as the water bill is due and payable and the statement for this service shall appear on said water bill and shall be paid with said water bill.

Section 4. **REFUSAL OF DELIVERY OF WATER.** If any person, firm, corporation, city department, State of Kansas, or its political subdivisions, or any organization as hereinafter described, fail or refuse to pay said service charges, the

if such charges are fully paid.

Section 5. **DISPOSITION OF REVENUES.** All revenues derived from sewage service shall be deposited in the City Treasury and credited to a separate fund to be known as the sewage disposal fund and such revenues shall be used for the administration, operation, maintenance, repair, replacement, extension, enlargement, betterments, depreciation and obsolescence of said sewage disposal system, and shall not be applied to the construction or reconstruction of sewers, the costs of which is provided by law to be paid from special assessments. Such revenues may be used to pay the principal of and the interest on any bonds issued on account of said sewer system, either general obligation bonds or revenue bonds, or both, except bonds issued for any sewer project, the cost of which is payable from special assessments. Any excess over \$1000.00 accumulated in sewage fund may be used in water fund.

Section 6. All ordinances or provisions of ordinances of the City of South Haven, Kansas inconsistent with this ordinance are hereby repealed.

Section 7. This ordinance shall take effect and be in force after its passage, approval and publication in the official City newspaper, as provided by law.

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Passed by the City Council this 8th day of July, 1961. Approved by the Mayor Edward Dunlap, Mayor City of South Haven, Kansas (Seal) Attest: Fern Hagar, City Clerk, City of South Haven, Kansas

YOU ARE HEREBY NOTIFIED That the City Council will hold a Special Meeting of the Council on the 20th day of July, 1961 at 7:30 o'clock P. M. at the City Building, South Haven, Kansas, to hear any complaints or suggested changes in respect to the proposed ordinance.
EDWARD DUNLAP,
Mayor

(Seal) Attest: Fern Hagar, City Clerk

ORDINANCE NO. 195

AN ORDINANCE AUTHORIZING AND DIRECTING THE CALLING OF A SPECIAL ELECTION IN THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY THE PROPOSITION TO ISSUE AND BELL GENERAL OBLIGATION BONDS OF SAID CITY IN AN AMOUNT NOT EXCEEDING \$31,000.00 FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF ERECTING AND EQUIPPING A PUBLIC BUILDING FOR FIRE DEPARTMENT PURPOSES IN THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS.

WHEREAS, the Governing Body of the City of South Haven, Sumner County, Kansas, deems it necessary and advisable to erect and equip a public building for fire department purposes in the City of South Haven, Sumner County, Kansas;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS:

Section 1. That the Governing Body or a majority of them, are hereby authorized and directed to call a special election for the purpose of submitting to the qualified electors of the City of South Haven, Sumner County, Kansas, a proposition to issue and sell General Obligation Bonds of said City in the aggregate principal amount of not exceeding \$31,000.00, for the purpose of providing funds to pay the cost of erecting and equipping a public building for fire department purposes, in the City of South Haven, Sumner County, Kansas.

Section 2. That said election shall be held on the 4th day of February, 1964, and the polling places at said election shall be the usual places of holding elections in said City, to-wit:

City Building
107 West Baird St.

Section 3. The ballots to be used at said election shall be in substantially the following form:

OFFICIAL BALLOT
SHALL THE FOLLOWING BE ADOPTED?

shall the City of South Haven, Sumner County, Kansas, issue and sell General Obligation Bonds of said City in the aggregate principal amount of not exceeding THIRTY-ONE THOUSAND DOLLARS (\$31,000.00) for the purpose of providing funds to pay the cost of erecting and equipping a public building for fire department purposes, in the City of South Haven, Sumner County, Kansas, under the provisions of Sections 12-1733 and 12-1737 of the 1961 Supplement to the General Statutes of Kansas for 1940, and Article I of Chapter 10 of the General Statutes of Kansas for 1940, and all amendments thereto?

To vote in favor of the bonds make a cross X mark in the square after the word "Yes"

To vote against the bonds make a cross X mark in the square after the word "No"

YES
NO

Section 4. Notice of said election shall be given in the manner provided by law. Such notice shall set forth the time and place of holding the election, and the purpose

for which the bonds are to be issued, shall be signed by the Mayor and Councilmen, or a majority of them, and shall be published in a newspaper of general circulation in said City once each week for three consecutive weeks, the first publication to be not less than twenty-one (21) clear days prior to said election.

Section 5. All qualified electors residing in the City of South Haven, Sumner County, Kansas, shall be entitled to vote at said election. The City Clerk is hereby authorized and directed to prepare and cause to be printed ballots substantially in the form hereinbefore provided, and also to procure the necessary tally sheets and poll books for use at said election, and said election shall be held in all respects according to the rules and regulations provided by law for holding elections in said City.

Section 6. This ordinance shall be in force and effect from and after its adoption, approval and publication in the official paper of said City.

PASSED by the Governing Body and approved by the Mayor this 6th day of January, 1964.

EDWARD DUNLAP
Mayor of the City of South Haven, Sumner County, Kansas

Attest (Seal) EUVELA ERVIN
City Clerk

NOTICE OF SPECIAL ELECTION

NOTICE is hereby given that a Special Election, in accordance with the provisions of Ordinance No. 195, passed by the Governing Body of the City of South Haven, Sumner County, Kansas, on the 6th day of January, 1964, and published in The South Haven New Era, on January 9, 1964, will be held in said City of South Haven, Sumner County, Kansas, on the 4th day of February, 1964, between the hours of EIGHT o'clock A.M. and SIX o'clock P.M. of said day.

The purpose of said election is to submit to the qualified electors of said City of South Haven, Sumner County, Kansas:

THE proposition of authorizing the issuance and sale of General Obligation Bonds of said City of South Haven, Sumner County, Kansas, in the sum of not exceeding Thirty-One Thousand Dollars (\$31,000.00), for the purpose of providing funds to pay the cost of erecting and equipping a public building for fire department purposes, in the City of South Haven, Sumner County, Kansas, under the provisions of Sections 12-1733 and 12-1737, of the 1961 Supplement to the General Statutes of Kansas for 1940, and Article 1 of Chapter 10, of the General Statutes of Kansas for 1940, and all amendments thereto.

The polling places of said election shall be the usual places of holding elections in said City, to-wit:

City Building
107 West Baird St.

of South Haven, Sumner County, Kansas.

DATED this 9th day of January, 1964.

EDWARD DUNLAP
Mayor of the City of South Haven, Sumner County, Kansas

CHARLES GILE
ELGIN F. GOODMAN
RALPH O. MILLER
GILBERT A. ROBINSON
K. M. GUSINGER
Councilmen

Attest (Seal) EUVELA ERVIN
City Clerk

Jan. 9, 1964

ORDINANCE NO. 196

AN ORDINANCE AUTHORIZING THE ERECTION AND EQUIPPING A PUBLIC BUILDING FOR FIRE DEPARTMENT PURPOSES, IN THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS, UNDER THE AUTHORITY OF SECTIONS 12-1736 AND 12-1737, OF THE 1961 SUPPLEMENT TO THE GENERAL STATUTES OF KANSAS FOR 1949, AND ARTICLE 1 OF CHAPTER 10, OF THE GENERAL STATUTES OF KANSAS FOR 1949, AND AMENDMENTS THERETO, AND PROVIDING FOR THE ISSUANCE OF \$31,000.00 IN GENERAL OBLIGATION BONDS OF SAID CITY TO PAY THE COST OF THE SAME.

WHEREAS, The Governing Body of the City of South Haven, Sumner County, Kansas, has heretofore, by ordinance duly and regularly passed on January 6, 1964, authorized the Mayor of said City to call a special election for the purpose of providing funds to pay the cost of erecting and equipping a public building for Fire Department purposes, in the City of South Haven, Sumner County, Kansas; and,

WHEREAS, Special notice of said election for that purpose, stating the purpose for which the election was called, the amount of bonds to be voted on, and the purpose for which the bonds were to be used, and the time when, and the place where, and the voting places where said election was to be held, was given by the Mayor, which notice, signed by the Mayor and City Clerk, was duly and regularly published in three consecutive issues of THE SOUTH HAVEN NEW ERA, the official paper of the City of South Haven, Sumner County, Kansas, the first publication of which was on January 9, 1964, which was at least twenty-one (21) clear days prior to the date fixed for such elections; and,

WHEREAS, Said election was held on the 4th day of February, 1964, and the Governing Body did on the 7th day of February, 1964, canvass the vote thereon, and declare that a majority of the electors voting voted in favor of the proposition of issuing said bonds; and,

requirements, as provided in the statutes of the State of Kansas, have been fully complied with, with reference to the making of said improvements, and the issuance of bonds to pay for the cost thereof;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS:

Section 1. That the City of South Haven, Sumner County, Kansas, erect and equip a public building for Fire Department purposes, in the City of South Haven, Sumner County, Kansas.

Section 2. That for the purpose of paying the cost thereof, there shall be issued General Obligation Bonds (Fire Department), Series 1064-1, of the City of South Haven, Sumner County, Kansas, in the amount of \$31,000.00, which said bonds shall be in the denomination of \$1000.00 each, numbered from 1 to 31, both inclusive, be dated March 1, 1964, and bear interest as follows, to-wit: Bonds numbered 1 and 2, maturing March 1, 1966, and bonds numbered 3 to 5, both inclusive, maturing March 1, 1967, bearing interest at the rate of 3 3/4% per annum; bonds numbered 6 to 14, maturing March 1, 1968 to March 1, 1970, both inclusive, bearing interest at the rate of 4% per annum; and bonds numbered 15 to 31, maturing March 1, 1971 to March 1, 1975, both inclusive, bearing interest at the rate of 4 1/4% per annum - payable September 1, 1965, and semi-annually thereafter on the first days of March and September of each year until said principal sum shall have been paid, and said bonds maturing in the following amounts, upon the following dates, to-wit:

No's.	Maturity	Amount
1, 2	March 1, 1966	\$2,000.00
3 to 5	March 1, 1967	\$3,000.00
6 to 8	March 1, 1968	\$3,000.00
9 to 11	March 1, 1969	\$3,000.00
12 to 14	March 1, 1970	\$3,000.00
15 to 17	March 1, 1971	\$3,000.00
18 to 20	March 1, 1972	\$3,000.00
21 to 23	March 1, 1973	\$3,000.00
24 to 27	March 1, 1974	\$4,000.00
28 to 31	March 1, 1975	\$4,000.00
		\$31,000.00

Section 3. Said bonds and coupons shall contain recitals, and be in the form and of the size as pro-

vided by the statutes of the State of Kansas.

Section 4. That said bonds shall be signed by the Mayor and attested by the Clerk of said City, and shall have the corporate seal affixed, and the interest coupons shall be signed with the facsimile signatures of said Mayor and City Clerk, and both principal and interest shall be payable at the office of the State Treasurer of the State of Kansas, in the City of Topeka, Kansas.

Section 5. That the Mayor and City Clerk are hereby authorized to prepare and execute said bonds, and coupons, and, when so executed, said bonds shall be registered as required by law, and the Governing Body shall annually make provisions for the payment of the principal and interest of said bonds as the same shall become due by levying a tax upon all taxable property of said City.

Section 6. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7. That this ordinance shall be in full force and take effect from and after its publication in THE SOUTH HAVEN NEW ERA, the official City paper.

PASSED BY the Governing Body and approved by the Mayor this 18th day of February, 1964.

EDWARD DUNLAP,
Mayor of the City of South
Haven, Sumner County,
Kansas

Attest: (Seal)
EUVELA ARVIN,
City Clerk

Proof of Publication

STATE OF KANSAS
SUMNER COUNTY

SS

Willard Ross
of lawful age, being duly sworn upon oath states

that

is the

publisher
of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least one year prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas, and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 17 consecutive times:

- 1st Publication was on the 16 day of December, 1965
- 2nd Publication was on the _____ day of _____, 19_____
- 3rd Publication was on the _____ day of _____, 19_____
- 4th Publication was on the _____ day of _____, 19_____
- 5th Publication was on the _____ day of _____, 19_____
- 6th Publication was on the _____ day of _____, 19_____

Publication Fee \$ 12.26

(Signed) Willard Ross

Witness my hand this 17 day of Dec, 1965

SUBSCRIBED and sworn to before me this 17 day of Dec, 1965

My commission expires Feb 11, 1966

RE Davis

ORDINANCE NO. 199

An Ordinance establishing a policy on encroachments for city connecting links on the Kansas Highway system and providing penalties for the violation thereof.

Whereas certain streets in the City of South Haven, Kansas are designated and used as Connecting Links on the Kansas State Highway System in said City; and

Whereas the Governing Body of the City of South Haven, Kansas deems it advisable to establish a policy governing encroachments on such Connecting Links in order that the public welfare may be protected and the safety of the public may be promoted now:

Be it ordained by the Governing Body of the City of South Haven, Kansas:

Section 1. In outlying commercial areas and through residential areas all encroachments on or above the right of way shall be prohibited.

Section 2. The use of the right of way by owners or lessees of abutting property for the storage of vehicles, placement of portable signs or other private use thereof shall be prohibited.

Section 3. Where the route of the city connecting link passes through established business districts and the buildings are at the property line and are continuous or very closely spaced, overhang encroachments will be permitted under the following conditions:

a. Awnings, canopies, marquees and similar installations supported wholly from the face of the building shall be permitted providing that the edge of such encroachment be not less than three feet back of the face of the curb.

b. Advertising or other similar signs supported wholly from the front of the buildings shall be permitted to remain in place until such time that they become functionally or structurally obsolete such shall than be removed.

c. The replacement of obsolete or installation of new advertising or other similar signs attached to the building will be permitted provided that such signs are parallel to the building and the overhang does not exceed one foot.

d. In the event the encroachment referred to in (a.), (b), and (c.) above, by reason of color or placement, obscure or in any way detracts from the effectiveness of highway signs or traffic signals, the city shall cause the removal of such encroachments or take appropriate measures to improve the effectiveness of the highway signs or traffic signals.

e. The provisions of paragraph (3) and subparagraphs (a) and (b) above shall not apply to isolated business or commercial buildings in outlying areas.

Section 4. All signs, canopies, or other encroachments supported from the ground within the business district shall be removed.

Section 5. The use of sidewalks or other areas of the right of way for the display or storage of merchandise shall be prohibited.

Section 6. Any person, partner,

ship or corporation who violates any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$5.00 nor more than \$100.00. Each day that this ordinance, or any part thereof, is violated shall be considered a separate violation of said ordinance.

Section 7. An emergency is hereby declared to exist and this ordinance shall take effect and be in force after its passage and publication once in the official City Paper.

Passed by the Governing Body of the City of South Haven, Kansas this 6th day of December, 1965

Approved: K. M. Guisinger,
(Seal) Mayor
Attest: Euvcla Ervin,
City Clerk

RESOLUTION NO. 107.

RESOLUTION APPROVING THE ESTABLISHMENT OF A CIVIL DEFENSE AGENCY FOR THE CITY OF SOUTH HAVEN, KANSAS.

WHEREAS, the tensions in the international situation are such that the United States could be subject to enemy attack; and

WHEREAS, the potential enemy is equipped with offensive weapons and devices including conventional and nuclear bombs, and possibly chemical and biological agents, which may be delivered by manned bombers, submarines or ballistic missiles. It is possible also that the United States may be subjected to weapons delivered by clandestine means. Therefore, it is necessary and expedient for a Civil Defense Organization to be organized for the City of South Haven, Kansas.

NOW, THEREFORE, BE, AND IT IS HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTH HAVEN, KANSAS, that under the Kansas Civil Defense Act of 1951, Chapter 48, as amended, we, the City Council of South Haven, Kansas hereby create and establish a Civil Defense organization to work in a joint effort with the Federal, State, Sumner County and other County/Municipal Civil Defense Agencies in the event of natural disaster including, but not limited to, hurricanes, tornadoes, windstorms or floods; and

BE IT FURTHER RESOLVED that the City Council of South Haven, Kansas, hereby subscribes to and will abide by all of the provisions and conditions of the Sumner County Resolutions passed and adopted establishing a Sumner County/Municipal Civil Defense organization, a copy of which is attached hereto, and, by their reference made a part hereof.

EDWARD DUNLAP
Mayor

I, the undersigned, duly appointed, qualified and acting City Clerk of the City of South Haven, Kansas, do hereby certify that the above and foregoing is in full, true and correct copy of the resolution duly adopted by the City Council of the City of South Haven, Kansas, on the 2nd day of March, 1964 at a regular meeting of such Council at which a majority thereof were present and acting throughout, and that such resolution is, on the date of this certificate in full force and effect.

Witness my hand and the seal of the City of South Haven, Kansas, at South Haven, in said state, the 2nd day of March, 1964.

EUVELA ERVIN
City Clerk of the City
of South Haven, Kansas

(Seal)

ORDINANCE NO. 198

An ordinance providing for a South Haven Civil Defense Organization; Providing for defenses relevant thereto, and penalties therefor.

Be it ordained by the governing body of the City of South Haven,

Section I - CIVIL DEFENSE As used in this ordinance, the term "Civil Defense" shall include measures necessary to provide for the mobilization, organization and direction of civilian populace and necessary support agencies to prevent or minimize the effects of enemy or subversive activities against the populace, communities, industrial plants, facilities and other installations.

SECTION II - CIVIL DEFENSE DIRECTOR. There is hereby created the office of South Haven Civil Defense Director. Such officer shall be appointed by the City Mayor as provided by the law of the State of Kansas, and is hereby charged with the following duties and obligations:

(a) Represent and be responsible to the governing body of the City of South Haven on all matters pertaining to Civil Defense.

(b) Develop a City Defense Plan which shall provide for the effective mobilization of all the resources of the city, both private and public, as may be approved by the governing body.

(c) Obtain and utilize the cooperation of city officials in the preparation and implementation of Civil Defense plans.

(d) During periods of emergency to direct the services of all city civil defense forces.

(e) During periods of emergency

shall co-operate and assist all federal and state civil defense divisions, and shall perform such services as may be requested by them.

Section III - CIVIL DEFENSE CORPS GENERAL. The officers and employees of the City of South Haven, Kansas, with volunteer forces enrolled to aid them during an emergency and all groups, organizations and persons who make the agreements on operation of law be charged with duties necessary for the protection of the life and property in the City of South Haven, Kansas, during such an emergency, shall constitute the Civil Defense Corps.

Section IV - DIVISIONS OF THE CIVIL DEFENSE CORPS. The functions and duties of the South Haven Civil Defense Corps shall be distributed among divisions as herein-after set forth. Each division shall be under the direction of a Service Chief appointed by the Director. Service Chiefs shall be selected from among qualified personnel of the city and may include, but not restricted to, the heads of existing community services. There are hereby created within the Civil Defense Corps, the following divisions whose duties and organization shall be such as may be provided by the standard operation procedure as may be set forth by Director; to-wit: Operations; Supporting Services and Administration.

Section V - COUNCIL OF CIVIL DEFENSE. There is hereby created a Council of Civil Defense whose membership and duties shall be as may be provided for in the standard operating procedure and as may be formulated and promulgated by the Director.

Section VI - VOLUNTEERS. All persons other than officers and

employees of the City volunteering for service pursuant to the defense as provided for in this ordinance shall serve without compensation, except as may be otherwise specifically provided for by the Governing Body of the City of South Haven, Kansas. Such volunteers, while engaged in such service, shall have the same immunities as persons and employees of the City performing similar duties.

Section VII - PROHIBITED ACTS. (a) It shall be unlawful to willfully obstruct, hinder, or delay any member of the Civil Defense Corps, in the enforcement of any lawful rule or regulation issued pursuant to this ordinance or in the performance of any duty imposed upon him by virtue hereof, and upon conviction of such offense, shall be punished as hereinafter provided.

(b) It shall be unlawful to do any act forbidden by any lawful rules or regulations issued pursuant to this ordinance if such act be of a nature as to give assistance to the enemy or to imperil or delay the defense or protection of persons or property as intended by this ordinance, and upon conviction thereof, shall be punished as hereinafter provided.

(c) It shall be unlawful to wear, carry or display without authority, mark or identification as may be specified to be worn by authorized personnel by the Council of Civil Defense, and upon conviction of such an offense, shall be punished as hereinafter provided.

(d) Upon being found guilty of any of the foregoing violations, such person, firm or corporation having been so found guilty by the Police Judge of said offense shall be punished by a fine not exceed-

(First published in The New Era, April 14th, 1966)

ORDINANCE NO. 200

AN ORDINANCE PROVIDING FOR THE CALLING OF AN ELECTION IN THE CITY OF SOUTH HAVEN, KANSAS, ON THE PROPOSITION OF ISSUING GENERAL OBLIGATION BONDS OF SAID CITY IN THE AMOUNT OF NOT TO EXCEED \$10,000.00 FOR THE PURPOSE OF PAYING THE COST OF EXTENDING THE WATERWORKS SYSTEM OF SAID CITY.

WHEREAS, It is deemed necessary by the governing body of the City of South Haven, Kansas, to extend the waterworks system of said city; and

WHEREAS, The total cost of said extension to the waterworks system is estimated to be \$10,000.00 and it is necessary to issue general obligation bonds to pay the cost of such improvement;

THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That the Mayor of the City of South Haven, Kansas, be and he is hereby authorized and directed to call a special election of the voters of said city for the purpose of submitting to them the following proposition, to wit:

Shall the Following be Adopted?

Proposition to issue general obligation bonds of the City of South Haven, Kansas, in the sum of not to exceed \$10,000.00 under authority of K. S. A. 12-801 to 12-803, inclusive, for the purpose of paying the cost of extending the waterworks system of said city.

SECTION 2. That said election shall be called for the 12th day of May, 1966, and the voting place shall be at City Building, 430 South Main Street in the City of South Haven, Kansas, and the polls shall be open between the hours of 8:00 o'clock a.m. and 6:00 o'clock p.m. The vote shall be by ballot on which the above proposition will be printed together with voting instructions as provided by law and notice of said election shall be published in The New Era, the official city paper of the City of South Haven, Kansas, for three consecutive weeks, the first publication of said notice being at least twenty-one (21) days prior to the date fixed for said election.

SECTION 3. That this ordinance shall be in force and take effect from and after its passage, approval and publication once in the official city paper.

Passed and approved April 4th, 1966

K. M. Gutschner
MAYOR

ATTEST:

(First published in The New Era, April 14th, 1966)

NOTICE OF BOND ELECTION

WHEREAS, An ordinance directing the calling of an election for the submission to the voters of the City of South Haven, Kansas, of a proposition to issue general obligation bonds of said city to pay the cost of constructing extensions to the city's waterworks system was duly passed by the governing body of the city of South Haven, Kansas on the 4th day of April, 1966:

NOW THEREFORE, The undersigned Mayor of the City of South Haven, Kansas, by virtue of the authority vested in him by law and the above-mentioned ordinance, does hereby proclaim and give notice to the electors of said city that a special election will be held in said city on the 12th day of May, 1966, at which there shall be submitted to the electors of said city the following proposition, to wit:

Shall the Following be Adopted? Proposition to issue general obligation bonds of the City of South Haven, Kansas, in the sum of not to exceed \$10,000.00 under authority of K. S. A. 12-801, to 12-803, inclusive, for the purpose of paying the cost of extending the waterworks system of said city.

To vote in favor of the bonds, make a cross-X mark in the square after the word "Yes".

To vote against the bonds, make a cross X mark in the square after the word, "No".

Yes

No

Said election shall be held between the hours of 8:00 o'clock a.m. and 6:00 o'clock p.m. on May 12th, 1966, at City Building, 430 South Main Street in South Haven, Kansas, and the judges and clerks of said election shall duly make returns thereof to the governing body.

