

ORDINANCE #1503

*Ordinance #1503*  
*Amended Section 4*  
*Proprietary*

An Ordinance to Amend Section Four (4) and Section Six (6) Of Ordinance #1194, Being An Ordinance Regulating Public Billiard Parlors and Pool Parlors In The City of Garnett, Kansas.

BE IT ORDAINED BY THE MAYOR AND COMMISSIONERS, THE GOVERNING BODY, OF THE CITY OF GARNETT, KANSAS.

Section 1. That Section 4 of Ordinance #1194 be and is hereby amended to read as follows.

That it shall be unlawful for the manager or proprietor of any billiard parlor or pool hall to permit any minor under the age of eighteen years to frequent or loiter in or about or play any game of billiards or pool, nor shall any minor over the age of eighteen years be permitted or allowed to play in said billiard or pool parlor when written notice by parent or guardian is given to the manager or proprietor of said billiard or pool parlor requesting that said minor be not permitted or allowed to play therein, or to frequent or loiter in or about said premises.

Section 2. That Section 6 of Ordinance #1194 be and is hereby amended to read as follows.

That all pool and/or billiard parlors shall be located on the ground floor in a building having a glass front sufficient so that the view of said pool and billiard tables from the street shall be unobstructed.

Section 3. That this ordinance shall take effect and be in full force and effect ten days after its final passage and approval, and after its publication in the official city paper.

Passed and approved this 3rd day of March 1947.

Attest:

*Mason*  
City Clerk

*Charles C. Coy*  
Mayor

Published in the Anderson Countian March 6, 1947

ORDINANCE NO. 1505

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF GARNETT, KANSAS, TO BE HELD IN CONJUNCTION WITH THE REGULAR CITY ELECTION APRIL 1, 1947, TO SUBMIT TO THE QUALIFIED VOTERS OF SAID CITY A PROPOSITION OF ISSUING BONDS FOR THE INSTALLATION OF THE DIESEL ENGINE AND CONSTRUCTION OF BASEMENT SPACE AND INSTALLATION OF AUXILLIARIES FOR THE CITY POWER SYSTEM.

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

Section 1. That in the judgment of the governing body of the city of Garnett, Kansas, it is expedient that the power system of said city be improved and enlarged by the installation of the diesel engine and construction of basement space and installation of auxilliaries for the city power system and that bonds be issued in the sum of not to exceed \$25,000.00 to pay the cost of installation and construction of the necessary space for said engines.

Section 2. That a special election is hereby called to be held in conjunction with the next Regular City Election, April 1, 1947, for the purpose of submitting to the qualified electors of the city of Garnett, Kansas, the following proposition:

"Shall the City of Garnett issue bonds in an amount not to exceed \$25,000.00 for the purpose of installing the diesel engine and construction of basement space and installing auxilliaries for the city power system?"

Section 3. That a notice of such special election setting forth the time and place of holding the election for the purpose of which the bonds are to be issued shall be published for three (3) consecutive weeks in The Anderson Countian, the official city paper, a newspaper of general circulation of said city. The first publication of said notice shall be not less than twentyone days prior to the date of said election.

Section 4. The places of holding the special election shall be the same as that used in the Regular City Election held April 1, 1947, which are as follows:

First Ward - Irving School  
Second Ward - City Library  
Third Ward - City Hall  
Fourth Ward - Basement of Courthouse.

Section 5. The Mayor and City Clerk are authorized and directed to sign and issue a notice of the proclamation of said special election as required by law.

Section 6. That this ordinance shall take effect from and after its passage and after its publication in The Anderson Countian.

Passed this 3rd day of March, 1947.

Approved this 3rd day of March, 1947.

Attest:



City Clerk

  
Mayor

ORDINANCE NO. 1506.

AN ORDINANCE CALLING A SPECIAL ELECTION IN THE CITY OF GARNETT, KANSAS, TO BE HELD IN CONJUNCTION WITH THE REGULAR CITY ELECTION APRIL 1, 1947, TO SUBMIT TO THE QUALIFIED VOTERS OF SAID CITY A PROPOSITION OF ISSUING BONDS FOR THE ACQUISITION OF LAND FOR AN AIRPORT AND THE MAKING OF AIRPORT IMPROVEMENTS THEREON.