K. M. Gutschner
MAYOR

(SEAL)

ATTEST:

Evvela Ervin
CITY CLERK

4143

trash

ORDINANCE 201

AN ORDINANCE RELATING TO STATE AID FOR THE IMPROVEMENT OF CITY CONNECTING LINKS ON THE STATE HIGHWAY SYSTEM.

Be it Ordained by the Governing Body of the City of South Haven:

1. That the Mayor and City Clerk are authorized and directed to execute for and on behalf of the City of South Haven, Agreement No. 12-66 between the City and the State Highway Commission of Kansas, giving the State Highway Commission of Kansas authority to act for the City, and in its place and stead to obtain for the City benefits of State Aid and obtain the benefits of such legislation for the City on the terms and conditions set forth in such agreement as may be prepared and approved by the State Highway Commission for the improvement of Main Street (US-81), designated as a city connecting link on the State Highway System and known as Project No. 81-96 K-5175 (2).

2. This ordinance shall take effect and be in force from and after its publication in the official city paper.

Passed by the (Council) this 12th day of April, 1966 (Approved) (Signed) K. M. Guisinger, Mayor

ATTEST

Euvela Ervin

CITY CLERK

(SEAL)

ORDINANCE NO. 201
AN ORDINANCE PROVIDING
FOR THE ISSUANCE OF GEN-
ERAL OBLIGATION WATER-
WORKS BONDS OF THE
CITY OF SOUTH HAVEN,
KANSAS, IN THE SUM OF
\$10,000.00 FOR THE PURPOSE
OF PAYING THE COST OF
EXTENDING THE WATER-
WORKS SYSTEM OF SAID
CITY

WHEREAS, At an election duly
and legally called and held on the
12th day of May, 1966, a majority
of the electors of the City of South
Haven, Kansas, voting on the pro-
positional said election, voted in
favor of authorizing the governing
body of the city of South Haven,
Kansas, to issue its Waterworks
bonds in the sum of \$10,000.00 to
pay the cost of extending the
waterworks system of said city

THEREFORE BE IT ORDAINED
BY THE GOVERNING BODY OF
THE CITY OF SOUTH HAVEN,
KANSAS:

SECTION 1. That it is deemed
and declared necessary to extend
the waterworks system of the City
of South Haven, Kansas, and to
pay the cost thereof, there shall be
issued and the Mayor and City
Clerk are hereby authorized and
directed to execute and issue Water-
works Bonds of the City of South
Haven, Kansas, in the aggregate
principal amount of \$10,000.00; that
said bonds shall be dated July 15,
1966, shall be numbered from 1 to
10, inclusive, shall be designated
Series A, 1966, shall be in denomi-
nation of \$1,000.00 each and shall
bear interest and become due and
payable as set forth in the follow-
ing schedule, to wit:

Bonds Nos.	Amount	Interest per Annum	Maturity Date
1	\$1,000.00	3 1/4 %	August 1, 1967
2	1,000.00	3 1/4 %	August 1, 1968
3	1,000.00	3 1/4 %	August 1, 1969
4	1,000.00	3 1/4 %	August 1, 1970
5	1,000.00	3 1/4 %	August 1, 1971
6	1,000.00	4 %	August 1, 1972
7	1,000.00	4 %	August 1, 1973
8	1,000.00	4 %	August 1, 1974
9	1,000.00	4 %	August 1, 1975
10	1,000.00	4 %	August 1, 1976

Interest on said bonds shall be pay-
able February 1, 1967, and there-
after semiannually on the first
days of August and February in
each year until the principal sum
shall have been paid.

SECTION 2. Said bonds author-
ized in Section 1 of this ordinance
shall be in the usual form, and
contain the usual recitals including
a recital that they are issued under
authority of K. S. A. 12-801 to 12-
803, inclusive, and the interest cou-
pons thereon shall be numbered to
correspond with the bond to which
they are attached and shall be
signed by the Mayor and attested
by the City Clerk and shall have
the corporate seal of the city af-
fixed thereon and the interest cou-
pons shall bear the lithographed
facsimile signatures of the Mayor
and City Clerk. Said bonds shall
be registered by the City Clerk in
his office and by the State Auditor
of the State of Kansas as required
by law; and said bonds shall be of-
fered to the State School Fund
Commission as an investment of
school funds and if not purchased
by that Commission they shall be
sold as provided by law and the
proceeds used for the purpose
above-stated.

SECTION 3. The full faith, credit
and resources of the City of Sou-
Haven, Kansas, are pledged for
the prompt payment of the prin-
cipal and interest on said bonds
when due, and the Mayor and coun-
cil shall make provision for the
payment thereof by levying an an-
nual tax on all the taxable prop-
erty in the City of South Haven,
Kansas, sufficient to pay the in-
stalments of principal and the
interest on all of said bonds out-
standing as the same severally ma-
ture and become payable.

SECTION 4. This ordinance shall
be in force and take effect from
and after its passage, approval and
publication once in the official city
paper.

Passed and approved this 21st
day of June, 1966.

K. M. Guisinger,
Mayor

(SEAL)
ATTEST:
Euvela Ervin,
City Clerk

Proof of Publication

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. Rozarth

of lawful age, being duly sworn upon oath states

that

he

is the publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least one year prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas, and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

1st
Publication was on the 13 day of October, 1966

2nd
Publication was on the _____ day of _____, 19_____

3rd
Publication was on the _____ day of _____, 19_____

4th
Publication was on the _____ day of _____, 19_____

5th
Publication was on the _____ day of _____, 19_____

6th
Publication was on the _____ day of _____, 19_____

Publication Fee \$ 6.59

(Signed) [Signature]

Witness my hand this 14 day of October, 1966

1966

SUBSCRIBED and sworn to before me this 14

day of October, 1966

(R. H. Gline)

My commission expires July 17, 1968

LEGAL PUBLICATION

(Published in The South Haven New Era October 13, 1966.)

ORDINANCE NO. 203

An Ordinance Regulating Parking, Traffic and Use of Main Street in the City of South Haven, Kansas and Providing Penalties for the Violation thereof.

Be it ordained by the Governing Body of the City of South Haven, Kansas:

Section 1.

That all fuel and gas dispensing pumps hereinafter installed on Main Street from Stewart Street north to the City limits shall be placed not less than 12 feet back from the right of way of Main Street.

Section 2.

That all vehicles parked on Main Street from Stewart Street north to Hunter Street shall be parallel parked to the curb.

Section 3.

The parking of vehicles on Main Street from Hunter Street north to the City limits is prohibited.

Section 4.

The construction of entrances through the curb of curved portions of the curb on Main Street from and including Stewart Street north to the City limits is prohibited.

Section 5.

The construction of entrances through the straight portions of the curb on Main Street from Stewart Street north to the City limits shall not exceed 24 feet for any one entrance and no such entrance shall be constructed without the written consent of the City.

Section 6.

Any person, partnership or corporation violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than \$5.00 nor more than \$100.00. Each day that this ordinance, or any part thereof, is violated shall be considered a separate violation of said Ordinance.

Section 7.

This ordinance shall take effect and be in full force after its passage and publication once in the official City Paper.

Passed by the Governing Body of the City of South Haven, Kansas this 4th day of October, 1966.

Approved:

K. M. Gulsinger
Mayor

(SEAL)

Attest:

Euvela Ervin
City Clerk

FRANCHISE ORDINANCE NO. 204

AN ORDINANCE GRANTING TO WESTERN POWER & GAS COMPANY, INC., A KANSAS CORPORATION, ITS SUCCESSORS AND/OR ASSIGNS, THE RIGHT TO USE THE STREETS, AVENUES, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF SOUTH HAVEN, KANSAS, FOR THE PURPOSE OF CONSTRUCTING, MAINTAINING AND OPERATING AN ELECTRIC TRANSMISSION AND DISTRIBUTION SYSTEM TO SERVE SAID CITY AND ITS INHABITANTS WITH ELECTRICAL ENERGY FOR ALL PURPOSES:

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That the right and privilege is hereby granted to WESTERN POWER & GAS COMPANY, INC., its successors and/or assigns to operate a system for the transmission, distribution and sale of electrical energy in the City of South Haven, Kansas, for a period of twenty (20) years from and after final passage of this Ordinance. Further, to use the streets, avenues, alleys and other public places in said City and all additions thereto, to construct, maintain and operate said system of transmission and distribution facilities and all appurtenances thereto for the sale of electrical energy to said City and its inhabitants for all purposes.

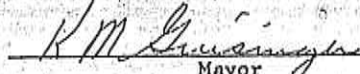
SECTION 2. The Grantee, herein, its successors and/or assigns, shall furnish, to said City and its inhabitants, sufficient and efficient twenty-four hour a day service of electrical energy for all purposes, unless prevented by acts or causes not reasonably within its control. Any such service rendered shall be subject to and in compliance with all rules, regulations and schedules of rates and charges for such service as shall be determined from time to time by the State Corporation Commission, or other regulatory body having jurisdiction thereof.

SECTION 3. This franchise is granted pursuant to the provisions of Section 12-824 of the Kansas Statutes Annotated.

SECTION 4. In consideration of and as compensation for the granting of this franchise by said City and in lieu of all licenses, fees or taxes for the uses herein granted, WESTERN POWER & GAS COMPANY, INC., shall furnish to said City, without cost, residential street lights of the same size, and to be illuminated the same hours, as the major portion of the residential street lights under contract to be furnished by the Company to the City and in a number equal to one for each twenty-five (25) population or major fraction thereof as shown each year in the January issue of the "Kansas Government Journal."

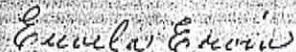
SECTION 5. This Ordinance shall take effect and be in force from and after final passage, approval and publication as required by K.S.A. 12-824. The Company shall file its written acceptance of the Ordinance within sixty (60) days from and after final passage of this Ordinance.

Passed and approved by the governing body of the City of South Haven, Kansas, this 7th day of November, 19 66.



Mayor

ATTEST:



City Clerk

SEAL

NOTICE

Notice is hereby given that the Governing Body of the City of South Haven, Kansas, proposes to pass an Ordinance granting a franchise to Western Power & Gas Company, Inc., its successors and assigns, said franchise reading as follows:

FRANCHISE ORDINANCE NO. 205

AN ORDINANCE GRANTING TO THE WESTERN POWER & GAS COMPANY, INC., A KANSAS CORPORATION, ITS SUCCESSORS AND ASSIGNS; THE RIGHT TO USE THE STREETS, AVENUES, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF SOUTH HAVEN, KANSAS, FOR THE PURPOSE OF CONSTRUCTING, ERECTING, MAINTAINING AND OPERATING GAS PIPE LINES, MAINS, CONDUITS, REGULATING STATIONS, LATERALS AND ALL NECESSARY APPURTENANCES FOR THE PURPOSE OF SERVING THE CITY OF SOUTH HAVEN, KANSAS, AND ITS INHABITANTS WITH NATURAL GAS FOR ALL PURPOSES:

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That, in consideration of the benefits to be derived by the City of South Haven, Kansas, and its inhabitants, there is hereby granted to Western Power & Gas Company, Inc., its successors and assigns, the right to use and occupy the streets, avenues, alleys and other public places in the City of South Haven, Kansas, and all additions thereto, for the purpose of constructing, erecting, maintaining and operating gas pipe lines, mains, conduits, regulating stations, laterals, and all necessary appurtenances for use in the transmission, distribution and sale of natural gas for all purposes to said city and its inhabitants for a period of twenty (20) years from the date of the passage of this ordinance.

SECTION 2. This franchise is granted pursuant to the provision of Section 12-824 of Kansas Statutes Annotated, due notice of the intention to pass this ordinance having been given in accordance with said section.

SECTION 3. In consideration of and as compensation for the granting of this franchise by the City of South Haven, Kansas, and in lieu of all licenses, fees or taxes for the use of the streets, avenues, alleys and public places of said City, Western Power & Gas Company, Inc., shall pay to said City 2% Franchise Fee

SECTION 4. This ordinance shall be in force and shall become a binding contract between the parties hereto, their successors and assigns from and after its passage, approval and publication as required by law and its acceptance by the company within sixty (60) days from and after the passage and approval of this ordinance.

Passed and approved by the governing body of the City of South Haven, Kansas, this xxxxx day of xxxxxxxxxx, 19 xxx.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

Mayor

Attest:

XXXXXXXXXXXXXXXXXXXXXXXXXXXXX

City Clerk

That the Governing Body intends to pass said franchise unless, within twenty (20) days from the first publication of this notice ten percent (10%) of the legal electors of the City of South Haven, Kansas, petition the Governing Body of South Haven, Kansas to submit same to a vote of the electors of said City.

Dated South Haven, Kansas, this 3rd day of October, 1966.

Attest:
Ernest W. Erwin

City Clerk

KM Guincigs

Mayor

Proof of Publication

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. Bozarth

of lawful age, being duly sworn upon oath states

that he

is the publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least one year prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas, and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 3 consecutive times:

- 1st Publication was on the 13 day of October, 1966.
- 2nd Publication was on the 20 day of October, 1966.
- 3rd Publication was on the 27 day of October, 1966.
- 4th Publication was on the day of, 19.....
- 5th Publication was on the day of, 19.....
- 6th Publication was on the day of, 19.....

Publication Fee \$32.89

(Signed) A. J. Bozarth

Witness my hand this 27 day of October, 1966

RENEON H. Cline

SUBSCRIBED and sworn to before me this 27 day of October, 1966.

My commission expires Feb. 2, 1968.

R. H. Cline, Notary Public

LEGAL PUBLICATION

(Published in The South Haven New Era October 13, 20, and 27, 1966.)

NOTICE

Notice is hereby given that the Governing Body of the City of South Haven, Kansas, proposes to pass an Ordinance granting a franchise to Western Power & Gas Company, Inc., its successors and assigns, said franchise reading as follows:

**FRANCHISE
ORDINANCE NO. 205
AN ORDINANCE
GRANTING TO THE
WESTERN POWER & GAS
COMPANY, INC.,
A KANSAS CORPORATION,
ITS SUCCESSORS AND
ASSIGNS, THE RIGHT TO
USE THE STREETS,
AVENUES, ALLEYS AND
OTHER PUBLIC PLACES
IN THE CITY OF
SOUTH HAVEN, KANSAS,
FOR THE PURPOSE
OF CONSTRUCTING,
ERECTING, MAINTAINING
AND OPERATING GAS
PIPE LINES, MAINS,
CONDUITS, REGULATING
STATIONS, LATERALS
AND ALL NECESSARY
APPURTENANCES FOR
THE PURPOSE OF
SERVING THE CITY
OF SOUTH HAVEN,
KANSAS, AND ITS
INHABITANTS WITH
NATURAL GAS FOR ALL
PURPOSES:**

**BE IT ORDAINED BY THE
GOVERNING BODY OF THE
CITY OF SOUTH HAVEN,
KANSAS:**

Section 1.

That, in consideration of the benefits to be derived by the City of South Haven, Kansas, and its inhabitants, there is hereby granted to Western Power & Gas Com-

pany, Inc., its successors and assigns, the right to use and occupy the streets, avenues, alleys and other public places in the City of South Haven, Kansas, and all additions thereto, for the purpose of constructing, erecting, maintaining and operating gas pipe lines, mains, conduits, regulating stations, laterals, and all necessary appurtenances for use in the transmission, distribution and sale of natural gas for all purposes to said city and its inhabitants for a period of twenty (20) years from the date of the passage of this ordinance.

Section 2.

This franchise is granted pursuant to the provision of Section 12-824 of Kansas Statutes Annotated; due notice of the intention to pass this ordinance having been given in accordance with said section.

Section 3.

In consideration of and as Att.

com- ing (City and fees the and City, Com said T) fore bind the cess afte: and by l the (60) pass ordi P. the City this 19.

Proof of Publication

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. Bezarth

of lawful age, being duly sworn upon oath states

that he

is the publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least one year prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas, and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

1st
Publication was on the 15 day of June, 1967.

2nd
Publication was on the day of, 19.....

3rd
Publication was on the day of, 19.....

4th
Publication was on the day of, 19.....

5th
Publication was on the day of, 19.....

6th
Publication was on the day of, 19.....

Publication Fee \$5.00

(Signed) *A. J. Bezarth*

Witness my hand this 16 day of June

19 67.

SUBSCRIBED and sworn to before me this 16

day of June, 1967

My commission expires Feb. 17, 1968

R.H. Cirne, Notary Public

LEGAL PUBLICATION

(Published in The South Haven New Era June 15, 1967)

ORDINANCE No. 206

An Ordinance Amending Ordinance No. 194, "An Ordinance Relating to the Establishment of Sewer Service Rates of Charges to be Paid to the City of South Haven, Kansas, for the Use of the Sewer Disposal System by all Persons, Firms, Corporations, City Departments, State of Kansas, and Its Political Subdivisions, and any Organizations whose Premises are Connected or may hereafter be Connected to the Sanitary Sewer System of the City of South Haven, Kansas" and Repealing the Original Section 2 of said Ordinance No. 194.

Be it ordained by the Governing Body of the City of South Haven, Kansas:

Section 1. Section 2 of Ordinance No. 194 is amended to read: Section 2. Sewer Service Rates. Rates of Sewer service charges to be paid to the City of South Haven, Kansas, for the use of the sanitary sewer disposal service by all persons, firms, corporations, city departments, State of Kansas, and its political subdivisions, and any organizations whose premises are, connected or may be hereafter connected to the sanitary sewer disposal system shall be \$1.00 per month for each such connection.

Section 2. The original section 2 of ordinance No. 194 is herewith repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage and publication once in the official City Paper.

Passed by the South Haven, Kansas City Council this 5th day of June, 1967.

L. R. Henton,
Mayor

(SEAL)

Attest:
Euvela Ervin,
City Clerk

• LEGAL PUBLICATION •

(Published in The South Haven New Era June 15, 1967)

ORDINANCE No. 207

An Ordinance Amending Ordinance No. 161, which is an Ordinance Fixing Rates and Charges for Water furnished and used by Consumers, and Repealing Ordinance No. 190.

Be it ordained by the Governing Body of the City of South Haven, Kansas:

Section 1. Section 10 of Ordinance No. 161 is amended to read: Section 10. Until otherwise provided by Ordinance, the City of South Haven, Kansas will charge and collect for Water used and furnished by it to consumers the following rates, to-wit:

Minimum, first 3,000 gallons \$3.00
Next 10,000 gallons... \$0.50, per 1000 gallons.
Excess over 13,000 gallons ... \$0.30 per 1000 gallons.

Section 2. Ordinance No. 190 is herewith repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage and publication once in the official City Paper.

Passed by the South Haven, Kansas City Council this 5th day of June, 1967.

L. R. Henton,
Mayor

(SEAL)

Attest:

Euvela Ervin,
City Clerk

• LEGAL PUBLICATION •

(Published in The South
Haven New Era: March 14,
1968.)

ORDINANCE NO. 208

An Ordinance Regulating
the Use of Public Places
After Certain Hours and
Regulating Loitering Out of
Doors After Certain Hours
and Providing Penalties For
the Violation Thereof.

Be it Ordained by the Gov-
erning Body of the City of
South Haven, Kansas:

Section 1.

That it shall be unlawful
for any person to be in or
upon any of the public
streets, alleys, public
grounds or vacant lots with-
in the City of South Haven,
Kansas between the hours of
11:00 o'clock P.M. and 5:00
o'clock A.M., without being
in the discharge of some
legitimate business or able
to give a legitimate or law-
ful account of their pres-
ence at such place.

Section 2.

That it shall be unlawful
for any person to loiter or
conceal themselves out of
doors within the City of
South Haven, Kansas be-
tween the hours of 11:00
o'clock P.M. and 5:00 o'clock
A.M.

Section 3.

Any person violating any
of the provisions of this
Ordinance shall be deemed
guilty of a misdemeanor and
upon conviction thereof shall
be punished by a fine of not
less than \$25.00 nor more
than \$100.00.

Section 4.

An emergency is hereby
declared to exist and this
ordinance shall take effect
and be in full force from
and after its passage and
publication once in the offi-
cial City Paper.

Passed by the Governing
Body of the City of South

Haven, Kansas this 4th day
of March, 1968.

Approved:
L. R. Henton
Mayor

(SEAL)

Attest:
Euvola Ervin
City Clerk

section 2 repealed
by # 258

• LEGAL PUBLICATION •

(Published in The South Haven News Era Thursday, July 11, 1968).

ORDINANCE NO. 209

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF A HOME FOR THE AGED IN THE CITY

OF SOUTH HAVEN, SUMNER COUNTY, KANSAS, AS PROVIDED BY LAW SECTIONS

15-1135-15-1136, et seq.,

K.S.A. AND ANY

AMENDMENTS THERETO.

WHEREAS, it is desirable that a Home for the aged be established in and for the City of South Haven, Sumner County, Kansas; and

WHEREAS, such a Home would not cause a duplication of any similar facility which might be found in said City, or if one does exist in said City it is now found by sufficient evidence to be inadequate to meet the needs of the residents of said City; and

WHEREAS, said Home for the aged would not substantially compete therewith; and

WHEREAS, it is desirable to now comply with the requirements of Sections 15-

1135; 15-1136 et seq., K.S.A. and all amendments thereto so as to ultimately provide for the issuance of Revenue Bonds of said City in an amount of not exceeding \$320,000, the total estimated cost to the City, to pay part of the cost of such Home for the aged.

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS, AS FOLLOWS:

Section 1. That the City of South Haven, Sumner County, Kansas, shall establish a Home for the aged all as provided for by Sections 15-1135 and 15-1136 et seq., Kansas Statutes Annotated, and that such a Home for the aged is hereby established.

Section 2. That the total estimated part of the cost to the City and the amount of Revenue bonds ultimately to be issued by the City shall not exceed \$320,000.

Section 3. That the total estimated cost of said Home for the aged is estimated to be \$320,000 and the City shall issue Revenue Bonds as provided by law to pay only its part of said cost as limited by Section 2 of this Ordinance.

Section 4. This ordinance shall take effect sixty (60) days after its passage, approval, and publication one time in the official City pa-

per. If within said sixty (60) days a petition signed by a number of electors of the City equal to not less than twenty per cent (20%) of the number of electors who voted at the last preceding regular city election shall be filed in the office of the Clerk of such City demanding that this Ordinance be submitted to a vote of the electors this ordinance shall not take effect until it is submitted to a referendum and approved by a majority of the electors voting thereon all as provided by law.

PASSED by the City Council this 1st day of July, 1968. APPROVED and SIGNED by the Mayor.

L. R. Henton

Mayor

ATTEST:

Euveta Ervin

City Clerk

SEAL



FILED FOR RECORD ON
SEP 27 1968 10 M
IN THE PHOTO RECORD
BOOK 112 PAGE 610

EVERETT BLUE, Register of Deeds
DEPUTY

Proof of Publication

STATE OF KANSAS
SUMNER COUNTY

SS.

W. J. Bozarth

of lawful age, being duly sworn upon oath states

that he

is the publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least one year prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas, and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times;

- 1st Publication was on the 23rd day of AUGUST, 1968.
- 2nd Publication was on the day of , 19 .
- 3rd Publication was on the day of , 19 .
- 4th Publication was on the day of , 19 .
- 5th Publication was on the day of , 19 .
- 6th Publication was on the day of , 19 .

Publication Fee \$ 3.97

(Signed) W. J. Bozarth
W. J. Bozarth

Witness my hand this 23rd day of August, 1968.

10 68

SUBSCRIBED and sworn to before me this 23rd day of August, 1968.

My commission expires 4-11-72



Don't forget to
compare with
6702

LEGAL PUBLICATION

(Published in The South Haven New Era August 22, 1968.)

ORDINANCE NO. 210

An Ordinance Providing for and Vacating the Alley Running East and West in Block 20, Original Town, Now City of South Haven, Sumner County, Kansas.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

Section 1. That the alley running east and west in Block 20, Original Town, now City of South Haven, Kansas, be and the same is hereby vacated and discontinued, all as provided by K.S.A. Sec. 14-423.

Section 2. It is hereby determined necessary and expedient to vacate and discontinue said alley as said land area is to be used for rest home purposes.

Section 3. That the alley so vacated shall revert to the owners of real estate thereto adjacent on each side.

Section 4. This ordinance shall take effect and be in full force 30 days after its passage and publication once in the official city paper, unless one or more interested parties file a written protest before the expiration of such time.

Passed and approved this 5th day of August, 1968.

/s/ L. R. Henton
Mayor

(SEAL)
Attest:
/s/ Euvola Ervin
City Clerk

Indexed:
Numerical:
Direct:
Indirect:
Photo:
Compared with copy:

I, Euvola Ervin, City Clerk of the City of South Haven, Kansas hereby certify that the foregoing is a true and correct copy of Ordinance No. 210 as passed by the Governing Body of the City of South Haven, Kansas on the 5th day of August, 1968 and published in the official City paper on the 23rd day of August, 1968 and that said ordinance is now in full force and effect. Dated this 20th day of Sept. 1968.

Euvola Ervin
City Clerk of South Haven, Kansas.

Proof of Publication

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. Bozarth

of lawful age, being duly sworn upon oath states

that he

is the publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least one year prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas, and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

- 1st
Publication was on the 22nd day of August, 1968.
- 2nd
Publication was on the _____ day of _____, 19_____.
- 3rd
Publication was on the _____ day of _____, 19_____.
- 4th
Publication was on the _____ day of _____, 19_____.
- 5th
Publication was on the _____ day of _____, 19_____.
- 6th
Publication was on the _____ day of _____, 19_____.

Publication Fee \$ 5.24

(Signed) [Signature]

Witness my hand this 23rd day of August, 1968.

1968

SUBSCRIBED and sworn to before me this 23rd

day of August, 1968.

My commission expires 4-11-72

LEGAL PUBLICATION

(Published in The South Haven New Era August 22, 1968.)

ORDINANCE NO. 211

AN ORDINANCE PROHIBITING THE CONSUMPTION OF CEREAL MALT BEVERAGES AND THE POSSESSION OF OPENED CONTAINERS THEREFOR IN CERTAIN SPECIFIED AREAS WITHIN THE CITY OF SOUTH HAVEN, KANSAS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

Be It Ordained by the Governing Body of the City of South Haven, Kansas:

Section 1. It shall be unlawful for any person to drink any cereal malt beverage, or to have in his or her possession a container opened or uncapped for the purpose of drinking such cereal malt beverage in, on or upon any highway, road, street, avenue, alley, sidewalk, public property or public easement in the City of South Haven, Kansas.

Section 2. For the purpose of this ordinance, "opened" shall mean with contents open to the air by any opening and "uncapped" shall mean with container cap removed and shall include container with seal broken but with container cap in place.

Section 3. Any person violating the provisions of this ordinance shall upon conviction be deemed guilty of a misdemeanor and shall be fined in a sum of not less than \$10.00 nor more than \$100.00.

Section 4. This ordinance is to take effect and be in full force from and after its publication once in the official city paper.

Passed by the governing body and approved by the Mayor this 5th day of Aug., 1968.

/s/ L. R. Henton
Mayor

(SEAL)

Attest:

/s/ Euvela Ervin
City Clerk

Repealed

LEGAL PUBLICATION

(Published in The South Haven New Era, Thursday, Sept. 26, 1968.)

ORDINANCE NO. 212

An Ordinance Relating to the Fire Department in the City of South Haven, Kansas, Its Organization, Government, and Regulation, and Providing Penalties for the Violation Thereof, and Repealing Ordinance No. 57.

Be it ordained by the governing body of the City of South Haven, Kansas:

Section 1. That here be and hereby is established a fire department in the City of South Haven, Kansas, to consist of a chief, an assistant chief, and not less than 10 nor more than 15 men per company, who shall be appointed by the Mayor and confirmed by the Councilmen. There shall be a total of two companies as follows: Company A, for the sole protection of the City of South Haven, Kansas; and, Company B, for rural fire protection.

Section 2. That members of the fire department shall be volunteers. They shall meet at least once each month for practice and drill. The Chief shall keep a record of attendance of such meetings. Any member who shall fail to attend 6 consecutive meetings, shall automatically become expelled from membership. The chief shall receive the sum of \$3.00, and the other members of the department shall receive the sum of \$3.00 for attendance at fires.

Section 3. The chief of the fire department shall be under the supervision of the Mayor and shall have superintendency and control over and be responsible for the care and condition of the fire apparatus and equipment, and it shall be his duty to see that all such apparatus and equipment shall be at all times ready for immediate use, and shall submit a written report as to its condition to the Mayor and Council at their first meeting in October.

Section 4. The chief of the fire department shall be responsible for the discipline of members and is hereby given the authority to suspend or expel any member for the refusal to obey orders, or for misconduct or failure to do his duty at a fire. The chief shall also have the right to summon any and all persons present to aid in extinguishing a fire, or to aid in removing personal property from any building on fire or in danger thereof, and in guarding the same.

Section 5. The chief of the fire department shall have full power, control and command over all persons whomsoever present at fires, and he shall direct the use of all fire apparatus and equipment, and command all firemen in the discharge of their duties. He shall take such measures as he may deem necessary in the preservation and protection of property and the extinguishing of fires.

Section 6. The chief of the fire department shall keep a complete record of all fires. Such information shall include the time and location, construction of building, owner, occupancy, how extinguished, value of building and contents, loss on building and contents, insurance on building and contents,

members responding to alarm, and any other information deemed advisable.

Section 7. It shall be the duty of the chief of the fire department to adopt all prudent measures for the prevention of fires and for this purpose he or his assistant under his direction may, upon request or whenever he has reason to believe that the safety of life and property demands it, and as often as he may deem necessary, enter any building, yard or premises in the city during reasonable hours for the purpose of inspection, and where dangerous, unsafe or hazardous conditions are found to exist he shall give such directions for the alteration, change or removal or better care or management of the same as he may deem proper, and such directions shall be obeyed and complied with by the person directed in that regard and at their expense.

Section 8. In the absence of the chief, the assistant chief shall perform all the duties and have all the authority and responsibility of the chief as conferred by this ordinance.

Section 9. All fire apparatus and equipment is hereby given and granted the exclusive right-of-way over and through all streets, avenues, alleys and public thoroughfares in said city while enroute to fires or in response to any alarm of fire, and no person or persons shall in any manner obstruct or hinder said apparatus as aforesaid stated.

Section 10. It shall be unlawful for any person or persons to drive any vehicle over any fire hose laid in any street, avenue, alley, bridge or vacant lot. Provided, that this section shall not apply to any apparatus or vehicle belonging to the fire department.

Section 11. No person shall place or cause to be placed upon or about any fire hydrant any rubbish, building material, fence, or other obstruction of any character whatsoever, in any manner to obstruct, hinder or delay the fire department in the performance of its duties in case of fire; nor shall any person hitch or cause to be hitched to any fire hydrant, any animal or animals, nor fasten to same any guy rope or brace, nor back or stand any vehicle within 15 feet of any such hydrant.

Section 12. It shall be unlawful for any person or persons to make or sound or cause to be made or sounded or by any other means, any false alarm of fire without reasonable cause.

Section 13. No person or persons shall use any fire apparatus or equipment for any private purpose, nor shall any person wilfully and without proper authority remove, take away, keep or conceal any tool, appliance or other article used in any way by the fire department.

Section 14. Any person or persons violating any of the provisions of this ordinance or refusing or neglecting to comply with any of the requirements thereof, shall, upon conviction, be deemed

guilty of a misdemeanor, and fined not less than \$5.00 nor more than \$50.00.

Section 15. Ordinance No. 57 is herewith repealed.

Section 16. This ordinance shall take effect and be in force from and after its passage and legal publication.

Passed by the governing body and approved by the Mayor this 17th day of Sept. 1968.

/s/ L. R. Fenton
Mayor

(SEAL)
Attest:
/s/ Euvola Ervin
City Clerk

ORDINANCE NO. 213

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF HOME FOR THE AGED REVENUE BONDS OF THE CITY OF SOUTH HAVEN, KANSAS, IN THE PRINCIPAL AMOUNT OF \$320,000.00 FOR THE PURPOSE OF PAYING THE COST OF CONSTRUCTING A HOME FOR THE AGED FOR SAID CITY.

WHEREAS, The City of South Haven, Kansas, by Ordinance No. 209 passed and approved by the governing body of said city on the 1st day of July, 1968, declared it necessary that a home for the aged be constructed for said city and there were no protests; and

WHEREAS, the governing body of the city now deems and declares it necessary and advisable to authorize and provide for the issuance of home for the aged bonds of the city in the amount of \$320,000.00 for the purpose of paying the cost of constructing said home for the aged;

THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That there shall be and there are hereby authorized and directed to be issued negotiable Home of the Aged (Nursing Home) Revenue Bonds of the City of South Haven, Kansas, in the aggregate principal amount of \$320,000.00 for the purpose of providing funds to pay the cost of constructing a home for the aged for said city. Such bonds and the interest thereon to be paid by said city solely from the ownership of and revenues derived from the operation of said home for the aged and the rates, fees and charges collected for the use thereon or services there from.

SECTION 2. That said bonds shall be dated March 1, 1969, shall be numbered from 1 to 320, inclusive, shall be in denomination of \$1,000.00 each, shall be designated Series A 1969, and shall bear interest and become due and payable as set forth in the following schedule, to-wit:

Bond Numbers	Amount	Interest Rate	Maturity Date
1-6	\$ 6,000	4 1/2%	March 1, 1972
7-12	6,000	4 1/2%	March 1, 1973
13-18	6,000	4 1/2%	March 1, 1974
19-25	7,000	4 1/2%	March 1, 1975
26-32	7,000	4 1/2%	March 1, 1976
33-39	7,000	4 1/2%	March 1, 1977
40-47	8,000	4 1/2%	March 1, 1978
48-55	8,000	4 1/2%	March 1, 1979
56-63	8,000	4 1/2%	March 1, 1980
64-72	9,000	4 1/2%	March 1, 1981
73-81	9,000	4 1/2%	March 1, 1982
82-91	10,000	4 1/2%	March 1, 1983
92-101	10,000	4 1/2%	March 1, 1984
102-111	10,000	4 1/2%	March 1, 1985
112-122	11,000	4 1/2%	March 1, 1986
123-133	11,000	4 1/2%	March 1, 1987
134-145	12,000	4 1/2%	March 1, 1988
146-158	13,000	4 1/2%	March 1, 1989
159-171	13,000	4 1/2%	March 1, 1990
172-185	14,000	4 1/2%	March 1, 1991
186-199	14,000	4 1/2%	March 1, 1992
200-214	15,000	4 1/2%	March 1, 1993
215-230	16,000	4 1/2%	March 1, 1994
231-246	16,000	4 1/2%	March 1, 1995
247-263	17,000	4 1/2%	March 1, 1996
264-281	18,000	4 1/2%	March 1, 1997
282-300	19,000	4 1/2%	March 1, 1998
301-320	20,000	4 1/2%	March 1, 1999

First interest is due March 1, 1970, and thereafter annually on the 1st days of September and March of

accrued interest to date so fixed for redemption plus a premium of 4% on all bonds so called at the expiration of the tenth year after date of issue, with a reduction of 1/4 of 1% each year thereafter until the expiration of the 26th year from date of issue, on or after which date there shall be no premium on any bonds so called. All terms and conditions of security for and payment of and redemption of bonds of the issue are subject to the provisions of Ordinance No. 213 of the City of South Haven, Kansas, under which these bonds are issued.

The principal and interest of this bond and all other bonds of said issue are hereby made a first lien on the ownership of and revenue from said Home for the Aged and are to be paid solely and only from the separate and special funds described in said ordinance no. 213 into which there are to be paid from the revenues derived from the rates, fees, and charges for the use thereof and for all services rendered by said home, collected by said City from the operation of said home as the same now exists or may hereafter be improved and extended, sums sufficient to make said payments when due, after deduction only of reasonable operation and maintenance expenses.

Such bonds shall not be payable from any other funds or source and the city shall not be obligated to pay said bonds or the interest thereon except from said special funds, and neither this bond or the issue of which it forms a part shall in any respect constitute a general obligation of said city.

The city covenants, that it will fix, maintain, and collect an aggregate of rates, fees, and charges for the use thereof and services rendered by said home which shall be sufficient to pay the cost of reasonable operation and maintenance of said system, to provide a adequate depreciation fund, and to create and maintain the sinking funds required for payment of this issue of bonds, including the special funds provided for in Ordinance No. 213, and that the City will in all other respects faithfully comply with all the provisions of the laws cited above, and any amendments thereto, and the ordinance under which this bond is issued.

This bond and all other bonds of said issue are negotiable and shall in the hands of bonafide holders have all the qualities of negotiable instruments under the negotiable instruments laws of the State of Kansas. This bond and all other bonds of the said issue have been duly registered in the office of the Clerk of the City of South Haven, Kansas, and in the office of the Auditor of the State of Kansas, in accordance with the forms of registry certificates on the back hereof.

IT IS HEREBY CERTIFIED and recited that all acts, conditions, and things required to be done and to exist precedent to and in the issuance of this bond have been properly done and performed and do exist in due and regular form and manner as required by the Constitution and laws of the State of Kansas.

IT WITNESS WHEREOF, the said City of South Haven, Kansas, in the County of Sumner, by its governing body, has caused this bond to be signed by the Mayor and attested by the City Clerk, and the coupons hereto attached to be signed with the facsimile signatures of said officers and this bond to be dated as of the first day of March, 1969.

MAYOR

ATTEST:

City Clerk

SEAL

COUPON FORM

No. -----

1969

fraction of 74 of 1% each year thereafter until the expiration of the 26th year from date of issue, on or after which date there shall be no premium on any bonds so called. Said bonds shall be signed by the Mayor and shall have the corporate seal of the City affixed thereto attested by the City Clerk and the interest coupons shall be printed according to law and shall bear facsimile signatures of the Mayor and City Clerk; said bonds shall be registered by the City Clerk in his office and by the State Auditor of the State of Kansas as required by law and both principal and interest shall be payable at the office of the State Treasurer of the State of Kansas in the City of Topeka, Kansas. Said bonds and the interest coupons thereon shall be in substantially the following form:

No.
 UNITED STATES OF AMERICA
 STATE OF KANSAS
 COUNTY OF SUMNER
 CITY OF SOUTH HAVEN
 HOME FOR THE AGED REVENUE BOND
 (NURSING HOME)
 (Series A 1969)

KNOW ALL MEN BY THESE PRESENTS: That the City of South Haven, in Sumner County, State of Kansas, is indebted to and promises to pay to the bearer the sum of

ONE THOUSAND DOLLARS

lawful money of the United States of America on the first day of March, 19...., with interest thereon at the rate of four and one-half per cent (4½%) per annum, payable March 1, 1970, and thereafter semiannually on the first day of September and March, of each year, upon the presentation and delivery of proper coupons hereto annexed bearing the facsimile signatures of the Mayor and City Clerk of said city. Both principal and interest of this bond are payable solely out of the special revenue funds hereinafter referred to at the office of the State Treasurer in the City of Topeka, Kansas.

THIS BOND is one of a series of bonds numbered from one (1) to Three Hundred Twenty (320) inclusive, aggregating Three Hundred Twenty Thousand Dollars (320,000.00) of like tenor, interest rate, and effect, except as to number, and maturity, issued by the City of South Haven, Kansas, for the purpose of providing funds to pay the cost of acquiring site, constructing and equipping a home for the aged, and is issued under authority of and in conformity with the provisions, restrictions and limitations of the Constitution and Laws of the State of Kansas; including Chapter 10, Article 1, Chapter 15, Article 11, K. S. A., specifically Sections 15-1135 to 15-1145, K. S. A. 1968 Supp., and Sections 10-1206 and 10-1207 K. S. A. and all amendments thereto, the proceeds of said bonds to be applied solely to the payment of the cost of such improvements.

Bonds Nos. 56 to 320, inclusive, or any of them, shall be callable and redeemable at the city's option prior to their respective maturity dates in inverse numerical order on March 1, 1979, or any interest paying date thereafter upon not less than 30 days prior notice at par and

the City of Topeka, Kansas, being)
 months' interest on its)
 Home for the Aged Revenue Bond,) Series A 196
 Series A 1969, dated March 1, 1969.)
 No.)
)
 Mayor)
 Attest:)
)
 City Clerk)

CITY CLERK'S CERTIFICATE
 STATE OF KANSAS)
) AS:
 COUNTY OF SUMNER)
 I, the undersigned, Clerk of the City of South Haven, Kansas, do hereby certify that the within Home for the Aged Revenue Bond is duly registered in my office according to law, this..... day of..... 1969.
 WITNESS my hand and official seal.

 City Clerk

SEAL
 CERTIFICATE OF STATE AUDITOR
 OFFICE OF THE AUDITOR
 OF THE STATE OF KANSAS:
 I, Clay E. Hedrick, Auditor of the State of Kansas do hereby certify that a transcript of the proceeding leading up to the issuance of this bond has been filed in my office and this bond and the coupons attached hereto were registered in my office according to law this..... 1969.
 WITNESS my hand and official seal.

 Auditor of the State of Kansas
 By.....
 Director of Post-Audit

SEAL
 Said bonds when executed by the Mayor and City Clerk and registered as herein directed, shall import absolute verity and shall be conclusive in favor of all persons purchasing said bonds of the fact that all conditions precedent have been had, performed and exist in proper form to authorize the issuance thereof, and the City agrees and covenants it will perform all requirements of the following sections and parts of this ordinance.

(a) The terms "Home" as herein used is defined as the complete Home for the Aged (Nursing Home) owned by the City as it exists or will exist after the effective date of this ordinance and as the same may be altered, repaired, improved, extended, and/or enlarged hereafter.

Section 4. The city does hereby establish a special fund to be known as the "City of South Haven Nursing Home Operating Fund," hereinafter known as Nursing Home Operating Fund, and will maintain such fund, as long as any of these bonds are outstanding, in a bank which is a member of the Federal Deposit Insurance

Corporation. Into this Nursing Home Operating Fund shall be deposited, as received, all income and revenue arising from the operation or ownership of the Home and which shall be expended and used in the manner and order specified below.

Section 5. Current expenses of the Home shall be payable from month to month, as a first charge against the Nursing Home Operating Fund as the same become due and payable. Current expenses shall include all reasonable and necessary costs of operating, repairing, maintaining, and insuring the Home, but shall exclude depreciation and payments into the "City of South Haven, Kansas, Nursing Home Revenue Bond and Interest Sinking Fund" as provided in Sections 6 and 7 below.

Section 6. The city does hereby establish, in a bank which is a member of the Federal Deposit Insurance Corporation, and will maintain, so long as any of these bonds are outstanding, a "City of South Haven, Kansas, Nursing Home Revenue Bond and Interest Sinking Fund," hereinafter known as Nursing Home Bond and Interest Sinking Fund, to be used exclusively for the purpose of paying principal and interest on the bonds. All Accrued interest received from the sale of the Bonds shall be deposited in the Nursing Home Bond and Interest Sinking Fund. Thereafter, upon completion of the Project, and after providing for payment of current expenses, there shall be deposited by transfer from the Nursing Home Operating Fund on or before the 15th day of each month, sums equal to at least one-fifth of the amount of interest due the next succeeding interest payment date, plus one-tenth of the principal due the next principal payment date until a debt service reserve in the amount of \$20,500 has been accumulated. Thereafter, it shall deposit such sums as are necessary to meet the then current year's debt service requirements and maintain the reserve of \$20,500.

Section 7. The City does hereby establish and will maintain in a bank which is a member of the Federal Deposit Insurance Corporation so long as any of the Bonds are outstanding, a separate fund to be designated as the "City of South Haven, Kansas, Nursing Home Repair and Replacement Reserve Fund," hereinafter known as Repair and Replacement Reserve Fund, into which shall be deposited monthly by transfer from the Nursing Home Operating Fund the sum of at least \$150 until the balance in the Repair and Replacement Reserve Fund amounts to \$9,000 and said fund shall, thereafter, be maintained in such amount. All moneys in the Repair and Replacement Reserve Fund may be drawn on and used by the city for the purpose of paying the cost of unusual or extraordinary maintenance or repairs, renewals, and replacements, and the renovating or replacement of the furniture and equipment not paid as part of the ordinary and normal expense of Nursing Home operations. In the event the available balances in the Nursing Home Bond and Interest Sinking Fund and/or the reserve created therein, shall at any principal or interest payment date be insufficient to pay that installment of principal and/or interest, funds on deposit in the Repair and Replacement Reserve Fund will be transferred to the Nursing Home Bond and Interest Sinking Fund to the extent required to eliminate the deficiency in that fund.

Moneys on deposit to the credit of the Repair and Replacement Reserve Fund shall be invested by said bank, upon request of the City, in direct obligations of the United States Government, the principal of and the interest on which are guaranteed by the United States Government; where the City is required to maintain fixed amounts in such fund, the investments shall be valued in terms of current market value as of June 30 and December 31 of each year.

Section 8. Subject to the foregoing, the City may

2. The projected net revenues of the Home for the life of the then outstanding Bonds and the additional bonds then proposed to be issued are equal to at least one and five-tenths (1.5) times the average annual debt service requirements of the then outstanding Bonds combined with the average annual debt service requirements of said additional Bonds, as prepared by the Senior Financial Officer of the Home and approved by the City.

Provided, however, that it shall not be necessary for the City to meet the above requirements to issue additional bonds if the City obtains the written consent of the owners or holders of at least seventy-five percent (75%) of the Bonds then outstanding.

Section 14. The city further covenants with each of the purchasers and owners of any of these revenue bonds herein authorized that so long as any of said bonds remain outstanding and unpaid;

(a) None of the facilities or services offered by the home will be furnished to any user without a reasonable charge being made therefor.

(b) The city will maintain the Home in good repair and working order, and will operate the same in an efficient manner and at reasonable cost. In such operation the City will require the prompt payment of accounts and will discontinue service to any customer delinquent in the payment of his account.

(c) The city shall, if such insurance is not already in force, procure Fire and Extended Coverage Insurance on the insurable portions of the home and contents thereof, and upon receipt of funds from the sale of said bonds, the City shall, if such insurance is not already in force, procure Fire and Extended Coverage Insurance on the insurable portion of any other of its facilities, the revenues of which are pledged to the security for the payment of said bonds. The foregoing Fire and Extended Coverage Insurance shall be maintained so long as any of said bonds are outstanding and shall be in amounts sufficient to provide for not less than full recovery whenever a loss from perils insured against does not exceed 80 per centum (80%) of the full insurable value of the damaged Home or contents. In the event of any damage to or destruction of any of said Home or contents, the City shall promptly arrange for the application of the insurance proceeds for the repair or reconstruction of the damaged or destroyed portion thereof.

(d) Upon receipt of any funds acquired from the bond proceeds, the City shall, if such insurance is not already in force, procure and maintain, so long as any of these bonds are outstanding, Public Liability Insurance relating to the operation of the Home with limits of not less than \$100,000 for one person and \$300,000 for more than one person involved in one accident to protect the City from Claims for bodily injury and/or death; and not less than \$10,000 from claims for damage to property of others which may arise from the City's operation of the Home or any other facilities the revenues of which are pledged.