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

Section 1. That in the judgment of the governing body of the city of Garnett, Kansas, it is expedient that the city acquire land for an airport and the making of airport improvements thereon and that bonds be issued in the sum of not to exceed \$25,000.00 to pay the costs of acquisition and improvements of said airport.

Section 2. That a special election is hereby called to be held in conjunction with the next Regular City Election, April 1, 1947, for the purpose of submitting to the qualified electors of the city of Garnett, Kansas, the following proposition:

"Shall the City of Garnett issue bonds in an amount not to exceed \$25,000.00 for the purpose of acquiring land for an airport and the making of airport improvements thereon?"

Section 3. That a notice of such special election setting forth the time and place of holding the election for the purpose of which the bonds are to be issued shall be published for three (3) consecutive weeks in The Anderson Countian, the official city paper, a newspaper of general circulation of said city. The first publication of said notice shall be not less than twenty-one days prior to the date of said election.

Section 4. The places of holding the special election shall be the same as that used in the Regular City Election held April 1, 1947, which are as follows:

First Ward - Irving School.  
Second Ward - City Library.  
Third ward - City Hall.  
Fourth Ward - Basement of Courthouse.

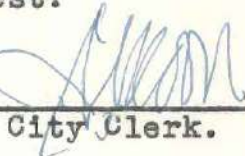
Section 5. The Mayor and City Clerk are authorized and directed to sign and issue a notice of the proclamation of said special election as required by law.

Section 6. That this ordinance shall take effect from and after its passage and after publication in The Anderson Countian.

Passed this 3rd day of March, 1947.  
Approved this 3rd day of March, 1947.

  
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Mayor

Attest:

  
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City Clerk.

ORDINANCE NO. 1512

AN ORDINANCE FOR THE ISSUING OF REVENUE BONDS FOR THE IMPROVEMENT AND ENLARGEMENT OF THE CITY WATER WORKS BY CONSTRUCTION AND ERECTION OF A WATER TREATMENT PLANT.

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

Section 1. That in the judgment of the governing body of the City of Garnett, Kansas, it is necessary to issue revenue bonds as provided for in Senate Bill #210 as passed into law by the 1947 session of the legislature of the State of Kansas, to supplement funds available and on hands from a previous issue of general obligation bonds for the purpose of improvement and enlargement of the water works system and for payment of the cost of the construction and erection of a water treatment plant.

Section 2. That the total estimated cost for the improvement and enlargement of said water system is \$133,000.00 of which \$83,000.00 is available and on hands from a previous issue of general obligation bonds issued for such improvement.

Section 3. That revenue bonds in the amount of \$50,000.00 shall be issued to provide the financing of the balance necessary for such improvement over and above the funds now available; date of maturity of said bonds to be according to law.

Section 4. That this ordinance shall take effect from and after its passage and after its publication in the Anderson Countain.

Passed this 30th day of June, 1947.

Approved this 30th day of June, 1947.

Clude Wolf  
Mayor

Attest:

[Signature]  
City Clerk

Published

7-3-1947

AN ORDINANCE PROVIDING FOR THE GRADING, CURBING, OR CURBING AND GUTTERING, MACADAMIZING OR OTHERWISE IMPROVING IN THE CITY OF GARNETT, KANSAS, OF THIRD STREET FROM CEDAR STREET TO OLIVE STREET; VINE STREET FROM FIRST STREET TO THIRD STREET; ELM STREET FROM FIRST STREET TO THIRD STREET; WALNUT STREET FROM FIRST STREET TO THIRD STREET; THIRD STREET IN NEW ORCHARD PARK ADDITION TO SAID CITY FROM WEST CITY LIMITS TO MAPLE STREET; ELM STREET FROM SEVENTH STREET TO EIGHTH STREET IN CHAPMAN'S ADDITION TO SAID CITY.