(e) If the city owns or operates a vehicle in the operation of the Home, including any non-owned vehicles operated for the benefit of the City in connection with said Home, upon the receipt of any funds acquired from the sale of said bonds, the City shall, if such insurance is not already in force, procure and maintain, so long as any of said bonds are outstanding, Vehicular Public Liability Insurance with limits of not less than \$100,000 for one person and \$300,000 for more than one person involved in one accident to protect the City from claims for bodily injury and/or death, and not less than \$10,000 against claims for damage to property of others which may arise from the City's oper-

where the City is required to maintain fixed amounts in such fund, the investments shall be valued in terms of current market value as of June 30 and December 31 of each year.

Section 8. Subject to the foregoing, the City may use any excess money in the Nursing Home Operating Fund to redeem outstanding bonds on the next interest payment date or for any other lawful purpose.

Section 9. The City will maintain and collect, as long as any of these bonds are outstanding, such schedule of rates and charges as may be necessary to provide for principal and interest of these bonds and the required reserve therefor and maintain the Repair and Replacement Reserve Fund.

Section 10. So long as any of these bonds are outstanding the city will not sell or otherwise dispose of the Home, of any part thereof, and except as provided in Special Conditions herein contained, it will not lease or permit to be created any charge or lien on the revenues thereof ranking equal or prior to the charge or lien of these Bonds.

Section 11. The City covenants that it will keep proper records, books, and accounts, relating to the operation of the Home, (separate from all other records and accounts of the city), in accordance with generally accepted accounting practices followed on privately owned facilities of like type and size, in which complete and correct entries shall be made of all pertaining transactions. Such records, books, and accounts shall be open to inspection by the Bondholders and their agents and representatives.

Section 12. The City further covenants that: So long as any of the bonds remain outstanding, it will furnish, upon request, to any Bondholder (1) on or before thirty (30) days after close of each fiscal year a statement on operations of the pledged facilities for the past fiscal year in form and content in the minimum hereinafter specified, and (2) on or before ninety (90) days after the close of each fiscal year a copy of a report by a certified public accountant, or a public accountant or a state auditing official (authorized respectively by State laws to perform such independent audits) on the operations of the pledged facilities for the next preceding fiscal year including therein the following information:

- a. Comment regarding the manner in which the City has complied with covenants in this Bond Ordinance and recommendations for any changes or improvements in the operation of the pledged facilities;
- b. Statement of Income and Expense;
- c. Balance Sheet;
- d. Schedule of insurance policies and fidelity bonds showing with respect to each policy and bond the nature and amount of risk covered, the expiration date, and the name of the insurer;
- e. Schedule of the number of customers, and the rate schedule currently in effect.
- f. Current assessed property valuation, report on tax rates, levies and collections of the City.

Section 13. The City expressly reserves the right to sue in one or more installments, additional bonds or obligations payable from or secured by a lien on or pledge of the revenues of the Home and said additional bonds may be issued on a parity in all respects with these bonds. No additional bonds, however, shall be issued unless:

- 1. The net revenues of the Home for the fiscal year immediately preceding the issuance and sale of said additional bonds are equal to at least one and five-tenths (1.5) times the average annual debt service requirements of the then outstanding Bonds, as certified by an independent public accountant; and

less than \$100,000 for one person and \$300,000 for more than one person involved in one accident to protect the City from claims for bodily injury and/or death, and not less than \$10,000 against claims for damage to property of others which may arise from the City's operations of vehicles.

(f) The City covenants that each of its officials or employees having custody of any funds concerning said Home during acquisition, construction, development, and operation shall be bonded at all times in an amount at least equal to the total funds in his custody at any one time."

Section 15. The provisions of this ordinance, shall constitute a contract between the City and the holders of the bonds herein authorized and the holders of not less than ten per cent (10%) of the bonds at the time outstanding shall have the right, for the equal benefit and protection of all holders of bonds similarly situated, by mandamus or other suit, action or proceeding at law or in equity to enforce his or their rights against the City and its officers, agents, and employees, to perform all duties and obligations required by the provisions of said ordinance or by the Constitution and Laws of the State of Kansas.

Section 16. This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official City newspaper one time.

PASSED AND APPROVED by the Council this 26th day of November, 1969.

Approved and signed by the Mayor.

ATTEST:
L. R. Henton
Mayor
Euvela Ervin
City Clerk

FRANK FUNERAL HOME
 FUNERAL DIRECTORS
 AMBULANCE SERVICE — OXYGEN EQUIPPED
 Phone FA 6-3441
 Over 52 years of service
 417 North Washington Wellington, Kansas

COTTAGE CAFE
 Now Open
 6 a.m. to 2 p.m.
 Under new management
 Come in
 Lovella Wilson, mgr.
 South Haven, Kansas

• LEGAL PUBLICATION •

(Published in The South Haven New Era Thursday, Sept. 17, 1970.)

ORDINANCE NO. 213

An Ordinance Amending Ordinance No. 194, "An Ordinance Relating to the Establishment of Sewer Service Rates of Charges to be Paid the City of South Haven, Kansas, for the Use of the Sewer Disposal System by all Persons, Firms, Corporations, City Departments, State of Kansas, and Its Political Subdivisions, and any Organizations whose Premises are Connected or may hereafter be Connected to the Sanitary Sewer System of the City of South Haven, Kansas" and Repealing the Original Section 2 of said Ordinance No. 194; and Repealing Ordinance No. 206, an Ordinance Amending Ordinance No.

publication of the attached

THAT said paper is entered in the post office of

194. Be it ordained by the Governing Body of the City of South Haven, Kansas:

Section 1. Section 2 of Ordinance No. 194 is amended to read: Section 2. Sewer Service Rates. Rates of Sewer service charges to be paid to the City of South Haven, Kansas, for the use of the sanitary sewer disposal service by all persons, firms, corporations, city departments, State of Kansas, and its political subdivisions, and any organizations whose premises are connected or may be hereafter connected to the sanitary sewer disposal system for each such connection, shall be as follows:

A. \$1.25 per month on each family unit, including Houses, Trailer Houses and Apartments.

B. \$5.00 per month on each School, Hospital or Rest Home.

C. \$2.25 per month on each Motel, Filling Station or Business Building.

D. \$3.00 per month on

each Car Wash Business.

Section 2. The original section 2 of Ordinance No. 194 is herewith repealed.

Section 3. Ordinance No. 206 is herewith repealed.

Section 4. This ordinance shall take effect and be in full force from and after its

passage and publication once in the official City Paper.

Passed by the South Haven, Kansas, City Council this 11th day of September, 1970.

L. R. Henton, Mayor

(SEAL)

Attest: Euvela Ervin,
City Clerk

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of... consecutive times:

- 1st Publication was on the 21 day of October, 1971
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___
- Publication was on the ___ day of _____, 19___

Publication Fee \$ 4.40

(Signed) *[Signature]*

Witness my hand this 22 day of Oct. 19 71

SUBSCRIBED and sworn to before me this 22 day of Oct. 19 71

(Signed) *ALLEYENE RAMSEY*
 NOTARY PUBLIC Notary Public
 Sumner County, Kansas
 My Commission Expires
 My commission expires 7-6-1972

• LEGAL PUBLICATION •

(Published in The South Haven New Era Thursday, Oct. 21, 1971.)

ORDINANCE NO. 214

An Ordinance Regulating the Hours of Closing of Businesses Selling Cereal Malt Beverages and Providing Penalties for the Violation Thereof.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

Section 1. That all persons, partnerships or corporations engaged in the business of selling Cereal Malt Beverages in the City of South Haven shall close such business establishment on or before 12:00 o'clock P.M. of each business day and shall not open such business establishment before 6:00 o'clock A.M. of each business day.

Section 2. That any person, partnerships or corporations found guilty of violating this ordinance shall be

fined not less than \$25.00 nor more than \$100.00 for each violation of this ordinance.

Section 3. An emergency is hereby declared to exist and this ordinance shall take effect and be in full force on and after its passage and publication once in the official city paper.

Passed and approved this 4th day of October, 1971.

/s/ John Snell
Mayor

(SEAL)

Attest:

/s/ Euvela Ervin
City Clerk

Repealed

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher,
of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of... consecutive times:

- 1st Publication was on the 3 day of May, 1972
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 10.36

(Signed) *A. J. Bozarth*

Witness my hand this 4 day of May 1972

SUBSCRIBED and sworn to before me this 4

day of May 1972

(Signed) *Doris Clark*

Notary Public

My commission expires 4-11-76

• LEGAL PUBLICATION •

(Published in The South Haven New Era, Wednesday, May 3, 1972.)

ORDINANCE NO. 215

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION, EQUIPPING AND ESTABLISHMENT OF AN ADDITIONAL HOME FOR THE AGED BUILDING IN THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS, ALL AS PROVIDED BY LAW SECTIONS 15-1135 and 15-1136 ET SEQ., K.S.A. AND ANY AMENDMENTS THERETO.

WHEREAS, it is desirable that an additional home for the aged building be constructed, equipped and established in and for the City of South Haven, Sumner County, Kansas; and

WHEREAS, such additional home for the aged building will not cause a duplication of any similar facility which might be found in said City, or if one does exist in said City it is now found by sufficient evidence to be inadequate to meet the needs of the residents of said City; and

WHEREAS, said additional home for the aged building will not compete with any other existing home for the aged facility in said City, and

WHEREAS, it is now desirable to comply with the requirements of Sections 15-1135 and 15-1136 et seq., K.S.A. and all amendments thereto so as to authorize and provide for the issuance of Revenue Bonds of said City in an amount of not exceeding \$60,000, the total estimated cost to the City, to pay the cost of said additional home for the aged building and facility.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, SUMNER COUNTY, KANSAS:

Section 1. That the City of South Haven, Sumner County, Kansas, shall construct, equip and establish an addi-

tional home for the aged building and facility all as provided by law Sections 15-1135 and 15-1136 et seq., K.S.A. and that such an additional home for the aged building and facility is hereby established.

Section 2. That the total estimated cost to the City of said additional home for the aged building and facility is \$60,000, and the amount of revenue bonds ultimately to be issued by the City shall not exceed \$60,000.

Section 3. This ordinance shall take effect sixty days (60) after its passage, approval and publication one time in the official city paper. If within said sixty days (60) a petition signed by a number of electors of the City equal to not less than twenty per cent (20%) of the number of electors who voted at the last preceding regular city election shall be filed in the office of the Clerk of such City demanding that this Ordinance be submitted to a vote of the electors and approved by a majority of the electors voting thereon all as provided by law.

Passed by the City Council this 24 day of April, 1972.

Wednesday, April 10, 1974
The South Haven New Era

(Published in the South
Haven New Era Wednesday
April 10, 1974) 1t

Ordinance No. 217
AN ORDINANCE DECLARING
THAT AN EMERGENCY EXISTS
AND THAT IT IS NECESSARY
TO REPAIR EQUIPMENT OF
THE CITY WATER DEPART-
MENT; STATING THE MAX-
IMUM AMOUNT TO BE EXPEND-
ED THEREFORE; PROVIDING
THAT APPLICATION BE MADE
TO THE STATE BOARD OF TAX
APPEALS FOR AUTHORITY TO
EXPEND FUNDS FOR SUCH
PURPOSE AND TO ISSUE NO-
FUND WARRANTS UNDER THE
PROVISIONS OF K.S.A. 1969
Supp. 12-110a; AND PROVID-
ING FOR THE LEVY OF TAXES
TO PAY THEREFOR.

Be it ordained by the govern-
ing body of the City of South
Haven, Kansas:

Section 1. The governing
body of the City of South
Haven, Kansas, deems that
an emergency exists and that
in order properly to protect
and service or insure and pro-
vide for the health and con-
venience of the City and the
Public, it is necessary to re-
pair equipment of the City
Water Department, and par-
ticularly the water tower.

Section 2. The City is with-
out funds for such purpose
and it is necessary to issue
no-fund warrants in an amount
not to exceed \$10,000.00 and
to levy a tax in payment there-
of.

Section 3. Notice is hereby
given that the City will file
an application with the State
Board of Tax Appeals asking
for permission to make such
expenditure and issue no-fund
warrants in payment thereof
in the manner provided by law
and as authorized under the
provisions of K.S.A. 1969
Supp. 12-110a.

Section 4. This ordinance
shall take effect and be in
force from and after its pub-
lication in the official city
newspaper. Passed by the
council this 1st day of April,
1974.

(Approved)
Jay E. Helsel, Mayor
Attest: Euvola Ervin City
Clerk (Seal)

**ORDINANCE NO. 218—
AN ORDINANCE DEFINING,
CLASSIFYING AND ESTABLISHING CERTAIN RULES
AND REGULATIONS FOR THE
COLLECTION, HAULING AND
DISPOSAL OF GARBAGE,
TRASH AND REFUSE; PROVIDING FOR CHARGES TO BE
ASSESSED FOR SAME, PROVISION FOR COLLECTION
OF SAID CHARGES AND
PROVIDING PENALTIES FOR
VIOLATION THEREOF. BE IT ORDAINED BY THE
GOVERNING BODY OF THE
CITY OF SOUTH HAVEN,
KANSAS:**

Section 1. Definitions. For the purpose of this ordinance "Refuse" shall include garbage and trash" and garbage and trash" are defined as follows, and shall be divided into the following classes:

(a) "Garbage" is putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and the consumption of food.

(b) "Trash" is dry nonputrescible solid wastes consisting of both combustible and noncombustible wastes, provided, however, that for the purposes of this ordinance certain specific trash items shall not be an obligation of the City to collect. These items shall include: wash-rack residue, earth and wastes from building operation, liquids, tree trimmings greater than one inch in diameter or longer than four feet or any object greater in length than four feet and greater in weight than one hundred pounds.

Section 2. Responsibility of Owners and Tenants on Premises. It shall be the duty of the owner and tenant on each lot or parcel of land or ground within the corporate limits of the City, to keep such premises free and clear of all classes of refuse; garbage, trash and other substances dangerous to the public health, sanitation, welfare, and unsightly condition of the community.

Section 3. Services to be provided. The City shall furnish a systematic collection and disposal service for refuse as defined in Section 1 herein, and shall extend such service to all of the City and fix conditions and the charges under which such services will be rendered.

Section 4. Collections and payments of Charges. The Governing Body of the City having established a municipal collection and disposal service for refuse for the City shall impose charges for such service at the same time and in the same manner as the charges for and utility service which is offered and furnished by the City and such charges shall be due and payable at the same time and place as charges for utility services. When the charges are not paid on or before the 10th day of the month of billing, a charge of 10% will be added to the account.

Section 5. Securing Municipal Utility Services Contingent Upon Providing for Refuse. No connection for any utility service furnished by the city, in any part of the City for which the City provides a municipal collection

and disposal service for refuse, shall be made unless, and until customer makes provision for municipal refuse collection and disposal service at the same time that application is made for utility services.

Section 6. Refusal of Utility services for Failure to Pay for Refuse Collection and Disposal. The charges for municipal refuse collection and disposal service, and charges for utility services, furnished by the City, are hereby declared to be parts of one debt to the City insofar as the same affect any one customer, and refusal or failure to pay any part of such debt for any monthly period of service, in accordance with the rules and regulations established by the Governing Body of the City, shall be sufficient cause for discontinuing all utility services.

Section 7. (Residential) Containers Required. It shall be the duty of every household or person having possession, charge or care of the premises on which any residence is located in the City to provide, or cause to be provided, suitable containers for the collection of all refuse, as defined, to be accumulated on such premises or in such places. Each family within the corporate limits of said City shall:

(a) Furnish for the storage of refuse a container or as many containers as are necessary for the location. Type of containers will be designated by the Governing Body of City;

(b) Not deposit in excess of seventy-five pounds (75 lbs.) of refuse in any one container;

(c) Drain all surplus water from garbage and wrap the same in heavy paper or newspaper before depositing the same in the receptacle.

Section 8. (Commercial) Containers Required. All business houses or establishments in the City of South Haven shall provide suitable containers for the collection of refuse. Trash may be stored in any container as long as it meets the approval of any authorized representative of the City. The storage of garbage as defined in Section 1 shall not be placed in such containers except as may be specifically authorized by the City representative in charge.

Section 9. Location of Containers. The location of all refuse containers whether residential or commercial shall be subject to the direction of an authorized representative of the City. All refuse containers and accumulations of trash shall be placed by customer at a location designated by an authorized representative of the City.

Section 10. Separate Containers. Each family or family unit living within the City and each business house or establishment located within the City, shall keep and maintain a suitable refuse container or separate container for garbage and trash if in the opinion of the City representative, separate containers are necessary to meet the needs of the location.

Section 11. Fees. The charge to be assessed and paid by

the customer for collection, hauling, and disposal of refuse and garbage as defined herein shall be determined by the Governing Body of City. In cases of multiple-family units where water utility is paid by a single party, the party billed for water will be billed for additional family units.

(a) The charge for collection of items of trash excluded from regular collection by the City, as previously designated in Section 1, shall be set by resolution regularly passed by City Council.

Section 12. Collection Schedule.

(a) Garbage shall be collected and disposed of at least once each week, or as often as is necessary to maintain proper sanitary conditions.

(b) Trash shall be collected and disposed of as often as the City finds the same to be necessary and practical.

Section 13. Disposal of Liquids. All liquids shall be disposed of by the customer and shall in no case be kept or stored with the refuse as defined herein.

Section 14. Authorized Personnel. No one other than an authorized representative of the City shall be permitted to remove garbage or trash or to transport the same over any of the streets or alleys of the City for hire except by a special permit approved by the City Council and issued by the City Clerk.

Section 15. Burning of Trash or Garbage. No person, per-

sons, or corporation shall burn or cause to be burned, any garbage, trash, grass or other refuse within the corporate limits of the City.

Section 16. Violations. Any person, persons or corporation who, being the owner or tenant of any premises in the City of South Haven, shall keep or maintain such premises in a manner that is offensive, annoying to the public or to persons residing in the vicinity, or is injurious to public health, and who shall refuse or neglect to remedy the same within a period of 10 days after written notice has been served on said party by the City, shall be guilty of maintaining a public nuisance.

Section 17. Unlawful deposits in Streets, Alleys or Public Places. It shall be unlawful for any person to throw, place, deposit, leave or cause to be thrown, placed, deposited or left in any public street, highway, alleys parks or thoroughfares of the City, any dirt, filth, sewage, compost, paper, stable manure, boxes, ashes, lumber, wood, grass, weeds or litter of any kind.

Section 18. Abatement of Nuisance. If, after due notice, any person, firm or corporation who is either owner or tenant of any premises located in the City shall continue to maintain a public nuisance, the City, by its authorized representatives, shall cause the nuisance to be abated and the cost thereof shall be charged against the

lot or parcel of ground on which said nuisance was located. The City Clerk shall, at the time of certifying other City taxes to the County Clerk, certify such costs to the County Clerk and the County Clerk shall extend the same on the tax roll of the County against the lot or parcel of ground so certified, and said amount shall be collected by the County Treasurer and paid to the City as other taxes are collected and paid.

Section 19. Penalty. If any person, firm or corporation violates any of the provisions of this ordinance he shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in a sum not to exceed \$100.00 or imprisoned not to exceed thirty days or may be both fined and imprisoned.

Section 20. The provisions of this ordinance are hereby declared to be severable and in the event that any part of this ordinance shall be declared invalid by a court of competent jurisdiction, such declaration shall not affect the remaining portions hereof.

Section 21. This ordinance shall take effect and be in full force from and after passage and publication once in the official City paper.

PASSED AND APPROVED
by the South Haven, Kansas, City Council this 5th day of June 1974 (Seal) attest
Euvella Ervin City Clerk
Jay E. Helms Mayor

ORDINANCE NO. 219

An Ordinance Authorizing the Issuance of No-Fund Warrants in an Amount of not to Exceed \$6,300.00 for the Purpose of Providing Funds for the Purchase of Repairs for the Water Dept. of the City of South Haven; Fixing the Maturity Dates of said No-Fund Warrants and Fixing the Interest Rate of Said No-Fund Warrants.

WHEREAS, the governing body of the City of South Haven, Kansas, has by Ordinance No. 217 declared that an emergency exists and that it is necessary to purchase Repairs for the Water Dept. of said City and that it is necessary to issue no-fund warrants to raise revenue for such purposes; and

WHEREAS, upon proper application having been made by the City, the Board of Tax Appeals of the State of Kansas did, on the 11th day of July, 1974, issue its Order No. 879-4 authorizing the City to make such expenditure and to issue no-fund warrants in an amount not to exceed \$6,300.00 for such purpose:

Now Therefore, he it ordained by the Governing Body of the City of South Haven, Kansas:

Sec. 1. That for the purpose of providing funds to pay for the purchase of Repairs for the Water Dept. of the City of South Haven, in order properly to protect and service or insure and provide for the health and convenience of the City and the Public, that no-fund warrants of the City of South Haven, Kansas, shall be issued under the Authority K.S.A. 1969 Supp. 12-110a in the aggregate sum of \$6,300.00 and shall be designated "no-fund warrants (Water Dept. Series)". Said warrants shall be dated November 21st, 1974, and shall bear interest at the rate of six percent (6%) per annum from the date thereof. Said Warrants shall each be payable at the office of the City Treasurer and be numbered, mature, and be in the amounts as fol-

lows:

Number	Maturity	Amount
1	Feb. 1, 1975	\$1,050.00
2	Aug. 1, 1975	\$1,050.00
3	Feb. 1, 1976	\$1,050.00
4	Aug. 1, 1976	\$1,050.00
5	Feb. 1, 1977	\$1,050.00
6	Aug. 1, 1977	\$1,050.00

Said warrants shall be signed and attested and shall have the corporate seal affixed thereto and shall be duly countersigned and recorded and otherwise duly registered as provided by law.

Sec. 2. The governing body of the City shall annually make provisions for the payment of the principal and interest of said warrants as the same become due by the levy and collection of the necessary tax therefor.

Sec. 3. This Ordinance shall take effect and be in full force from and after its passage and publication once in the official city newspaper.

Adopted by the governing body of the City of South Haven, Kansas, this 4th day of Nov. 1974.

/s/ Jay E. Helsel
Mayor

(SEAL)
Attest: /s/ Euvola Ervin
City Clerk

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states
that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least
weekly fifty (50) times a year and has been so
published for at least five years prior to the first
publication of the attached notice:

THAT said paper is entered as second class mail
matter at the post office of its publication;

THAT said paper has a general paid circulation
on a weekly, daily, monthly or yearly basis in
SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication
and has been

PRINTED and published in SUMNER County,
Kansas,

THE ATTACHED was published on the following
dates in a regular issue of said paper, for a total
of 1 consecutive times:

- 1st Publication was on the 22 day of JAN, 1975
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 4.32

(Signed) AJ Bozarth

Witness my hand this 23 day of JAN,
1975

SUBSCRIBED and sworn to before me this 23
day of JANUARY, 1975

(Signed) [Signature]
Notary Public



11/4/77

*Amended
#222 Oct 1975*

(Published in the South Haven
New Era Wednesday, Jan. 22,
1975.)
Ordinance No. 220
An Ordinance Amending Sec-
tion 10, of Ordinance 207,
which is an Ordinance fixing
rates and charges for water
furnished and used by Con-
sumers.
Be it ordained by the Govern-
ing Body of the City of South
Haven, Kansas:
Section 1. Section 10 of
Ordinance 207 is amended to
read: Section 10; Until other-
wise provided by Ordinance,
the City of South Haven,
Kansas will charge and col-
lect for Water used and furn-
ished by it to consumers the
following rates, to-wit:-
Minimum, inside city, first
3,000 gallons.....\$3.00
Minimum, outside city, first
3,000 gallons.....\$4.00
Next 10,000 gallons.....\$0.50,
per 1000 gallons.
Excess over 13,000 gallons....
\$0.30 per 1000 gallons
Section 2. This ordinance
shall take effect and be in
full force after publication
once in the official City
Paper.
Passed by the South Haven,
Kansas City Council this 6th
day of January, 1975.
Jay E. Heisel, Mayor
Attest: Euvella Ervin, City
Clerk

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

amended 1/1
271

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

- 1st Publication was on the 30 day of APRIL, 1975
- 2nd Publication was on the ___ day of _____, 19__
- 3rd Publication was on the ___ day of _____, 19__
- 4th Publication was on the ___ day of _____, 19__
- 5th Publication was on the ___ day of _____, 19__
- 6th Publication was on the ___ day of _____, 19__

Publication Fee \$ 4.64

(Signed) [Signature]

Witness my hand this 15 day of MAY, 1975

SUBSCRIBED and sworn to before me this 5th day of MAY, 1975



[Signature]
Notary Public

(Published in the South Haven New Era Wednesday, April 30, 1975.)
Ordinance No. 221
An Ordinance Closing and Vacating Camp Street from the East Side of Kickapoo Street to a point 40 Feet East of the West Line of Rose Street, South Haven, Kansas; and Closing and Vacating the West 40 Feet of Rose Street from the South Side of Camp Street to the South Side of Beard Street, South Haven, Kansas.
Be it ordained by the Governing Body of the City of South Haven, Kansas: Section 1. That Camp Street in South Haven from the East side of Kickapoo Street to a point 40 feet East of the West Line of Rose Street be closed and vacated.
Section 2. That the West 40 feet of Rose Street in South Haven from the South side of Camp Street to the South side of Beard Street be closed and vacated.
Section 3. That this ordinance shall take effect and be in full force from and after its passage and publication once in the official City Paper.
Passed by the Governing Body this 7th day of April, 1975.
Jay Helse, Mayor
Seal, Attest
Euvola Ervin, City Clerk

*original copy on file
in the Register of Deeds*

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of / consecutive times:

1st Publication was on the 17 day of Oct, 1975
 2nd Publication was on the ___ day of _____, 19___
 3rd Publication was on the ___ day of _____, 19___
 4th Publication was on the ___ day of _____, 19___
 5th Publication was on the ___ day of _____, 19___
 6th Publication was on the ___ day of _____, 19___
 Publication was on the ___ day of _____, 19___

Publication Fee \$ 6.11


(Signed) A. J. Bozarth

Witness my hand this 20 day of Oct, 1975

SUBSCRIBED and sworn to before me this 20 day of Oct, 1975

(Signed) [Signature]
Notary Public

My commission expires 11/4/77



(Published in The South Haven New Era Wednesday, Oct. 17, 1975) 1t

ORDINANCE NO. 222

An Ordinance Amending Ordinance No. 128, which is an Ordinance Providing for the Maintenance, Operation and Control of the Water of the City of South Haven, Sumner County, Kansas, and providing Rules, Rates and Regulations for the Operation thereof; and Repealing Ordinances Numbered 161, 207 and 220.

Be it ordained by the Governing Body of the City of South Haven, Kansas:

Section 1.

Section 10 of Ordinance 128 is amended to read:

Section 10. Until otherwise provided by Ordinance the City of South Haven, Kansas will charge and collect for Water used and furnished by it to consumers the following rates, to-wit:

Minimum, up to and including the first 3,000 gallons for those inside City...\$4.00

Minimum, up to and including the first 3,000 gallons for those outside City..\$5.00

Next 10,000 gallons at \$0.50 per 1,000 gallons.

Excess over 13,000 gallons at \$0.40 per 1,000 gallons.

Section 2.

Ordinances Numbered 161, 207 and 220 are each repealed.

Section 3.

This ordinance shall take effect and be in force from and after its passage and publication once in the Official City Paper.

Passed by the Governing Body of the City of South Haven, Kansas this 6th day of October, 1975.

Jay E. Helsel,
Mayor

(SEAL)
Attest: Euvela Ervin,
City Clerk

Repealed by Ord. 222

(Published in the South Haven
New Era Wednesday, Dec. 3,
1975) 1t

ORDINANCE NO. 223

AN ORDINANCE REGULATING
TRAFFIC WITHIN THE
CORPORATE LIMITS OF THE
CITY OF SOUTH HAVEN,
KANSAS; INCORPORATING BY
REFERENCE THE "STANDARD
TRAFFIC ORDINANCE FOR
KANSAS CITIES" EDITION OF
1974, WITH CERTAIN OMISSIONS
CHANGES AND ADDITIONS;
PRESCRIBING ADDITIONAL
REGULATIONS; AND REPEALING
ORDINANCES IN CONFLICT
HEREWITH.

BE IT ORDAINED BY THE
GOVERNING BODY OF THE
CITY OF SOUTH HAVEN,
KANSAS:

Section 1. INCORPORATING
STANDARD TRAFFIC ORDINANCE.

There is hereby incorporated
by reference for the purpose of
regulating traffic within the
corporate limits of the City of
South Haven, Kansas, that
certain standard traffic ordinance
known as the "Standard
Traffic Ordinance for Kansas
Cities," Edition of 1974 prepared
and published in book form by
the League of Kansas Municipalities,
Topeka, Kansas, save and except
such articles, sections, parts or
portions as are hereafter omitted,
deleted, modified or changed.
Not less than three(3) copies
of said Standard Traffic Ordinance
shall be marked or stamped
"Official Copy" as Adopted
by Ordinance No. 223 with all
such sections or portions thereof
intended to be omitted or
changed clearly marked to
show any such omission or
change and to which shall be
attached a copy of this ordinance,
and filed with the City
Clerk to be open to inspection
and available to the public
at all reasonable hours.

The police department, municipal
judge and all administrative
departments of the City
charged with enforcement of
the ordinance shall be supplied
at the cost of the City
such number of official copies
of such Standard Traffic Ordinance
similarly marked, as
may be deemed expedient.

Section 2. No person shall
operate or halt a vehicle in
such a manner as to indicate
a careless or heedless disregard
for the rights or the
safety of others, or in such
a manner as to endanger or be
likely to endanger, any person
or property.

Section 3. Any person
violating any of the provisions
of this ordinance or any rule
or regulation contained herein
with the exception of Speeding
Section 33 of Article 7,
shall be guilty of a misdemeanor
and upon conviction thereof
shall be punished on the
first offense a minimum of
\$15.00. The maximum being
not more than \$100.00 or
imprisonment for not more than
ten days or both such fine
and imprisonment. Upon the
second conviction within one
year by a minimum of
\$40.00. The maximum being
not more than \$200.00 or by
imprisonment for not more
than twenty days or by both
such fine and imprisonment.
Upon the third and all
convictions thereafter by a
minimum of \$75.00 and
imprisonment of five days.
The maximum being not more
than \$500.00 or by imprisonment
for not more than 6 months
or by both such fine and
imprisonment.

Section 4. Any person
violating Section 33 of Article
7, pertaining to Speeding,
shall be guilty of a misdemeanor
and upon conviction thereof
shall be punished on the first
offense a minimum of \$10.00
plus \$1.00 per mile over the

limit, for the first 10 over,
\$2.00 per mile for the next
15 over, and \$3.00 per mile
thereafter over the limit. The
maximum being not more
than \$100.00 or by imprisonment
for not more than ten
days or by both such fine and
imprisonment. Upon the second
conviction within one year by
a minimum of \$20.00 plus \$1.00
per mile for the first 10 over
the limit, \$2.00 per mile for
the next 15 over, and \$3.00
per mile thereafter over the
limit. The maximum being not
more than \$200.00 or by
imprisonment for not more
than twenty days or by both
such fine and imprisonment.
Upon the third and all
convictions thereafter by a
minimum of \$40.00 plus
\$1.00 per mile for the first 10
over the limit, \$2.00 per mile
for the next 15 over, and
\$3.00 per mile thereafter over
the limit. The maximum being
not more than \$500.00 or by
imprisonment for not more
than 6 months or by both
fine and imprisonment.

Section 5. The following
Sections are deleted from said
1974 Standard Traffic Ordinance
for Kansas Cities: Sec. 30
of Article 6; Sec. 86(b) of
Article 13; Sec. 184 of Article
20.

Section 6. Ordinances
Number 170 & 193 and all other
ordinances or parts thereof
in conflict with this ordinance
are hereby repealed.

Section 7. This ordinance
shall take effect and be in
full force from and after its
passage and publication once
in the official City Paper.

Passed by the Governing
Body of the City of South
Haven, Kansas, this 17 day
of November, 1975.

Jay E. Helsel Mayor
Attest: Euvella Ervin City
Clerk

*Repealed
by #208*

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

1st Publication was on the 21 day of July, 1976
 2nd Publication was on the ___ day of _____, 19___
 3rd Publication was on the ___ day of _____, 19___
 4th Publication was on the ___ day of _____, 19___
 5th Publication was on the ___ day of _____, 19___
 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 5.17

(Signed) A. J. Bozarth

Witness my hand this 23 day of July, 1976

SUBSCRIBED and sworn to before me this 23 day of July, 1976

(Signed) D. L. Bennett
Notary Public

My commission expires 11/4/78

(Published in The South Haven New Era Wednesday July 21, 1976) 10
RESOLUTION
 Resolution amending changes for the collection, hauling and disposal of garbage, trash and refuse for residences in the City of South Haven, Kansas
 WHEREAS the City of South Haven, Kansas did on the 5th day of June, 1974 adopt Ordinance No. 218, entitled "An ordinance defining, classifying and establishing certain rules and regulations for the collection, hauling and disposal of garbage, trash and refuse, providing for charges to be assessed for same, provision for collection of said charges and providing penalties for violation thereof"
 And Whereas thereafter said City of South Haven, Kansas did set the charges for such services at \$3.00 per month for residences; and
 Whereas it is now determined that such charges are not sufficient and should be increased; NOW
 Be It Resolved by the City of South Haven, Kansas that charges for the collection, hauling and disposal of garbage, trash and refuse for residences in said city be set at \$3.50 per month.
 This resolution shall be in full force and effect from and after its passage.
 Passed by the Governing Body of the City of South Haven, Kansas this 5th day of July, 1976.
 Jay E. Helsel, Mayor
 (Seal)
 Attest: Euvela Ervin, City Clerk.



(Published in The South
Haven New Era Wednes-
day, Oct. 20, 1976)

ORDINANCE NO. 224

An Ordinance Authorizing
the Issuance of No-
Fund Warrants in an Amount
of Not To Exceed \$8,000.00
for the Purpose of Providing
Funds for the Purchase of
Equipment for the Street
Dept. of the City of South
Haven; Fixing the Maturity
Dates of Said No-Fund War-
rants and Fixing the Inter-
est rate of said No-Fund
Warrants.

WHEREAS, the governing
body of the City of South
Haven, Kansas, has by Ord-
inance No. 224 declared
that an emergency exists and
that it is necessary to pur-
chase equipment for the
Street Dept. of said City
and that it is necessary to
issue no-fund warrants to
raise revenue for such pur-
poses; and

WHEREAS, upon proper ap-
plication having been made
by the City, the Board of
Tax Appeals of the State
of Kansas did, on the 2nd
day of September, 1976, is-
sue its Order No. 1505-6
authorizing the City to make
such expenditure and to is-
sue no-fund warrants in an
amount not to exceed
\$8,000.00 for such purpose.

Now Therefore be it or-
dained by the Governing
Body of the City of South
Haven, Kansas:

Sec. 1. That for the pur-
pose of providing funds to
pay for the purchase of
equipment for the Street
Dept. of the City of South
Haven, in order to provide for
protect and preserve the in-
surance and protection of the
health and convenience of
the City and its people, that
no-fund warrants of the City
of South Haven, Kansas,
shall be issued under the

Authority K.S.A. 12-110a in
the aggregate sum of \$8,000.00
and shall be as follows:

Said no-fund warrants
(Series) shall be dated Nov-
ember 1, 1976 and shall
bear interest at the rate of
six percent (6%) per annum
from the date thereof. Said
Warrants shall each be pay-
able at the office of the City
Treasurer and be numbered,
mature, and be in the amounts
as follows:

Number	Maturity	Amount
1.	Feb. 15, 1977	\$1,000.00
2.	Aug. 15, 1977	\$1,000.00
3.	Feb. 15, 1978	\$1,000.00
4.	Aug. 15, 1978	\$1,000.00
5.	Feb. 15, 1979	\$1,000.00
6.	Aug. 15, 1979	\$1,000.00
7.	Feb. 15, 1980	\$1,000.00
8.	Aug. 15, 1980	\$1,000.00

Said warrants shall be signed
and attested and shall have the
corporate seal affixed there-
to and shall be duly counter-
signed and recorded and oth-
erwise duly registered as pro-
vided by law.

2. The governing body
of the City shall annually
make provisions for the pay-
ment of the principal and in-
terest of said warrants as

the same become due by the
levy and collection of the nec-
essary tax therefor.

Sec. 3. This Ordinance
shall take effect and be in
full force from and after its
passage and publication once
in the official city newspaper.
Adopted by the governing
body of the City of South
Haven, Kansas, this 4th
day of October, 1976.

/s/ Jay E. Helsel
Mayor

(SEAL)
Attest: /s/ Euvela Ervin
City Clerk

New Era, Wednesday, July 21, 1976
ORDINANCE NO. 225

An Ordinance Regulating the Use of House Trailers and Camper Trailers in the City of South Haven, Kansas and Providing Penalties for the Violation thereof.

Be It Ordained by the Governing Body of the City of South Haven, Kansas:

Section 1. Definitions:

A. A house trailer (sometimes called a mobile home) is defined herein as any movable structure whether resting on wheels or foundation, and occupied as living quarters, regardless of width or length.

B. A camper trailer is defined herein as any movable structure on wheels not more than 9 feet wide, not being occupied as permanent living quarters.

Section 2. It shall be unlawful to locate or place any house trailer in the following parts of the City of South Haven, Kansas:

- A. West half of Block 14.
- B. West half of Block 21.
- C. West half of Block 26.
- D. East half of Block 15, together with Lots 13, 14, 15, 16, 17 & 18 in said Block 15.
- E. All of Block 20.
- F. East half of Block 27.

Section 3. After the effective date of this ordinance the locating or placing of any house trailer in the City of South Haven, Kansas, shall comply with the following:

- A. Shall not be less than ten feet from any alley or street.
- B. Shall not be less than ten feet from any property line.
- C. Shall not be less than 25 feet from any dwelling, house trailer or other living quarters.
- D. Shall be connected with the city sewer system prior to being occupied as living quarters.
- E. Shall be grounded for electrical purposes by a 1/2 inch by 8 foot copper weld ground rod and bronze clamp using not less than a No. 6 AWG American Wire Gage Copper Wire adequately bonded to both the house trailer frame and control wire.

Section 4. Section 3 of this ordinance does not apply to a camper trailer when the same is being stored and is not being used as temporary or permanent living quarters.

Section 5. Section 3 of this ordinance does not apply to a camper trailer when the same is parked in a city approved Trailer Park.

Section 6. All Trailer Parks or Additions to Trailer Parks hereafter built in the City of South Haven, Kansas, shall first be approved by the governing body of the City, both as to location and arrangement of the park, together with the facilities to be furnished.

Section 7. The provisions of this ordinance are hereby declared to be severable and in the event that any part of this ordinance shall be declared to be invalid by a Court of competent jurisdiction such declaration shall not affect the remainder of said ordinance.

Section 8. If any person, firm or corporation shall violate any of the provisions of this ordinance he or it shall on conviction be deemed guilty of a misdemeanor and shall be fined in a sum not to exceed \$100.00. Each day that said ordinance is violated shall be deemed a separate offense.

Section 9. This ordinance shall take effect and be in full force from and after its passage and publication once in the official city paper.

Passed and approved by the governing body of the City of South Haven, Kansas this 5th day of July, 1976.
Ray E. Halsey, Mayor
Antast Elvas, City Clerk

amended by
209

ORDINANCE 226

AN ORDINANCE
PROVIDING FOR THE
LICENSING AND REGULA-
TION OF DOGS WITHIN THE
CORPORATE LIMITS OF
THE CITY OF SOUTH
HAVEN:

BE IT ORDAINED BY THE
GOVERNING BODY OF THE
CITY OF SOUTH HAVEN,
KANSAS:

SECTION ONE: ABANDON-
ING DOGS UNLAWFUL. It
shall be unlawful for any per-
son, firm, or corporation to
bring within the City limits
any dog or dogs and to aban-
don the same.

SECTION TWO: LICENSE
REQUIRED. It shall be unlaw-
ful for any person, firm or cor-
poration to keep or harbor
within the corporate limits of
the City any dog over the age
of three (3) months without
causing such dog to be li-
censed and paying the license
tax as hereinafter provided.

SECTION THREE: LICENSE
TAX AND PAYMENT. A li-
cense tax of \$3.00 for spayed
females and males, and \$5.00
for unspayed females is here-
by levied upon the owners,
keepers, or harborers of any
dog over the age of three (3)
months within the corporate
limits of the City. It shall be
the duty of each owner, keeper,
or harborer of a dog or dogs
over the age of three (3) months
to pay the tax imposed by this

Section to the City Clerk on
or before the 1st day of Janu-
ary of each and every year
or upon acquiring ownership
or possession of any such dog
or upon establishing residence
within the City of South Ha-
ven at such time during the
license year that such dog or
dogs shall become three (3)
months old. The full amount
of the license tax shall be re-
quired regardless of the time
of year application is made.

SECTION FOUR: TAX RE-
CEIPT AND DOG TAGS. Up-
on payment of the license
tax as herein before required
the City Clerk shall issue a
receipt to the payer
thereof and shall supply the
payer thereof with a suitable
metal tag and it shall be the
duty of the person receiving
such tag to cause it to be
affixed by permanent metal
fastener to the collar or har-
ness of the dog upon which
the tax is paid in such manner
that said tag may be easily
seen by the City Marshall:
Provided that such tag is lost,
the City Clerk, upon applica-
tion and satisfactory proof
of the same and upon the pay-
ment of the sum of Twenty-
five Cents (\$.25), shall issue
a duplicate tag.

SECTION FIVE: DOG REC-
ORD. The City Clerk shall
keep a suitable book in which
shall be entered the names
and addresses of the persons
paying the said license tax,
the names of the dogs, the
sex, if female whether spayed,
color and general description
and such other information as
may be helpful in identifying
such animal.

SECTION SIX: VACCINA-
TION REQUIRED. Before
the City Clerk shall register
and issue a metal tag for a
dog, the owner, keeper, or
harborer of said dog shall
furnish to the City Clerk a
certificate from a licensed
veterinarian showing that
said dog has been immunized
against rabies and that said
immunization will be effec-
tive for the year for which the
dog is to be licensed.

SECTION SEVEN: IM-
POUNDING OF DOGS. It shall
be unlawful for any dog or dogs
to run at large within the cor-

DOGS ↓
Wednesday, Dec. 14, 1977
The South Haven New Era

porate limits of the City. Any
and all dogs running at large
shall be taken into custody by
the City Marshall or any other
person designated for such
duty by the Governing Body,
shall be impounded and kept
for not less than seventy-two
(72) hours, and if unclaimed,
as hereinafter provided, within
the said seventy-two (72) hours
the said dog shall be sold or
destroyed. If the owner, keeper,
or harborer of said dog shall
claim said dog within the sev-
enty-two (72) hours, such own-
er, keeper, or harborer will be
entitled to the return of such
dog upon payment for the bene-
fit of the City the sum of \$15.00
to the City Marshall or other
person designated to be in
charge of the said dog by the
Governing Body: Provided, how-
ever, that before any unlicensed
impounded dog shall be claimed
as above provided, the owner,
keeper, or harborer of said dog
shall pay the license tax for
said dog as hereinabove pro-
vided. When tagged dogs are
picked up the owner, keeper,
or harborer will be notified be-
fore dogs are taken to the
pound; if possible. The fine
of \$15.00 will be paid before
dogs are released.

SECTION EIGHT: VICIOUS
DOGS. It shall be unlawful
for any person to own, keep,
or harbor any vicious or dan-
gerous dog within the corpor-
ate limits of the City.

SECTION NINE: BARKING
DOGS. It shall be unlawful
for any person to own, keep,
or harbor, within the corpor-
ate limits of City, any dog
which habitually barks or
howls by day or by night and
by doing so disturbs the
peace and quiet of any per-
son or family within the cor-
porate limits of the City.

SECTION TEN: PENALTY.
Any person, firm, or corpor-
ation who shall violate any
of the provisions of this Or-
dinance shall be deemed gui-
lty of a misdemeanor and up-
on conviction thereof, shall
be fined in a sum not to ex-
ceed \$100.00 or imprisoned
not to exceed thirty (30) days
or both so fined and so im-
prisoned. Each day during or
on which a violation occurs
or continues shall constitute
a separate offense and shall
be punishable as such here-
under.

SECTION ELEVEN: EFFE-
TIVE DATE. This Ordinance
shall take effect and be in
full force January 1, 1978.

PASSED AND APPROVED
this 5th day of December,
1977.

Joy E. Helsel
Mayor

Attest:
Euvola Ervin,
City Clerk

City of South Haven

LEGAL PUBLICATION

(Published in The South Haven New Era Wednesday March 1, 1978)

RESOLUTION

Resolution amending changes for the collection, hauling and disposal of garbage, trash and refuse for residences in the City of South Haven, Kansas.

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Whereas the City of South Haven, Kansas did on the 5th day of June, 1974 adopt Ordinance No. 218, entitled: "an ordinance defining, classifying and establishing certain rules and regulations for the collection, hauling and disposal of garbage, trash and refuse; providing for charges to be assessed for same, provision for collection of said charges and providing penalties for violation thereof."

And whereas thereafter said City of South Haven, Kansas did set the charges for such services at \$3.50 per month for residences, and

Whereas it is now determined that such charges are not sufficient and should be increased; NOW

Be it Resolved by the City of South Haven, Kansas that charges for the collection, hauling and disposal of garbage, trash and refuse for residences in said city be set at \$3.75 per month.

This resolution shall be in full force and effect from and after its passage.

Passed by the Governing Body of the City of South Haven, Kansas this 6th day of February, 1978.

Jay E. Helsel,

Mayor

(Seal)

LEGAL PUBLICATION

(Published in The South Haven New Era Wednesday, May 17, 1978)

ORDINANCE 227

An Ordinance Amending Ordinance 222, which is an Ordinance fixing rates and charges for water furnished and used by consumers and repealing Ordinance 222.

Be it ordained by the Governing Body of the City of South Haven, Kansas:

SECTION I. Section 1 of Ordinance 222 is amended to read: Until otherwise provided by Ordinance, the City of South Haven, Kansas will charge and collect for water used and furnished to consumers the following rates, to-wit:

Minimum, up to and including the first 3,000 gallons for those inside City \$5.00

Minimum, up to and including the first 3,000 gallons for those outside city limits \$6.00

Next 10,000 gallons at \$0.75 per 1,000 gallons

Excess over 13,000 gallons at \$0.50 per 1,000 gallons.

SECTION II. If bills are not paid on or before 10th day of each month in which said bills is first due and payable, a penalty of ten percent (10%) of the total amount due shall be added to each bill. The City, after giving notice to the consumer, shall have the right to discontinue water service to any or all consumers of city water who failed to pay said bill and penalty thereon on or before the 10th day of the month in which said bill is first due and payable.

SECTION III. Ordinance No. 222 is herewith repealed.

SECTION IV. This Ordinance shall take effect and be in full force from and after the passage and publication once in official City Paper.

Passed by the Governing Body of the City of South Haven, Kansas this 1st day of May, 1978.