Whereas a resolution has been duly considered, passed and published declaring it necessary to grade, curb, or curb and gutter, macadamize or otherwise improve Third Street from Cedar Street to Olive Street; Vine Street from First Street to Third Street; Elm Street from First Street to Third Street; Walnut Street from First Street to Third Street; Third Street in New Orchard Park Addition to said City from West City Limits to Maple Street; Elm Street from Seventh Street to Eighth Street in Chapman's Addition to said city and no remonstrance of sufficient strength as defined by the statutes, and within the time specified by the statutes has been filed, and

Whereas the governing body of said city deems it necessary to grade, curb, curb and gutter, macadamize or otherwise improve the intersections of said streets.

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

1. That in the judgment of the governing body of the City of Garnett, Kansas, it is expedient that Third Street from Cedar Street to Olive Street; Vine Street from First Street to Third Street; Elm Street from First Street to Third Street; Walnut Street from First Street to Third Street; Third Street in New Orchard Park Addition to said City from West City Limits to Maple Street; Elm Street from Seventh Street to Eighth Street in Chapman's Addition to said City, together with all intersections thereof, be graded, curbed or curbed and guttered, macadamized or otherwise improved with blacktop surfacing and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file and are hereby ordered as the plans and specifications that shall govern the construction of the work.

2. That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor and by the City as a whole as it may be liable therefor.

3. That for the purpose of fulfilling and completeing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the general statutes, and bonds will be issued to pay for such improvements in accordance with the provisions of the statutes.

4. That this ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian as provided by law.

Passed and approved this 2 day of September, 1947.

[Signature]  
Mayor

Attest:  
[Signature]  
City Clerk.

AN ORDINANCE PROVIDING FOR THE GRADING, MACADAMIZING AND OTHERWISE IMPROVING OF FIRST STREET IN THE CITY OF GARNETT, KANSAS, BETWEEN PINE STREET AND OLIVE STREET.

Whereas a resolution has been duly considered, passed and published declaring it necessary to grade, macadamize and otherwise improve First Street, in the City of Garnett, Kansas, from Pine Street to Olive Street and no remonstrance of sufficient strength as defined by the statutes, and within the time specified by the statutes has been filed, and

Whereas the governing body of said city deems it necessary to grade, macadamize and otherwise improve the intersections of said First Street between Pine and Olive Streets and the intersection at Pine Street.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS.


1. That in the judgment of the governing body of the City of Garnett, Kansas, it is expedient that First Street from Pine Street to Olive Street, together with the intersections thereof be graded, macadamized and otherwise improved with blacktop surfacing and built in accordance with plans and specifications prepared by the City Engineer of said city, as approved and placed on file and which are hereby ordered as the plans and specifications that shall govern the construction of the work.

2. That the cost and necessary expense incurred in such improvements shall be paid for by the owners of property liable therefor and by the City as a whole as it may be liable therefor.

3. That for the purpose of fulfilling and completing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the general statutes, and bonds will be issued to pay for such improvements in accordance with the provision of the statutes.

4. That this ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian, as provided by law.

Passed and approved this 2 day of September, 1947.

  
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Mayor

Attest:

  
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City Clerk.

AN ORDINANCE PROVIDING FOR THE **GRADING**, REBUILDING EXISTING BASE, TREATING WITH ASPHALT AND OTHERWISE IMPROVING WALNUT STREET AND MARKET STREET FROM SEVENTH STREET IN THE CITY OF GARNETT, KANSAS, TO THE ALLEY SOUTH OF SECOND AVENUE IN MANDOVIA ADDITION TO THE CITY OF GARNETT, KANSAS.

Whereas a resolution has been duly considered, passed and published declaring it necessary to grade, rebuild existing base, treat with asphalt and otherwise improve Walnut Street and Market Street from Seventh Street in the City of Garnett, Kansas, to the Alley South of Second Avenue in Mandovia Additon to the City of Garnett, Kansas, and no remonstrance of sufficient strenght as defined by the by the statutes, and within the time specified by the statutes has been filed, and

Whereas the governing body of said city deems it necessary to grade, rebuild existing base and treat with asphalt or otherwise improve the intersections of said streets.

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

1. That in the judgment of the governing body of the City of Garnett, Kansas, it is expedient that Walnut Street and Market Street from Seventh Street in the City of Garnett, Kansas, to the Alley South of Second Avenue in Mandovia Addition to the City of Garnett, Kansas, together with all intersections thereof, be graded, rebuild existing base, treated with asphalt or otherwise improved and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file and are hereby ordered as the plans and specifications that shall govern the construction of the work.

2. That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor and by the city as a whole as it may be liable therefor.


3. That for the purpose of fullfilling and completeing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the general statutes, and bonds will be issued to pay for such improvements in accordance with the provisions of the statutes.

4. That this ordinance shall take effect and be in force from and after it final passage and publication in the Anderson Countian, as provided by law.

Passed and approved this 2 day of September, 1947.

  
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Mayor

Attest:

  
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City Clerk.

ORDINANCE NO. 1519

AN ORDINANCE PROVIDING FOR THE GRADING, CURBING, PAVING WITH CONCRETE, OR OTHERWISE IMPROVING OF EIGHTH STREET IN CHAPMAN'S ADDITION TO THE CITY OF GARNETT, KANSAS, FROM MAPLE STREET TO WALNUT STREET.

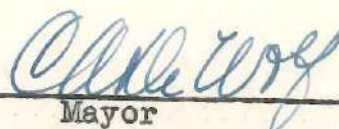
Whereas a resolution has been duly considered, passed and published declaring it necessary to grade, curb, pave with concrete or otherwise improve Eighth Street in Chapman's Addition to the City of Garnett, Kansas, from Maple Street to Walnut Street and no remonstrance of sufficient strength as defined by the statutes, and within the time specified by the statutes has been filed, and,

Whereas the governing body of said city deems it necessary to grade, curb, pave with concrete and otherwise improve the intersections thereof.

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

1. That in the judgment of the governing body of the City of Garnett, Kansas, it is expedient that Eighth Street in Chapman's Addition to the City of Garnett, Kansas, from Maple Street to Walnut Street together with all intersections thereof, be graded curbed, paved with concrete or otherwise improved and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file and are hereby ordered as the plans and specifications that shall govern the construction of the work.
2. That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor and by the City as a whole as it may be liable therefor.
3. That for the purpose of fullfilling and completeing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the general statutes, and bonds will be issued to pay for such improvements in accordance with the provisions of the statutes.
4. That this ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian, as provided by law.

Passed and approved this 2 day of September, 1947.

  
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Mayor

Attest:

  
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City Clerk.



ORDINANCE NO. 1520.

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A STORM SEWER OR DRAIN ALONG THE NORTH SIDE OF EIGHTH STREET IN CHAPMAN'S ADDITION TO THE CITY OF GARNETT, KANSAS, FROM MAPLE STREET TO ELM STREET.

Whereas a resolution has been duly considered, passed and published declaring it necessary to build and construct a storm sewer or drain along the North side of Eighth Street in Chapman's Addition to the City of Garnett, Kansas, from Maple to Elm Street; and

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

1. That in the judgment of the governing body of the City of Garnett, Kansas, it is expedient that a storm sewer or drain be built and constructed along the North Side of Eighth Street in Chapman's Addition to the City of Garnett, beginning at the intersection of Maple Street and running East on said Eighth Street to Elm Street and outleting upon Elm Street at the Southwest corner of the intersection of said Eighth Street and Elm Street and built in accordance with plans and specifications prepared by the City Engineer of the City of Garnett, as approved and placed on file and are hereby ordered as the plans and specifications that shall govern the construction of the work.
2. That the cost and necessary expense incurred in such improvements as authorized in this ordinance, shall be paid for by the City as a whole as provided in the general statutes of the State of Kansas.
3. That for the purpose of fullfilling and completeing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the general statutes, and bonds will be issued to pay for such improvements in accordance with the provisions of the statutes.
4. That this ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian, as provided by law.

Passed and approved this 2nd day of September, 1947.

  
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Mayor

Attest:

  
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City Clerk

ORDINANCE #1521

An Ordinance to establish the electric light and power rates in the City of Garnett, Kansas, and to establish and regulate the time and method of payment for the use of electricity, gas and water by customers of the City of Garnett.

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

Section 1. That the following rates be established for electricity delivered to the customers in the City of Garnett:

a. RESIDENCE AND COMMERCIAL RATE

First 50 kw. -- 6½ cents per kwh  
Next 50 kw. -- 5 cents per kwh

All current used above 100 kw. shall be charged to the consumer at the rate of 3 cents per kw.