Jay E. Helsel,
Mayor

(SEAL)

Attest: Euvela Ervin
City Clerk

A. J. BOZARTH

I, lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

- 1st Publication was on the 20 day of June, 1979
- 2nd Publication was on the ___ day of ___, 19__
- 3rd Publication was on the ___ day of ___, 19__
- 4th Publication was on the ___ day of ___, 19__
- 5th Publication was on the ___ day of ___, 19__
- 6th Publication was on the ___ day of ___, 19__

Publication Fee \$ 7.48

(Signed) *A. J. Bozarth*

Witness my hand this ___ day of ___

19__

SUBSCRIBED and sworn to before me this 21

day of June, 1979

(Signed) *[Signature]*
Notary Public

My commission expires 11/4/82



LEGAL PUBLICATION

(Published in The South Haven New Era Wednesday, June 20, 1979) Ordinance No. 229

An Ordinance repealing Ordinance No. 227, which is an Ordinance Fixing Rates and Charges for Water furnished and used by Consumers.

Be it ordained by the Governing Body of the City of South Haven, Kansas:

SECTION I: Until otherwise provided by Ordinance, the City of South Haven, Kansas will charge and collect for water used and furnished by it to consumers the following rates, to-wit:

- Minimum, up to and including the first 3,000 gallons for those inside City\$7.50
- Minimum, up to and including the first 3,000 gallons for those outside city limits.....\$8.50
- Next 10,000 gallons at \$0.75 per 1,000 gallons, Excess over 13,000 gallons at \$0.50 per 1,000 gallons.

SECTION II: If bills are not paid on or before 10th day of each month in which said bills is first due, and payable, a penalty of ten percent (10) of the total amount due shall be added to each bill. The City, after giving notice to the consumer, shall have the right to discontinue water service to any or all consumers of city water who failed to pay said bill and penalty thereon on or before the 10th day of the month in which said bill is first due and payable.

SECTION III: Ordinance

No. 227 is herewith repealed.

SECTION IV: This Ordinance shall take effect and be in full force from and after the passage and publication once in official City Paper.

Passed by the Governing Body of the City of South Haven, Kansas this 4th day of June, 1979.

John Snell
Mayor

(SEAL)
Attest:
Euvéla Ervin,
City Clerk

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of..... consecutive times:

Publication was on the 15 day of Aug, 1979
 2nd Publication was on the ___ day of _____, 19___
 3rd Publication was on the ___ day of _____, 19___
 4th Publication was on the ___ day of _____, 19___
 5th Publication was on the ___ day of _____, 19___
 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 12.97

(Signed) A. J. Bozarth

Witness my hand this 17 day of Aug, 1979

SUBSCRIBED and sworn to before me this 17 day of AUGUST, 1979

(Signed) Bill Holland
Notary Public



12-19-82

(Published in The South Haven New Era Wednesday, Aug. 15, 1979).

ORDINANCE NO. 231

An Ordinance Authorizing the Issuance of No-Fund Warrants in an Amount of Not To Exceed \$10,798.00 for the Purpose of Providing Funds for the Purchase of Equipment for the Street Department of the City of South Haven; and for the Purpose of Providing Funds for the Purchase of Equipment for the Police Department of the City of South Haven; Fixing the Maturity Dates of Said No-Fund Warrants and Fixing the Interest rate of said No-Fund Warrants.

WHEREAS, the governing body of the City of South Haven, Kansas, has by Ordinance No. 230 declared that an emergency exists and that it is necessary to purchase equipment for the Street Dept. and the Police Dept. of said City and that it is necessary to issue no-fund warrants to raise revenue for such purposes; and

WHEREAS, upon proper application having been made by the City, the Board of Tax Appeals of the State of Kansas did, on the 1st day of August, 1979, issue its Order No. 3915-79-NFW authorizing the City to make such expenditure and to issue no-fund warrants in an amount not to exceed \$10,798.00 for such pur-

pose.

Now Therefore, be it ordained by the Governing Body of the City of South Haven, Kansas:

Sec. 1. That for the purpose of providing funds to pay for the purchase of equipment for the Street Dept. and Police Dept. of the City of South Haven, in order to properly protect and service or insure and provide for the health and convenience of the City and the Public, that no-fund warrants of the City of South Haven, Kansas, shall be issued under the Authority K.S.A. 12-110a in the aggregate sum of \$10,798.00 and shall be dated August 20, 1979, and shall bear interest at the rate of six and one-half percent (6½%) per annum from the date thereof. Said Warrants shall each be payable at the office of the City Treasurer and be numbered, mature, and be in the amounts as follows:

No.	Maturity	Amount
1.	Feb. 15, 1980	\$1,349.75
2.	Aug. 15, 1980	\$1,349.75
3.	Feb. 15, 1981	\$1,349.75
4.	Aug. 15, 1981	\$1,349.75
5.	Feb. 15, 1982	\$1,349.75
6.	Aug. 15, 1982	\$1,349.75
7.	Feb. 15, 1983	\$1,349.75
8.	Aug. 15, 1983	\$1,349.75

Said warrants shall be signed and attested and shall have the corporate seal affixed thereto and shall be duly countersigned and recorded and otherwise duly

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

- Publication was on the 22 day of Aug., 1979
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 5.80

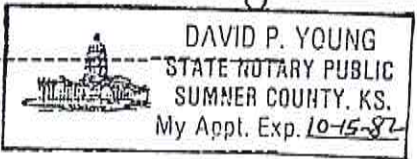
(Signed) A. J. Bozarth

Witness my hand this 22 day of Aug., 1979

SUBSCRIBED and sworn to before me this 23 day of August, 1979

(Signed) David P. Young
Notary Public

My commission expires _____



(Published in The South Haven New Era Wednesday, Aug. 22, 1979)

RESOLUTION

Resolution amending changes for the collection, hauling and disposal of garbage, trash and refuse for residences in the City of South Haven, Kansas.

Whereas the City of South Haven, Kansas did on the 5th day of June, 1974 adopt Ordinance No. 218, entitled: "an ordinance defining, classifying and establishing certain rules and regulations for the collection, hauling and disposal of garbage, trash and refuse, providing for charges to be assessed for the same, provision for collection of said charges and providing penalties for violation thereof";

And whereas thereafter said City of South Haven, Kansas did set the charges for such services at \$3.75 per month for residences; and

Whereas it is now determined that such charges are not sufficient and should be increased; NOW

Be it Resolved by the City of South Haven, Kansas that charges for the collection, hauling and disposal of garbage, trash and refuse for residences in said city be set at \$4.25 per month.

This resolution shall be in full force and effect from and after its passage.

Passed by the Governing Body of the City of South Haven, Kansas this 6th day of August, 1979.

John Snell,
Mayor

(Seal)
Attest:
Euvela Ervin,
City Clerk.

LEGAL PUBLICATION

(Published in The South Haven New Era Wednesday, Feb. 27, 1980.)

RESOLUTION 1980-1

**A RESOLUTION
AUTHORIZING THE
EXECUTION OF A
CONSENT AGREEMENT
PURSUANT TO
SECTION 13, Chapter 50,
1979 SESSION LAWS OF
THE STATE OF
KANSAS.**

WHEREAS, the Board of County Commissioners of Cowley County, Kansas has adopted a residential housing finance program to reduce the shortage of decent, safe and sanitary housing which persons of moderate income can afford, and,

WHEREAS, there exists a shortage of decent, safe and sanitary housing which persons of moderate income can afford in the City of South Haven, and

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS that the Mayor and the City Clerk are hereby authorized to execute a consent agreement with Cowley County to implement the residential housing finance program in the City of South Haven, Kansas as provided by law.

BE IT FURTHER RESOLVED that this resolution shall be effective upon its passage.

ADOPTED this 4th day of February, 1980.

Mayor
John Snell

ATTEST
Euvela Ervin
City Clerk
(SEAL)

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

- 1st Publication was on the 12 day of MARCH, 1980
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___

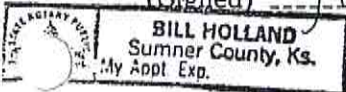
Publication Fee \$ 6.54

(Signed) [Signature]

Witness my hand this 14 day of MARCH 1980

SUBSCRIBED and sworn to before me this 14th day of MARCH, 1980

(Signed) [Signature]
Notary Public



My commission expires 12-19-82

(Published in The South Haven New Era Wednesday, March 12, 1980)

ORDINANCE NO. 232

An Ordinance relating to the discharge and use of BB guns, air guns and pellet guns or any weapon which uses air or gas as a propellant and penalties for violation thereof:

BE IT ORDAINED by the Mayor and Councilmen of the City of South Haven, Kansas,

SECTION 1:

It shall be unlawful for any person or persons to use, shoot or discharge any BB guns, air guns or pellet guns, or any weapon which uses air or gases as a propellant within the city limits of South Haven, Kansas, PROVIDED, HOWEVER; that it shall not be unlawful to discharge such weapons on ones own property or upon property of the parent or guardian of such person using such weapon, so long as the projectile of such weapon does not leave the property of such parent of guardian.

SECTION 2:

Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than Ten Dollars (10.00) nor more than One Hundred Dollars (100.00) for each offense.

SECTION 3:

This ordinance shall take effect and be in force from and its passage and its publication in the official city paper.

PASSED by the Council this 3rd day of March 1980. APPROVED and signed by the Mayor this 3rd day of March 1980.

Norman P. Harris,
Mayor

ATTEST:
Euvela Ervin,
City Clerk.

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of ... consecutive times:

- 1st Publication was on the 2 day of MARCH, 1980
- 2nd Publication was on the ... day of, 19...
- 3rd Publication was on the ... day of, 19...
- 4th Publication was on the ... day of, 19...
- 5th Publication was on the ... day of, 19...
- 6th Publication was on the ... day of, 19...

Publication Fee \$ 12.54

(Signed) *[Signature]*

Witness my hand this ... day of MARCH

19 80

SUBSCRIBED and sworn to before me this 14th

day of MARCH, 1980

(Signed) *[Signature]*

Notary Public



My commission expires 12-19-82

(Published in The South Haven New Era Wednesday, March 12, 1980)

ORDINANCE NO. 233

An ordinance restricting and regulating the sale, use and possession of weapons within the City of South Haven, Kansas. BE IT ORDAINED BY THE GOVERNING BODY OF SOUTH HAVEN, KANSAS:

Section 1: It shall be unlawful for any person within the City of South Haven, Kansas, to draw any pistol or any other weapon in a hostile manner or to make any demonstration or threat of using such weapon on or against any person, or to carry or have on his person or in a motor car, any deadly weapon.

The provisions of this Section shall not be construed:

A. To prohibit the carrying of a weapon by an officer of the law, or a person engaged upon a lawful mission requiring the carrying of firearms or deadly weapons upon the person.

B. To prohibit a person employed as a special guard, special police officer, or special detective from carrying weapons when he is on or in the immediate vicinity of the premises of any employer or going from one place of employment to another of any employer whose occupation lawfully requires employment of persons carrying firearms or deadly weapons.

C. To prohibit the carrying of unloaded firearms for lawful hunting, sport, exhibits, drill or training, or the carrying of unloaded firearms by any watchman duly licensed as such while going to and from his tour of duty or place of employment.

D. To prohibit a person from owning, possessing, or keeping weapons or firearms in the person's home or place of business, or a regular firearms range, or from using weapon or firearms at a regular firearms range, or at his home or place of business to protect life or property.

Section 2: CONFISCATION OF WEAPONS.

When any person is found guilty of carrying any weapon in violation of Section 1, the judge of the municipal court, in addition to the penalty imposed for such violation, may order such weapon confiscated and disposed of as provided by law.

Section 3: PENALTY.

Any person, firm, corporation, association, or groups of persons violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by

a fine of not less than \$5.00 nor more than \$100.00 or by imprisonment in the county jail not to exceed three months, or both of such fine and imprisonment.

Section 4: INVALIDITY OF A PART.

Should any Section, clause, sentence, or provision of this ordinance be determined to be unconstitutional or invalid,

Section 5: TAKE EFFECT.

This ordinance shall take effect and be in force from and after its publication in the official city paper.

PASSED by the CITY COUNCIL this 3rd day of March 1980.

APPROVED by the MAYOR this 3rd day of March 1980.

Norman P. Harris, Mayor

ATTEST:

Euvela Ervin, City Clerk.

(Published in The South Haven New Era Wednesday, April 23, 1980) 1 time

ORDINANCE NO. 234
AN ORDINANCE
AUTHORIZING AND
PROVIDING FOR THE
ACQUISITION OF A SITE
AND THE BUILDING OF A
WASTEWATER TREAT-
MENT PLANT, WITH MAIN
PUMPING STATION, FORCE
MAIN, AND OTHER
NECESSARY
APPURTENANCES
THEREON, ON SAID SITE,
FOR THE CITY OF SOUTH
HAVEN, KANSAS;
PROVIDING FOR THE PAY-
MENT OF THE COSTS
THEREOF; PROVIDING
FOR THE ISSUANCE OF
TEMPORARY IMPROVE-
MENT NOTES OF THE
CITY, FROM TIME TO
TIME, TO PAY EXPENSES
IN CONNECTION THERE-
WITH; AND AUTHORIZING
AND PROVIDING FOR
THE ISSUANCE OF A
TEMPORARY IMPROVE-
MENT NOTE OF THE CITY,
IN THE PRINCIPAL
AMOUNT OF \$30,000.00,
TO TEMPORARILY
FINANCE THE DESIGN
COSTS THEREOF.

WHEREAS, the governing body of the City of South Haven, Kansas hereby finds and determines it to be necessary to acquire a site of land in the Northwest portion of the City, and to build a Wastewater Treatment Plant, with main pumping station, force main, and all other necessary appurtenances thereto, on said site; and has directed MOSER & ASSOCIATES, Engineers, to design and prepare plans and specifications therefor, and an estimate of the costs thereof; and

WHEREAS, said Engineers' Estimate of Cost for the building of said Wastewater Treatment Plant, and appurtenances, including the cost of acquiring a site therefor, for the City of South Haven, Kansas is in the total amount of \$666,000.00; and

WHEREAS, the City of South Haven, Kansas has applied for a Federal Grant in connection with said project from the United States Environmental Protection Agency; and said Federal Grant, if and when received, is anticipated to be in the amount of \$370,500.00; and

WHEREAS, the portion of the costs of acquiring a site and building thereon said Wastewater Treatment Plant and appurtenances for the City of South Haven, Kansas, which will not be paid by said anticipated Federal Grant, is in the amount of \$186,500.00, which shall be chargeable to the city at large, and which will be paid by the issuance of general obligation bonds of the City under the authority of K.S.A. 12-631; and

WHEREAS, there is required at this time for design costs in connection with the project, the sum of \$30,000.00, for which it is necessary to issue a temporary improvement note of the City; and

WHEREAS, the governing body of the City of South Haven, Kansas deems it necessary at this time to authorize the acquisition of a site and the building thereon of said Wastewater Treatment Plant and appurtenances thereto for the City; to make provision for the payment of the costs thereof; to provide for the temporary financing from time to time of that portion of the costs to be chargeable to the city at large by the issuance of temporary improvement notes of the City;

to authorize and provide for the issuance of a Temporary Improvement Note of the City, in the principal amount of \$30,000.00, to pay expenses in connection with design of the project; and to provide for and specify the terms, conditions, form and details of said Note.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. The governing body of the City of South Haven, Kansas hereby finds and determines it to be necessary, and hereby authorizes, orders and directs that there be acquired for the City, a site of land, and further hereby finds and determines it to be necessary, and further authorizes, orders and directs there to be built on said site, a Wastewater Treatment Plant, with main pumping station, force main, and all other necessary appurtenances thereto, all in accordance with the plans and specifications therefor prepared by MOSER & ASSOCIATES, Engineers, which plans and specifications have been approved by the governing body and are on file in the Office of the City Clerk.

SECTION 2. The total estimated costs of acquiring said site and building said Wastewater Treatment Plant with appurtenances for the City of South Haven, Kansas is \$666,000.00, of which the sum of \$370,500.00 is expected to be paid from the proceeds of an anticipated Federal Grant from the United States Environmental Protection Agency; and the remaining costs of the project, which are expected to be in the amount of \$186,500.00, shall be chargeable to the city at large and shall be paid by the issuance of general obligation bonds of the City, under the authority of K.S.A. 12-631.

SECTION 3. In order to temporarily finance that portion of the costs of acquiring a site and building a Wastewater Treatment Plant thereon, with appurtenances thereto, for the City as authorized by Section 1 hereof, which shall be chargeable to the city at large, until the issuance of general obligation bonds therefor as provided by Section 2 hereof, there shall be issued a temporary note or notes of the City of South Haven, Kansas, the aggregate principal amount of which shall not exceed the sum of \$186,500.00, the estimated cost to the City of the project. Said temporary improvement note or notes shall be issued from time to time upon Resolution or Resolutions of the City fixing the dates, terms, denominations, interest rates and maturity dates (not exceeding four years from the dates of said note or notes and redeemable at any time before maturity) as funds are needed and required for carrying on said project; and the Mayor and City Clerk are hereby authorized and directed to prepare and execute each of said note or notes in accordance with the terms of this Ordinance and the said Resolution or Resolutions providing for the same, and the governing body may deliver such note or notes to persons having claims against the City in connection with the building of said project or sell the same at private sale for not less than par and

Wednesday, April 23, 1980
The South Haven New Era

accrued interest; and the proceeds of said note or notes shall be applied to the payment of actual costs and expenses of the project.

SECTION 4. In order to temporarily finance the design costs of the project authorized by Section 1 hereof, until the issuance of general obligation bonds therefor as provided by Section 2 hereof, the Mayor and City Clerk of the City of South Haven, Kansas shall be and they hereby are authorized and directed to issue the City's Temporary Improvement Note, Sewer Series A, 1980, in the principal amount of \$30,000.00, as provided by Section 3 hereof. The Note shall be dated April 1, 1980, shall be numbered No. 1, shall be payable to bearer, shall become due and payable on or before April 1, 1984, and shall bear interest at the rate of nine and one-half per cent (9-1/2%) per annum from date of issue until paid. The Note shall be issued under authority of K.S.A. 1979 Supp. 10-123 and K.S.A. 12-631, and all amendments thereto, to temporarily finance a portion of the costs connected with acquiring a site and building a Wastewater Treatment Plant thereon, with appurtenances thereto, for the City all as hereinbefore authorized. The Note shall be redeemed and taken up when funds are available for that purpose from the proceeds of general obligation bonds to be hereafter sold to pay for said project.

SECTION 5. The governing body of the City of South Haven, Kansas hereby covenants with the purchaser and holder of the Temporary Improvement Note, Sewer Series A, 1980, herein authorized, that so long as said Note remains outstanding and unpaid, the City of South Haven, Kansas will make no use of the proceeds of said Note which, if such use had been reasonably expected on the date of issuance of the Note, would have caused the Note to be an arbitrage note within the meaning of Section 103(c) of the Internal Revenue Code of 1954, as amended, and the City of South Haven, Kansas will comply with all applicable requirements of said Section 103(c) and the Rules and Regulations of the United States Treasury Department thereunder for so long as the Note remains outstanding and unpaid.

SECTION 6. This Ordinance shall take effect and be in force from and after its passage, approval and publication once in the official city newspaper.

PASSED AND APPROVED April 7, 1980.

Norman P. Morris
Mayor

(Seal)
ATTEST:
Euvela Ervin
City Clerk

11/10/79
RESOLUTION 3-1980

Be it Resolved by the
City of South Haven, Ks.
that charges for the col-
lection, hauling and dis-
posal of garbage, trash
and refuse for residences
in the City be set at
\$4.75 per month beginning
on bills for October 1980.

-Phil Harris, Mayor

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of ... consecutive times:

- 1st Publication was on the 14 day of JAN., 1981
- 2nd Publication was on the ... day of ..., 19...
- 3rd Publication was on the ... day of ..., 19...
- 4th Publication was on the ... day of ..., 19...
- 5th Publication was on the ... day of ..., 19...
- 6th Publication was on the ... day of ..., 19...

Publication Fee \$ 9.66

(Signed) *A. J. Bozarth*

Witness my hand this 14 day of JAN. 1981

DESCRIBED and sworn to before me this 14 day of JAN., 1981

(Signed) *Bill Holland*
Notary Public

BILL HOLLAND
Sumner County, Ks.
My Advt Exp.

17-19-81

(Published in The South Haven New Era Wednesday, Jan. 14, 1981) 1 time

ORDINANCE NO. 235

An ordinance regulating the hours of closing of businesses selling cereal malt beverages and regulating the hours of patronage, and providing penalties for the violation thereof.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

(SECTION 1)

That all persons, partnerships, or corporations engaged in the business of selling cereal malt beverages in the City of South Haven, Kansas shall close such licensed business establishment on or before 12:00 o'clock midnight of each business day and shall not open such business establishment before 6:00 o'clock a.m. of each business day. It shall be unlawful for any such licensed business establishment to remain open between the hours of 12:00 o'clock midnight and 6:00 o'clock a.m.

(SECTION 2)

Any persons, partnerships, or corporations found guilty of violating this ordinance shall be deemed guilty of a misdemeanor and shall be fined not less than \$25.00 nor more than \$100.00 for each violation of this ordinance.

(SECTION 3)

This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official city newspaper.

Passed and approved by the governing body of the City of South Haven, Kansas this 5th day of January 1981.

Norman P. Harris
Mayor

Attest:
Kelli D. Schwabauer
City Clerk

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

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PRINTED and published in SUMNER County, Kansas,

ATTACHED was published on the following dates in a regular issue of said paper, for a total of... consecutive times:

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- 2nd Publication was on the... day of, 19...
- 3rd Publication was on the... day of, 19...
- 4th Publication was on the... day of, 19...
- 5th Publication was on the... day of, 19...
- 6th Publication was on the... day of, 19...

Publication Fee \$ 16.22

(Signed) [Signature]

Witness my hand this 14 day of JAN

19 81

SUBSCRIBED and sworn to before me this 14 day of JAN, 19 81

(Signed) [Signature]

Notary Public

BILL HOLLAND
Sumner County, Ks.
My Appt. Exp.

My commission expires 12-19-82

(Published in The South Haven New Era Wednesday, Jan. 14, 1981) 1 time

ORDINANCE NO. 236

This is an ordinance adopting the Standard Traffic Ordinance for Kansas Cities, 1979 Addition, and repealing Ordinance No. 223 of the City of South Haven, Kansas.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

(SECTION 1).

STANDARD TRAFFIC ORDINANCE INCORPORATED BY REFERENCE.

There is hereby incorporated by reference for the purpose of regulating traffic upon the highways of the City of South Haven, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," 1979 Addition, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. Not less than three (3) copies of said standard ordinance shall be marked or stamped "official copy as incorporated by Ordinance No. 236 of the City of South Haven," and shall be filed with the City Clerk to be open to inspection, and available to the public at all reasonable hours. The Police Department, Police Judge, and all administrative departments for the city charged with the enforcement of the ordinance shall be supplied at the costs of the city such number of official copies of such standard ordinance.

(SECTION 2).

Ordinance No. 223 is hereby repealed.

(SECTION 3).

That the ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official city newspaper.

Passed and approved by the governing body of the City of South Haven, Kansas, this 5th day of January 1981.

Norman P. Harris
Mayor

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of ... consecutive times:

- 1st Publication was on the 14 day of JAN, 1981
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 12.54

(Signed) _____

Witness my hand this 14 day of JAN 1981

SUBSCRIBED and sworn to before me this 14 day of JAN, 1981

(Signed) _____

Bill Holland

Notary Public



My commission expires 12-19-82

(Published in The South Haven New Era Wednesday, Jan. 14, 1981) 1 time
ORDINANCE NO. 237

An ordinance prohibiting the consumption of cereal malt beverages and the possession of opened containers therefor in certain areas within the City of South Haven, Kansas and providing penalties thereof, and repealing Ordinance No. 211 of the City of South Haven, Kansas.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

(SECTION 1)

It shall be unlawful for any person to drink any cereal malt beverage or to have in his or her possession a container opened or uncapped for the purpose of drinking such cereal malt beverage in, on, or upon any highway, road, street, avenue, alley, sidewalk, public property, or public easement, or in any motor vehicle upon any highway, road, street, avenue, alley, sidewalk, public property, or public easement in the City of South Haven, Kansas.

(SECTION 2)

For the purpose of this ordinance, "opened" shall mean with contents open to the air by any opening, and "uncapped" shall mean with container cap removed and shall include container with seal broken but with container cap in place. "Motor vehicle" shall be defined as any self-propelled vehicle.

(SECTION 3)

Any person violating the provisions of this ordinance shall upon conviction be deemed guilty of a misdemeanor and shall be fined a sum of not less than \$25.00 nor more than \$100.00.

(SECTION 4)

Ordinance No. 211 is hereby repealed.

(SECTION 5)

This ordinance shall take effect and be in full force from and after its passage, approval, and publication in the official city newspaper.

Passed and approved by the governing body of the City of South Haven, Kansas this 5th day of January 1981.

Norman P. Harris
Mayor

LEGAL PUBLICATION

Published in The South
Haven New Era Wednesday,
March 11, 1981.

ORDINANCE NO. 238

An ordinance relating to
public dances.

Be it ordained by the gov-
erning body of the city of
South Haven, Kansas:

Whereas it has come to
the attention of the City
Council that there have
been several disturbances
at public dances in the past,
the City Council deems it
necessary to have more
police protection present.

(Section 1) All persons
wishing to have a public
dance inside the city limits
of South Haven, Kansas
shall first make applica-
tion to the City Council
two weeks prior to the date
of the dance who shall then
approve or disapprove the
application. Upon approval,
a dance permit will be is-
sued by the City Clerk.

(Section 2) There shall
be at least three (3) police
officers present at all pub-
lic dances, whose pay
shall be the responsibility
of persons, firms, or cor-
porations applying for said
permit. The rate of pay for
said officers shall be equal
to the usual rate charged
by the Sumner County Sher-
iff's Reserve Unit.

(Section 3) It shall be
unlawful for any person or
persons to enter any pub-
lic dance while in an in-
toxicated state.

(Section 4) Any person
who fails to comply with
any section of this ordi-
nance shall be deemed
guilty of a misdemeanor
and, upon conviction, shall
be fined no less than fifty
dollars (\$50.00) and no
more than one hundred dol-
lars (\$100.00) for a first
offense, and no less than
one hundred dollars (\$100.00)
and no more than two hun-
dred dollars (\$200.00) for
any subsequent conviction.

Passed by the Governing
Body of the City of South
Haven, Kansas this 2nd
day of March 1981, and ef-
fective upon publication in
the South Haven New Era.

Norman P. Harris,

Mayor

Attest:

Kelli D. Schwabauer,
City Clerk

*Amended by
#253*

ORDINANCE NO. 239

An ordinance authorizing and directing that the structure and premises described as Lotsone(1)throughtwo(2) inclusive, Block 20, _____ Addition to the City of South Haven, Sumner County, Kansas, be made safe and secure; authorizing the financing of the cost thereof by the sale of salvage from such premises, if any, and/or from the General Fund of the City, and the levying of Special Assessments against said lots or parcel of land.

WHEREAS, the governing body did, after proper notice and hearing, as provided by law, make findings by Resolution No. 1-1981 dated June 1st, 1981, that the structure and premises located on and known as Lotsone(1)throughtwo(2) inclusive, Block 20 of _____ Addition to the City of South Haven, Sumner County, Kansas, were unsafe and dangerous, and did direct the owner, agents, or lienholders of record of said structure and premises to make the same safe and secure by either repairing or removing the structure on said lots or parcel of land and otherwise making such lots or parcel of land safe and secure, and did state in said resolution that if the owner, agents, or lienholders of record failed to commence such repair or removal of the structure and the making of such premises safe and secure within the time specified in said resolution, or fail to diligently prosecute such work until the same was completed, the city would cause the structure to be repaired or removed and the premises made safe and secure; and

WHEREAS, the resolution aforesaid was published in the official city newspaper and copies of such resolution were mailed to the owner, agent, lienholder of record and was otherwise served as required by law; and

WHEREAS, the owner of said lots, or his agent, has commenced the work aforesaid, but has failed to diligently prosecute the same to completion.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION I

The enforcing officer is hereby authorized and directed to cause the structure located on Lotsone(1)throughtwo(2) inclusive, Block 20, _____ Addition to the City of South Haven, Sumner County, Kansas, to be removed and the debris cleaned up and the said lots leveled and otherwise made safe and secure, and for this purpose to invite bids, negotiate a contract, or cause the work to be done by city employees.

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 2 consecutive times:

1st Publication was on the 8 day of July, 1981
2nd Publication was on the 15 day of July, 1981
3rd Publication was on the ... day of ... 19...
4th Publication was on the ... day of ... 19...
5th Publication was on the ... day of ... 19...
6th Publication was on the ... day of ... 19...

Publication Fee \$ 25.92

(Signed) *A. J. Bozarth*

Witness my hand this 17 day of July 1981

SUBSCRIBED and sworn to before me this 17th day of July 1981

(Signed) *David Young*
Notary Public

My commission expires



(Published in The South Haven New Era July 8 and 15, 1981).

RESOLUTION NO. 1-1981 Resolution fixing time and place and providing notice of a hearing before the governing body of the City of South Haven, Kansas, at which time the owners, their agents, and any lienholders of record of the buildings located on Lots one (1) two (2) Block 20, City of South Haven, Sumner County, Kansas, also known as Main and Stuart Street, may appear and show cause why such structure should not be condemned and ordered repaired or demolished as dangerous or an unsafe structure.

one (1) and two, (2) Block 20 in the City of South Haven, Sumner County, Kansas, may appear and show cause why such structures or buildings should not be condemned and ordered repaired or demolished.

That the City Clerk cause this Resolution to be published and give notice of the aforesaid hearing in the manner provided by K.S.A. 1969, Supp. 19-1752.

Adopted by the Governing Body of the City of South Haven, Kansas, this 1st day of June, 1981.

Jay Helsel
Mayor

(SEAL) Attest: *L. C. ...*
City Clerk

Whereas, Frank Bibb, the enforcing officer of the City of South Haven, Kansas, did, on the 1st day of June, 1981, file with the Governing Body of said City a statement in writing that a certain structure, hereinafter described, is unsafe or dangerous;

Now, therefore, be it resolved by the Governing Body of the City of South Haven, Kansas:

That a hearing be held on the 14th day of August, 1981, before the Governing Body of the City of South Haven at 8:00 o'clock P.M. in the City Council Room of the city building in said city at which time and place the owners, their agents, any lienholders of record of buildings located on Lots

PROOF OF PUBLICATION

*Perm
water*

OF KANSAS
BY _____ SS.

A. J. BOZARTH

age, being duly sworn upon oath states
the Publisher

SOUTH HAVEN NEW ERA

and newspaper has been published at least
fifty (50) times a year and has been so
for at least five years prior to the first
of the attached notice:

and paper is entered as second class mail
at the post office of its publication;

and paper has a general paid circulation
on a daily, monthly or yearly basis in
Sumner County, Kansas and is

not a religious or fraternal publication

and published in SUMNER County,

and PUBLISHED was published on the following
regular issue of said paper, for a total
secutive times:

was on the 14 day of Oct, 1981
was on the ___ day of ___, 19__
was on the ___ day of ___, 19__
was on the ___ day of ___, 19__
was on the ___ day of ___, 19__
was on the ___ day of ___, 19__

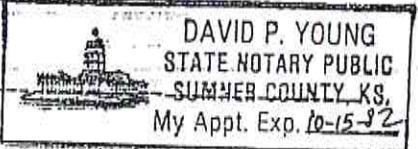
Publication Fee \$ 7.57

and hand this 16 day of Oct.

and sworn to before me this 16th
October, 1981

David P. Young
Notary Public

(Published in The South
Haven New Era Wednesday,
Oct. 14, 1981, 1st time)
ORDINANCE NO. 240
An ordinance revising
Ordinance No. 228, Section
2, which establishes penal-
ties for failure to pay water
bills by the date due.
Be it hereby ordained by
the governing body of the
City of South Haven, Kan-
sas:
If bills are not paid on
or before the 10th day of
each month in which said
bill is due and payable,
a penalty of ten percent
(10%) of the total amount
due for water shall be add-
ed to each bill. The City,
after giving notice to the
consumer, shall have the
right to discontinue water
service to any of all con-
sumers of city water who
fail to pay the bill and
penalty thereon on or
before the 10th day of the
month following the month
in which said bills are due
and payable.
This Ordinance shall
take effect after passage
and publication in the of-
ficial city newspaper.
Passed by the governing
body of the City of South
Haven, Kansas, on the 5th
day of October, 1981.
By: *Keith Schwabauer*
Mayor
Attest:
Keith Schwabauer
Clerk



LEGAL PUBLICATION

(Published in The South Haven New Era on November 25, 1981) Ordinance No. 241 AN ORDINANCE OF THE CITY OF SOUTH HAVEN, KANSAS, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF TEMPORARY IMPROVEMENT NOTES IN ANTICIPATION OF FEDERAL AID FROM TIME TO TIME TO PAY THAT PORTION OF THE COSTS OF ACQUIRING A SITE AND THE BUILDING THEREON OF A WASTE WATER TREATMENT PLANT WITH MAIN PUMPING STATION, FORCE MAIN AND OTHER NECESSARY APPURTENANCES THERETO FOR THE CITY AS HERETOFORE AUTHORIZED BY ORDINANCE NO. 234 OF THE CITY OF SOUTH HAVEN, KANSAS, WHICH WILL BE PAID FROM THE PROCEEDS OF AN EXPECTED FEDERAL GRANT; AND AUTHORIZING AND PROVIDING FOR APPLICATION TO THE STATE BOARD OF TAX APPEALS FOR ITS APPROVAL OF THE ISSUANCE OF SAID TEMPORARY IMPROVEMENT NOTES IN ANTICIPATION OF FEDERAL AID.

WHEREAS, the governing body of the City of South Haven, Kansas, has heretofore by its Ordinance No. 234, duly passed and approved April 7, 1980, and published one time in the official city newspaper as required by law on April 23, 1980, authorized the acquisition of a site and the building of a Wastewater Treatment Plant, with main pumping station, force main and all other necessary appurtenances thereto, on said site, for the City, at a total estimated cost of \$566,000.00, of which the sum of \$379,500.00 was expected to be paid from the proceeds of an anticipated Federal Grant from the United States Environmental Protection Agency, and the balance of said cost, in the amount of \$186,500.00, would be chargeable to the city at large and would be paid from the proceeds of general obligation bonds to be hereinafter issued by the City under the authority of K.S.A. 12-631; and

WHEREAS, the City of South Haven, Kansas, has applied for and has received approval of a Federal Grant, and of an Amendment thereto, from the United States Environmental Protection Agency in connection with the project, and said Amended Federal Grant commitment is in the amount of \$358,870.00; and

WHEREAS, the City of South Haven, Kansas is a public agency within the meaning of K.S.A. 12-1662 et seq., and the project constitutes a local program within the meaning of the Act; and the United States Environmental Protection Agency is an agency of the United States Government and constitutes a Federal Agency as defined in the Act; and the Amended Federal Grant which is to be received by the City from the Federal Agency constitutes Federal Aid within the meaning of the Act; and

WHEREAS, said governing body hereby further finds and determines it to

be necessary to make provision for the temporary financing of the portion of the cost of the project to be paid from the proceeds of the Federal Aid, until said Federal Aid is available, and to obtain the approval of the Board of Tax Appeals of the State of Kansas therefor as required by law.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. In order to temporarily finance the portion of the total cost of the acquisition of a site and the constructing thereon of a Wastewater Treatment Plant and necessary appurtenances thereto, as heretofore authorized by Ordinance No. 234 of the City of South Haven, Kansas, to be paid from the proceeds of an anticipated Amended Federal Grant, until said proceeds are available, there shall be issued temporary improvement notes in anticipation of federal aid of the City of South Haven, Kansas, in an aggregate amount of not to exceed \$358,870.00, and which shall be issued from time to time upon subsequent Resolution or Resolutions of the City, which shall provide the details of the notes, including the fixing of the dates, terms, maturity dates (not exceeding four years from the dates of the notes and redeemable at any time prior to the stated maturity); Provision for any such notes shall be made as funds are needed and required for the orderly construction of the project; and the Mayor and City Clerk of the City of South Haven, Kansas are hereby authorized and directed to prepare and execute each of said notes in accordance with the terms of this Ordinance and the terms of the subsequent Resolution or Resolutions of the City providing for the same; and the governing body of the City may deliver such notes to persons having claims against the City in connection with the project, or may sell the notes at private sale, at not less than par and accrued interest, and the proceeds of the notes shall be applied to the payment of actual costs and expenses of the project. Any temporary improvement notes in anticipation of federal aid of the City issued under the authority of this Section shall be issued under and will contain a recital that they are issued under the authority of K.S.A. 12-1662 to 12-1668, inclusive, as amended and supplemented, and shall contain all other usual recitals and covenants and be in the form provided by K.S.A. 1980 Supp. 10-123. No such temporary improvement notes in anticipation of federal aid will be issued unless and until approval therefor has been received from the Board of Tax Appeals of the State of Kansas as required by law.

SECTION 2. The Mayor of the City of South Haven, Kansas, is hereby authorized, ordered, directed and empowered to make application to the Board of Tax Appeals of the

State of Kansas for its approval of the issuance of temporary improvement notes in anticipation of federal aid of the City, in an aggregate amount of not to exceed \$358,870.00; and said Mayor, or anyone designated by him, is hereby further specifically authorized, ordered, directed and empowered to do all things necessary to facilitate the granting of such approval, including any necessary appearances before the Board of Tax Appeals of the State of Kansas.

SECTION 3. This Ordinance shall be in force and take effect from and after its passage, approval and publication once in the official city newspaper.

PASSED AND APPROVED by the Governing Body of the City of South Haven, Kansas, on November 15, 1981.

JAY E. HELSEL Mayor

(Seal) ATTEST: Kelli Schwabauer City Clerk

LEGAL PUBLICATION

(Published in The South Haven New Era, on November 25, 1981)

RESOLUTION NO. 2-1981 Resolution authorizing filing of application with the Environmental Protection Agency, United States of America, for a Grant under the Water Pollution Control Act, (33 U.S.C. 466 et seq.)

WHEREAS, under the terms of the Water Pollution Control Act (33 U.S.C. 466 et seq.)

The United States of America has authorized the making of grants to authorized applicants to aid in the construction of specific public projects, NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF SOUTH HAVEN, KANSAS, THAT:

Jay E. Helsel, Mayor, is hereby authorized to execute and file an application on behalf of the City of South Haven, Kansas, with the United States Government for a grant in aid in the construction of improvements and up-grading the present sewage treatment plant of said City, and he is hereby authorized and directed to furnish such information as the Environmental Protection Agency may reasonably request in connection with such application and to sign all necessary documents and receive payment for and on behalf of said City.

CERTIFICATE OF RECORDING OFFICER

The Undersigned duly qualified and acting Clerk of the City of South Haven, Kansas, does hereby certify: That the attached Resolution is a true and correct copy of the Resolution authorizing the filing of application with the Environmental Protection Agency as regularly adopted at a legally convened meeting of the GOVERNING BODY OF THE CITY OF SOUTH HAVEN, duly held on the..... day of November, 1981; and, further, that such Resolu-

tion has been fully recorded in the journal of proceedings and records in my office.

IN WITNESS WHEREOF, I have hereunto set my hand this 18 day of November, 1981.

Kelli Schwabauer City Clerk (SEAL)

PROOF OF PUBLICATION

STATE OF KANSAS
SUMNER COUNTY

SS.

A. J. BOZARTH

of lawful age, being duly sworn upon oath states that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice;

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of 1 consecutive times:

- 1st Publication was on the 21 day of JAN., 1982
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 35.67

(Signed) A. J. Bozarth

Witness my hand this 21 day of JAN.

19 82

SUBSCRIBED and sworn to before me this 27

day of January, 19 82

(Signed) V. L. Bennett Notary Public

My commission expires Nov. 4, 1982



(First Published in the South Haven New Era, Wednesday, January 27, 1982) one time.

RESOLUTION NO. 1-1982 RESOLUTION DEEMING IT NECESSARY TO APPROPRIATE PRIVATE PROPERTY FOR THE USE OF THE CITY OF SOUTH HAVEN, KANSAS FOR SEWER PURPOSES; DECLARING SUCH NECESSITY AND AUTHORIZING A SURVEY AND DESCRIPTION OF THE LAND OR INTEREST TO BE CONDEMNED TO BE MADE BY V. D. KABRIEL, LICENSED ENGINEER OF WELLINGTON, KANSAS, AND FILED WITH THE CITY CLERK OF SAID CITY.

WHEREAS, the Governing Body of the City of South Haven, Kansas, has heretofore determined that it is necessary to erect a wastewater treatment facility and a sewer line upon, over and across real property as hereinafter more particularly described; and

WHEREAS, the Federal Government, upon a request by the City of South Haven, Kansas, for financial participation in the above-mentioned project under the Environmental Protection Agency, has approved said project and the Director of the Water Division of the U.S. Environmental Protection Agency has assigned number C200882 01 as a project number to said project; and

WHEREAS, the Governing Body of said City has deemed, and does hereby deem it necessary to appropriate certain tracts of land for the aforesaid improvement.

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

Section 1: That is hereby declared to be necessary to appropriate private property, to-wit:

Tract No. 1. All right, title and interest in and to a tract described as beginning on the North line of the Northwest Quarter of Section 34, Township 34 South, Range 1 West of the 8th P. M., Sumner County, Kansas, 938.6' West of the Northeast corner of said Quarter Section; thence South 742'; thence West 1310.0'; thence North 742'; thence East 1310.0' to the place of beginning, containing 22.32 acres more or less;

Tract No. 2: A permanent easement and right of way through under and across a tract described as beginning on the East line of the Northwest Quarter of Section 34, Township 34 South, Range 1 West of the 8th P. M., Sumner County, Kansas, and 5' East of the existing North line of the right of way of U. S. Highway 81, thence North 2542.3'; thence West 938.6'; thence South 20'; thence East 918.6'; thence South 2522.3'; thence East 20' to the place of beginning, being a 20' wide easement and containing approximately 1.6 acres.

Tract No. 3: A permanent

easement and right of way through under and across a tract of land in the Southeast Quarter of Section 34, Township 34 South, Range 1 West of the 8th P. M., Sumner County, Kansas, beginning at a point 5' South of the alignment of Pl#1 and Pl#2 EPA Project C 200 882 02 and 20' West of the A.T.S.F. Railroad's West right-of-way line, thence North with a 20' width easement, parallel to and adjacent to the West right-of-way of said A.T.S.F. Railroad, 1,310' to the South right-of-way line of U.S. 81 Highway, containing approximately .6 acres, more or less.

Tract No. 4: A permanent easement and right of way through, under and across a tract described as the North 20' of the Southwest Quarter of the Southeast Quarter of Section 34, Township 34 South, Range 1 West of the 8th P. M., Sumner County, Kansas, located East of the right-of-way of the A.T.S.F. Railroad, being a distance of approximately 437'.

Tract No. 5: A permanent easement and right of way through, under and across a tract described as beginning at a point 340' West of the Northeast corner of the Southwest Quarter of the Southeast Quarter of Section 34, Township 34 South, Range 1 West of the 8th P. M., Sumner County, Kansas, thence West on the North line of the Southwest Quarter of said Southeast Quarter, a distance of 340' for a point of beginning, thence South 20'; thence West 40'; thence North 20'; thence East 40' to the point of beginning, containing .01 acre.

Tract No. 6: A temporary construction easement and right of way through, under and across a tract described as the South 25' of the North 46' of the Southwest Quarter of the Southeast Quarter of Section 34, Township 34 South, Range 1 West of the 8th P. M., East of the A.T.S.F. Railroad, containing .25 acre.

for the purpose of erecting a wastewater treatment facility and a sewer line upon, over and across the above described real property.

Section 2. That there is hereby authorized a survey and description of the land or interest described in Section 1 of this resolution to be made by V/D. Kabriel of Wellington, Kansas, a licensed engineer, said survey and description to be filed with the City Clerk.

Adopted this 20th day of January, 1982.

Jay E. Helzel, Mayor

ATTEST: (SEAL) Keith Schwabauer City Clerk

FORM APPROVED: Marsh D. Doctor City Attorney.

LEGAL PUBLICATION

(Published in The South Haven Now Era, Wednesday, February 3rd) (1982, one time).

PROOF OF PL

STATE OF KANSAS
SUMNER COUNTY

A. J. BOZ.

of lawful age, being duly sworn upon oath states that he is the Publisher
of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least weekly fifty (50) times a year and has been so published for at least five years prior to the first publication of the attached notice:

THAT said paper is entered as second class mail matter at the post office of its publication;

THAT said paper has a general paid circulation on a weekly, daily, monthly or yearly basis in SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication and has been

PRINTED and published in SUMNER County, Kansas,

THE ATTACHED was published on the following dates in a regular issue of said paper, for a total of / consecutive times:

- 1st Publication was on the 3 day of Feb., 1982
- 2nd Publication was on the ___ day of _____, 19___
- 3rd Publication was on the ___ day of _____, 19___
- 4th Publication was on the ___ day of _____, 19___
- 5th Publication was on the ___ day of _____, 19___
- 6th Publication was on the ___ day of _____, 19___

Publication Fee \$ 39.54

(Signed) [Signature]

Witness my hand this 3 day of Feb.

19 82

SUBSCRIBED and sworn to before me this 3rd

day of February, 19 82

(Signed) [Signature]
Notary Public

My commission expires _____



INTEREST TO BE TAKEN AND THE PURPOSE FOR WHICH THE SAME IS TO BE USED.

WHEREAS, the Governing Body of the City of South Haven, Kansas, pursuant to K.S.A. 26-201 adopted Resolution No. 1-1982, entitled RESOLUTION DEEMING IT NECESSARY TO APPROPRIATE PRIVATE PROPERTY FOR THE USE OF THE CITY OF SOUTH HAVEN, KANSAS FOR SEWER PURPOSES; DECLARING SUCH NECESSITY AND AUTHORIZING A SURVEY AND DESCRIPTION OF THE LAND OR INTEREST TO BE CONDEMNED TO BE MADE BY V. D. KABRIEL, LICENSED ENGINEER OF WELLINGTON, KANSAS, AND FILED WITH THE CITY CLERK OF SAID CITY, and caused the same to be published in the official city newspaper on the 27th day of January, 1982; and

WHEREAS, pursuant to said Resolution, V. D. Kabriel, Licensed Engineer, of Wellington, Kansas, has made a survey and description of the land or interests described in said Resolution and hereinafter described, the land and interests to be condemned, and filed the same with the City Clerk of said City;

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION I

That the acquisition of the land or interests set forth in the survey and description made by V. D. Kabriel, Licensed Engineer of Wellington, Kansas, and filed with the City Clerk of said City, pursuant to Resolution No. 1-1982 of said City, and described as follows, to-wit:

Tract No. 1. All right, title and interest in and to a tract described as beginning on the North line of the Northwest Quarter of Section 34, Township 34 South, Range 1 West of the 6th P.M., Sumner County, Kansas, 933.8' West of the Northeast corner of said Quarter Section; thence South 742'; thence West 1310.0'; thence North 742'; thence East 1310.0' to the place of beginning, containing 22.32 acres more or less;

Tract No. 2. A permanent easement and right of way through under and across a tract described as beginning on the East line of the Northwest Quarter of Section 34, Township 34 South, Range 1 West of the 6th P.M., Sumner County, Kansas, and 5' East of the existing North line of the right of way of U. S. Highway

County, Kansas, beginning at a point 5' South of the alignment of PI#1 and PI#2 EPA Project C 200 882 02 and 20' West of the A.T.S.F. Railroad's West right-of-way line, thence North with a 20' width easement, parallel to and adjacent to the West right-of-way of said A.T.S.F. Railroad, 1,310' to the South right-of-way line of U.S. 81 Highway, containing approximately .8 acres, more or less.

Tract No. 4: A permanent easement and right of way through, under and across a tract described as the North 20' of the Southwest Quarter of the Southeast Quarter of Section 34, Township 34 South, Range 1 West of the 6th P. M., Sumner County, Kansas, located East of the right-of-way of the A.T.S.F. Railroad, being a distance of approximately 437'.

Tract No. 5: A permanent easement and right of way through, under and across a tract described as beginning at a point 340' West of the Northeast corner of the Southwest Quarter of the Southeast Quarter of Section 34, Township 34 South, Range 1 West of the 6th P.M., Sumner County, Kansas, thence West on the North line of the Southwest Quarter of said Southeast Quarter, a distance of 340' for a point of beginning; thence South 20'; thence West 40'; thence North 20'; thence East 40' to the point of beginning, containing .01 acre.

Tract No. 6: A temporary construction easement and right of way through, under and across a tract described as the South 25' of the North 45' of the Southwest Quarter of the Southeast Quarter of Section 34, Township 34 South, Range 1 West of the 6th P. M., East of the A.T.S.F. Railroad, containing .35 acre.

is hereby authorized, and that the same be condemned according to law for the purpose of erecting a wastewater treatment facility and a sewer line upon, over and across the above described real property.

SECTION II

The City Attorney is hereby authorized and directed to proceed to condemn, according to law, the lands and interests therein heretofore described in Section I of this Ordinance.

SECTION III

This Ordinance shall take effect and be in force from and after its passage and approval and after its publication in the South Haven Now Era, as provided by law.

PASSED by the Council this 30th day of January, 1982.

APPROVED by the Mayor.

Jay E. Helsel
Mayor

ATTEST: (SEAL)
Kelli Schwabauer
City Clerk

FORM APPROVED:
Marsh D. Doctor
City Attorney

A. J. BOZARTH

of lawful age, being duly sworn upon oath states
that he is the Publisher

of THE SOUTH HAVEN NEW ERA

THAT said newspaper has been published at least
weekly fifty (50) times a year and has been so
published for at least five years prior to the first
publication of the attached notice

THAT said paper is entered as second class mail
matter at the post office of its publication

THAT said paper has a general paid circulation
on a weekly, daily, monthly or yearly basis in
SUMNER County, Kansas and is

NOT a trade, religious or fraternal publication
and has been

PRINTED and published in SUMNER County,
Kansas,

THE ATTACHED was published on the following
dates in a regular issue of said paper, for a total
of / consecutive times:

- 1st Publication was on the 15 day of June 1983
- 2nd Publication was on the day of 19
- 3rd Publication was on the day of 19
- 4th Publication was on the day of 19
- 5th Publication was on the day of 19
- 6th Publication was on the day of 19

Publication Fee \$ 11.03

(Signed)

Witness my hand this 20 day of June
19 83

SUBSCRIBED and sworn to before me this 20th
day of June 19 83

(Signed)

Notary Public

My commission expires



PUBLIC NOTICE

(Published in The South
Haven New Era Wednes-
day, June 15, 1983) 1 time
RESOLUTION 1983

A resolution amending
regulations for the use of
house trailers and camp-
er trailers in the city of
South Haven, Kansas.

Whereas the City of
South Haven, Kansas did
on the 5th day of July 1976
adopt Ordinance 225 entitled
"An Ordinance Regulating the
Use of House Trailers and
Camper Trailers in the City
of South Haven, Kansas and
Providing Penalties for the
Violation Thereof."

And whereas it is now de-
termined that Section 2 of
Ordinance 225 should read,
"It shall be unlawful to lo-
cate or place any house trail-
er in the following parts of
the City of South Haven,
Kansas:

- A. West half of Block 3.
- B. East half of Block 4.
- C. East half of Block 8.
- D. West half of Block 9.
- E. West half of Block 14.
- F. East half of Block 15,
together with Lots 13,
14, 15, 16, 17, and 18
in said Block 15.
- G. All of Block 20.
- H. West half of Block 21.
- I. West half of Block 26.
- J. East half of Block 27.
- K. East half of Block 32.
- L. West half of Block 33.

This resolution shall be in
full force and effect from and
after its passage.

Passed by the governing
body of the City of South Ha-
ven, Kansas this 6th day of
June 1983.

Jay E. Helsel
Mayor

Attest:
Kelli Schwabauer
City Clerk

repeated by # 298

RESOLUTION NO. 2-1983

A RESOLUTION AUTHORIZING AND PROVIDING FOR THE PUBLIC SALE OF GENERAL OBLIGATION BONDS OF THE CITY OF SOUTH HAVEN, KANSAS; SETTING FORTH THE DETAILS OF SAID SALE; AND PROVIDING FOR THE GIVING OF NOTICE THEREOF.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. It is hereby determined to be necessary and it is hereby authorized, directed and ordered, that General Obligation Sewer System Bonds of the City of South Haven, Kansas shall be sold at public sale in the manner provided by law, on Monday, August 1, 1983, at 7:00 o'clock P.M., C.D.T. The Bonds shall be in the total principal amount of \$168,000.00, shall be dated September 1, 1983, and shall be designated Series 1983.

SECTION 2. It is hereby further authorized, ordered and directed that the Notice of Bond Sale which is attached hereto and made a part hereof by reference as though fully set out herein, shall be published one time at least Ten (10) days prior to the date of said sale as required by law in The South Haven New Era, the official newspaper of the City of South Haven, Kansas, in THE TOPEKA CAPITAL-JOURNAL, a newspaper published in the City of Topeka, Kansas and designated therefor by the Secretary of State of the State of Kansas, and in THE KANSAS REGISTER, such publications to be on July 21, 1983.

SECTION 3. It is hereby further authorized, ordered and directed that copies of the Notice of Bond Sale, together with the City's official Bid Form and Official Statement for this issue of Bonds, be distributed to prospective bidders on the Bonds.

ADOPTED AND APPROVED by the Governing Body of the City of South Haven, Kansas, on July 11, 1983.



Mayor

ATTEST:



City Clerk

(Seal)

LEGAL PUBLICATION

(First Published in The South Haven News, Wed. Tuesday, May 23 & 30, 1984 (two times))

RESOLUTION NO. 1-1984
RESOLUTION DEEMING IT NECESSARY TO MAKE AN ANNUAL LEVY OF NOT TO EXCEED TWO MILLS UPON ALL TAXABLE TANGIBLE PROPERTY IN THE CITY OF SOUTH HAVEN FOR THE PURPOSE OF CREATING AND PROVIDING A SPECIAL FUND TO BE USED FOR LAW ENFORCEMENT AND FIRE FIGHTING EQUIPMENT PURPOSES.

WHEREAS, the Governing Body of the City of South Haven, Kansas, has heretofore determined that it is necessary to make an annual levy of not to exceed two mills upon all taxable tangible property in the City of South Haven for the purpose of creating and providing a special fund to be used for law enforcement and fire fighting purposes;

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

Section 1: The Governing Body of the City of South Haven, Kansas finds it is necessary to levy annually two (2) mills upon all taxable tangible property in the City of South Haven for the purpose of creating and providing a special fund to be used for law enforcement and fire fighting purposes.

Section 2: The City Clerk will cause this Resolution to be published once each week for two consecutive weeks in the official city newspaper.

Section 3: After said publication an annual levy shall be made unless a petition requesting an election upon the proposition of levying the tax, signed by not less than five (5) percent of the qualified electors of the city, is filed with the county election officer within thirty (30) days following the date of the last publication of said Resolution. If such Petition is filed, no such annual levy

submitted to and having been approved by a majority of the electors voting thereon at the next primary or general election or if such primary or general election does not take place within sixty (60) days after the date the petition was filed, at a special election called and held thereon.

ADOPTED by the Council this 7th day of May, 1984:

Jay E. Helsel
Mayor

(SEAL)
Kelli Schwabauer
City Clerk
Form Approved:

City Attorney

PUBLIC NOTICE

(Published in The South Haven New Era Wednesday, Feb. 13, 1985). 1 time.

RESOLUTION 1-1985

A resolution amending Section II of Ordinance 229, which sets the penalty for unpaid water bills.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

If bills are not paid on or before the 10th day of each month in which said bills are first due and payable, a penalty of five percent of the total amount due for all utilities, including sewer and trash, shall be added to each bill. The City, after having given notice to the consumer, shall have the right to discontinue service to any consumers of city-billed water or utilities who fail to pay said bill and penalty thereon in full, within 30 days after said bill and penalty is first due and payable.

Adopted and approved this 4th day of February, 1985 by the Governing Body of the City of South Haven, Kansas.

Jay E. Helsel,

Mayor

Approved:

Nancy Kuchar,

City Clerk

(Seal)

(First Published in the South Haven New Era on the _____
day of _____, 1986).

ORDINANCE NO. 248

AN ORDINANCE CREATING A LIEN ON PROCEEDS OF ANY INSURANCE POLICY BASED UPON A COVERED CLAIM PAYMENT MADE FOR DAMAGES OR LOSS TO A BUILDING OR OTHER STRUCTURE, CAUSED BY OR ARISING OUT OF ANY FIRE OR EXPLOSION; SAID LIEN ARISING UPON UNPAID TAX, SPECIAL AD VALOREM LEVY, SPECIAL ASSESSMENT OR OTHER CHARGE IMPOSED UPON REAL ESTATE BY OR ON BEHALF OF THE CITY WHICH IS AN ENCUMBRANCE ON REAL PROPERTY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. That Section 1 of Ordinance No. 248 is hereby amended to read as follows:

"SECTION 1. The Governing Body of the City of South Haven, Kansas hereby creates a lien in favor of the City of South Haven, Kansas, in the proceeds of any insurance policy based upon a covered claim payment made for damage or loss to a building or other structure located within the City of South Haven, Kansas, caused by or arising out of any fire or explosion, where the amount recoverable for the loss or damage to the building or other structure exceeds seventy-five (75%) percent of the face value of the policies covering the building or other structure. The lien arises upon any unpaid tax, special ad valorem levy, special assessment, or any other charge imposed upon real property by or on behalf of the City which is an encumbrance on real property, whether or not evidenced by written instrument, or such tax, levy, assessment, expense or other charge that has remained undischarged for at least one year prior to the filing of a proof of loss."

SECTION 2. Prior to final settlement on any claim covered by Section 1, the insurer or insurers shall contact the County Treasurer, Sumner County, Kansas, to determine whether any such encumbrances are presently in existence. If the same are

LEGAL PUBLICATION

(Published in The South Haven New Era Wednesday, Nov. 13, 1985) 1.11m.

ORDINANCE NO. 249

AN ORDINANCE RELATING TO THE REMOVAL OF FIRE AND EXPLOSION DAMAGED STRUCTURES AND CREATING A FIRE INSURANCE PROCEEDS FUND.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

SECTION 1. The City of South Haven, Kansas, is hereby authorized to utilize the procedures established in K.S.A. 40-3901 et seq., whereby no insurance company doing business in the City of South Haven, Kansas, shall pay a claim of a named insured for loss or damage to a building or other structure arising out of any fire or explosion located within the City of South Haven, Kansas, where the amount recoverable for the loss or damage to the building or other structure under all policies is in excess of seventy-five percent (75%) of the face value of the policies covering such building or other insured structure unless there is compliance with the following procedures:

a. When final settlement on a covered claim has been agreed to between the named insured or insureds and the company or companies and said final settlement exceeds seventy-five percent (75%) of the face value of the policies covering a building or other insured structure, and when all amounts due the holder of a first real estate mortgage against the building or other structure, pursuant to the terms of the policies and endorsements thereto, shall have been paid, the insurance company or companies shall execute a draft payable to the City Clerk of the City of South Haven, Kansas in an amount

name and address of the named insured or insureds the total insurance coverage applicable to said building or other structure, and the amount of the final settlement

agreed to between the insurance company or companies and the insured or insureds, whereupon the acting City Engineer of the City of South Haven, Kansas shall contact the named insured or insureds by restricted mail to notify them that said insurance proceeds have been received by the City of South Haven, Kansas, and apprise them of the procedures to be followed under this ordinance.

SECTION 2. The City Clerk is hereby authorized and shall create a fund to be known as the Fire Insurance Proceeds Fund. All moneys received by the City Clerk as provided for by this ordinance shall be deposited by him/her in an interest bearing account.

SECTION 3. Upon receipt of said insurance proceeds,

a. The City Clerk shall immediately notify the acting City Engineer of the City of South Haven, Kansas, of said receipt and transmit all documentation received from the insurance company or companies to the acting City Engineer.

b. Within twenty (20) days of the receipt of said moneys, the acting City Engineer of the City of South Haven, Kansas shall determine, after prior investigation, whether the City shall instigate proceedings under the provisions of K.S.A. 12-1750 et seq., as amended.

c. Prior to the expiration of the twenty (20) days established in subparagraph (b), the acting City Engineer of the City of South Haven, Kansas shall notify the City Clerk whether he intends to initiate proceedings under K.S.A. 12-1750 et seq., as amended.

d. The acting City Engineer of the City of South Haven, Kansas is hereby designated as the person charged with the administration of

ed under the provisions of K.S.A. 12-1750 et seq., as amended, all moneys in excess of that which is ultimately necessary to comply with said provisions for the removal of the building or structure, less salvage value, shall be paid to the insured or insureds.

SECTION 5. If the acting City Engineer, with regard to a building or other structure damaged by fire or explosion, determines that it is necessary to act under K.S.A. 12-1756, any proceeds received by the City Clerk under the authority of Section 1 (a) relating to that building or other structure shall be used to reimburse the City for any expenses incurred by the City in proceeding under K.S.A. 12-1756. Upon reimbursement from the insurance proceeds, the acting City Engineer shall immediately effectuate the release of any lien resulting therefrom. Should the expenses incurred by the City exceed the insurance proceeds paid over to the City Clerk under Section 1 (a), the acting City Engineer shall establish a new lien as authorized by K.S.A. 12-1756 in an amount equal to such excess expenses incurred.

SECTION 6. The City Clerk of the City of South Haven, Kansas, is hereby authorized and shall notify the Commissioner of Insurance of the State of Kansas within fourteen (14) days of the adoption of said ordinance and send a copy of the same to his office.

SECTION 7. This ordinance shall apply to fire and explosion claims arising on all buildings or structures.

SECTION 8. This ordinance does not make the City of South Haven, Kansas, a party to any insurance contract, nor is the insurer liable to any party for any amount in excess of the proceeds otherwise payable under its insurance policy.

SECTION 9. Insurers complying with this ordinance or attempting in good faith to comply with this ordinance shall be immune from

lars (\$5,000.00) or ten percent (10%) of the covered claim payment, whichever is less, unless the acting City Engineer of South Haven, Kansas, has issued a certificate to the insurance company or companies that the insured has removed the damaged building or other structure, as well as all associated debris, or repaired, rebuilt or otherwise made the premises safe and secure.

b. Such payment of insurance proceeds shall be on a pro rata basis by all companies insuring the building or other structure. Policy proceeds remaining after the payment to the City of South Haven, Kansas, shall be disbursed in accordance with the policy terms.

c. Upon payment of the funds to the City as required in subparagraph (a) of this section, each insurance company shall provide the city with the

e. If the acting City Engineer of the City of South Haven, Kansas has determined that proceedings under K.S.A. 12-1750 et seq., as amended, shall be initiated, the City shall initiate the return of said moneys no later than thirty (30) days after receipt of said moneys by the City Clerk.

f. Upon notification to the City Clerk by the acting City Engineer, that no proceedings shall be initiated under K.S.A. 12-1750 et seq., as amended, the City Clerk shall initiate the return of said moneys plus accrued interest to the insured or insureds as identified in the communication from the insurance company or companies. Such return shall be accomplished within thirty (30) days of the receipt of said moneys from the insurance company or companies.

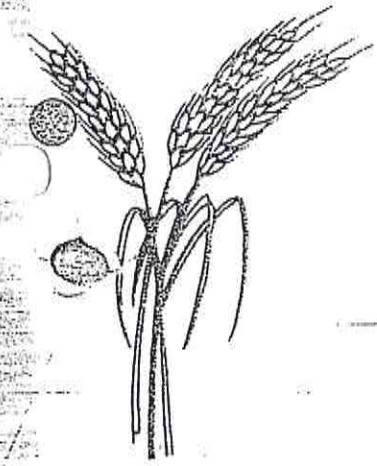
SECTION 4. If the acting City Engineer has proceed-

and such action shall not be deemed in violation of K.S.A. 49-2404 and any amendments thereto, including withholding payment of any insurance proceeds pursuant to this ordinance, or releasing or disclosing any information pursuant to this ordinance.

SECTION 10. This ordinance shall take effect and be in full force from and after its publication in the South Haven New Era one (1) time.

PASSED by the Governing Body of the City of South Haven, Kansas, this 4th day of November, 1985.

APPROVED:
Keith E. Smith
Mayor
ATTEST:
Nancy Kuchar
City Clerk
(SEAL)



CITY OF SOUTH HAVEN

P.O. BOX 130
SOUTH HAVEN, KANSAS 67140
316-892-5292

Resolution No. 2-1985

Resolution fixing time and place and providing notice of a hearing before the Governing Body of the City of South Haven, Kansas at which time the owners, their agents, and any leinholders of record of the structures located on lots fifteen (15) sixteen (16), Block 25, Original City of South Haven, Sumner County, Kansas, may appear and show cause why such structure should not be condemned or ordered demolished as dangerous or an unsafe structure, administered by K.S.A. 12-1750 et seq.

Whereas Vernon Napier, the enforcing officer of the City of South Haven, Kansas, did on the 2nd day of December, 1985, file with the Governing Body of said City a statement in writing that a certain structure, hereinafter described, is unsafe or dangerous, and can act as directed, as the enforcing officer, and be administered by K.S.A. 12-1750 et seq.

Now, therefore, be it resolved by the Governing Body of the City of South Haven, Kansas:

That a hearing be held on the 30th day of December, 1985, before the Governing Body of the City of South Haven at 7:00 p.m. in the City Council Room of the city building in said city at which time and place the owners their agents, any leinholders of record of structures located on Lots fifteen (15) and sixteen (16), Block 25 of the Original City of South Haven, Sumner County, Kansas, may appear and show cause why such structures or buildings should not be condemned and ordered demolished.

That the City Clerk cause this Resolution to be published and give notice to the aforesaid hearing in the manner provided by K.S.A. 1969, Supp. 12-1752.

Adopted by the Governing Body of the City of South Haven, Kansas, this 2nd day of December, 1985.

City Clerk

Nancy Kucher
Seal

Mayor

Keith E. Smith

LEGAL PUBLICATION

(Published in The South Haven New Era Wednesday, Jan. 8, 1986) 1 time
ORDINANCE NO. 250

An ordinance authorizing and directing that the structure and premises described as Lots fifteen (15) through sixteen (16) inclusive, Block 25, Original City of South Haven, Sumner County, Kansas, be made safe and secure; authorizing the financing of the cost thereof, by the sale of salvage, from such premises, if any, and/or from the General Fund of the City, and the levying of Special Assessments against said lots or parcel of land.

Whereas, the Governing Body did, after proper hearing, as provided by law, make findings of Resolution No. 2-1985, dated December 2, 1985, that the structure and premises located on and known as Lots fifteen (15) through sixteen (16) inclusive, Block 25, Original City of South Haven, Sumner County, Kansas, were unsafe and dangerous, and did direct the owners, agents, or lienholders of record of said structure and premises to make the same safe and secure by either repairing or removing the structure on said Lots or parcel of land and otherwise making such lots or parcel of land safe and secure, and did state in said resolution that if the owner, agents or lienholders of record failed to commence such repair or removal of the structure and the making of such premises safe and secure within thirty (30) days after this ordinance would take effect and be in force, the City would cause the structure to be repaired or removed and the premises be made safe and secure as administered by K.S.A. 12-1751 et seq., and

Whereas, the owner of said lots, or his agent, has commenced the work aforesaid, but has failed to diligently prosecute the same to completion.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HAVEN, KANSAS:

Section I

The enforcing officer is hereby authorized and directed, as administered by K.S.A. 12-1753 et seq., to cause the structure located on Lots fifteen (15) through sixteen (16) inclusive, to be removed and the debris cleaned up and the said lots leveled and otherwise made safe and secure, and for this purpose to invite bids, negotiate a contract, or cause the work to be done by City employees.

Section II

The enforcing offices shall keep an account of the cost of the work and may sell salvage from such premises and shall keep an account of the receipts therefrom.

as provided by K.S.A. 12-1755 et. seq.

Section III

All costs incurred by the City in removing the structures and in making the premises safe and secure shall be paid from moneys received from the sale of salvage from the structure and premises and all moneys in excess of that necessary to pay the costs, shall, after the payment of all costs for such work, be paid to the owner of the premises from which said salvage came: Provided, that if there is no salvageable material, or if moneys from the sale of such salvage is insufficient to pay the cost of such work, such costs or any portion thereof in excess of the amount received from the sale of the salvage shall be assessed as a special assessment against the Lots or parcel of land, and may be financed, until the assessment is paid out of the General Fund of the City.

Section IV

The ordinances shall take effect and in force from and after its passage and approval and after its publication in the official City Newspaper as provided by law.

Passed by the Governing Body of South Haven, Kansas, this 30th day of December, 1985.

Approved by the Mayor:

Keith E. Smith
Mayor

(Seal)
Attest:
Nancy Kuchar
City Clerk



CITY OF SOUTH HAVEN

P.O. BOX 130
SOUTH HAVEN, KANSAS 67140
316-892-5292

*(Published in The South Haven New Era
Wednesday, MARCH 12 and Wednesday, MARCH 19
1986) 2 times*

RESOLUTION NO 1-1986

Resolution fixing time and place and providing notice of a hearing before the Governing Body of the City of South Haven, Kansas at which time the owners, their agents, and any leinholders of record of the structures located on lots fifteen (15), and sixteen (16), Block 25, Original City of South Haven, Sumner County, Kansas, may appear and show cause why such structure should not be condemned or ordered demolished as dangerous or unsafe structure, administered by K.S.A. 12-1750 et seq.

Whereas Vernon Napier, the enforcing officer of the City of South Haven, Kansas did on the 2nd day of December, 1985, file with the Governing Body of said City a statement in writing that a certain structure, hereinafter described, is unsafe or dangerous, and can act as directed, as the enforcing officer, and be administered by K.S.A. 12-1750 et seq.

Now, therefore, be it resolved by the Governing Body of the City of South Haven, Kansas: That a hearing be held of the 24th day of April, 1986 before the Governing Body of the City of South Haven at 7:00 p.m. in the City Council Room of the city building in said city at which time and place the owners, their agents, and leinholders of record of structures located on Lots fifteen(15), and sixteen (16), Block 25 of the Orginal City of South Haven, Sumner County, Kansas, may appear and show cause why such structures or buildings should not be condemned and ordered demolished.

That the City Clerk cause this Resolution to be published and give notice to the aforesaid hearing in the manner provided by K.S.A. 1969, Supp. 12-1752.

This resolution supperseeds resolution no. 2-1985, and is adopted by the Governing Body of the City of South Haven, Kansas, this 3rd day of March, 1986.

Clerk

Nancy Kuchar

Mayor

Heather E Smith

Seal