The minimum bill for such resident user of electricity shall be \$1.00 per month.

b. COMBINATION COOKING AND RESIDENCE RATE

First 50 kw. ----- 6½ cents per kwh  
Next 50 kw. ----- 5 cents per kwh

All current used above the 100 kw. shall be charged to the consumer at the rate of 2½ cents per kw.

Minimum ~~rate~~ bill for such consumer shall be \$3.00 per month.

c. POWER RATE

First 200 kw. ----- 4½ cents per kw  
Next 300 kw. ----- 3½ cents per kw  
Next 1500 kw. ----- 2½ cents per kw  
Next 8000 kw. ----- 1½ cents per kw  
Next 10000 kw. ----- 1½ cents per kw  
Balance used ----- 1½ cents per kw

The minimum Horse power for this rate to apply is for the user to have at least 40 horsepower, *in motor capacity*

The above rate is to be based on a power factor of 80 per cent. For every point above 80 per cent power factor a credit of ½ of one per cent will be given on the monthly bill rendered.

For every point below 80 per cent power factor, a charge of ½ of one per cent will be made and added to the monthly bill rendered.

The above power factor to be determined by use of a power factor meter furnished by the city, and test of power factor shall be made under regular operating conditions of motor or motors of consumers.

The above credit or penalty shall be made monthly and shall be applied to each monthly bill.

The minimum horse power charge shall be as follows, based on the maximum horse power connected to the city power system:

First horse power \$1.00 per horse power

All additional Horse Power .25 per horse power.

Such minimum horse power charge shall constitute the minimum bill for the month.

Section 2. Installation of all electric ranges shall be in accordance with such regulations as the Board of Commissioners shall hereafter make and shall be under the supervision of the Electric Department of the City of Garnett, and such installation shall be inspected by such person as shall be appointed to do so by the Board of City Commissioners.

Section 3. All monthly bills for gas, water and electricity shall be due on the first day of each month following the reading of the meters. The bills shall be payable not later than the tenth of the month without penalty. A charge of five per cent shall be made on any bills not paid by the evening of the tenth of such month, and shall be added to the monthly bill for gas, water and/or electricity. Service may be discontinued for non payment of bills at any time following the 10th of the month. If service is discontinued on any or all utility services a charge of \$1.00 shall be made for resuming service, whether such resumption is for one utility or more.

Section 4. Ordinance #1267 is hereby repealed.

Section 5. This Ordinance shall be in full force and effect from and after its passage and publication in accordance with the laws of the State of Kansas.

Passed and adopted this 8 day of September 1947.

Attest:

*[Signature]*  
City Clerk

*[Signature]*  
MAYOR

September 15, 1947

EXTRACT FROM MINUTES

THE Governing Body of the City of Garnett, Anderson County, Kansas,  
met in Regular session on the above date, the following members  
being present:

C. A. DeWalt  
Mayor

Bert L. Woods

W. G. Smethers

Commissioners

Among other business the following ordinance was introduced by Mr.  
Bert L. Woods, who moved its passage, which motion was seconded  
by Mr. W. G. Smethers

ORDINANCE NO. 1522

AN ORDINANCE AUTHORIZING AND DIRECTING THE ISSUANCE OF WATER WORKS REVENUE BONDS OF THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS, IN THE PRINCIPAL SUM OF \$50,000.00, TO SUPPLEMENT THE FUNDS NOW AVAILABLE AND ON HANDS FOR THE PURPOSE OF IMPROVEMENT OF THE WATER WORKS SYSTEM OF SAID CITY AND FOR CONSTRUCTION AND ERECTION OF A WATER TREATMENT PLANT, PRESCRIBING ALL OF THE DETAILS OF SAID BONDS, PROVIDING FOR THE COLLECTION, SEGREGATION AND DISTRIBUTION OF THE INCOME OF THE WATER WORKS SYSTEM OF SAID CITY FOR THE PURPOSE OF PAYING THE COST OF THE OPERATION, MAINTENANCE AND IMPROVEMENT THEREOF, PROVIDING AN ADEQUATE DEPRECIATION FUND THEREFOR, AND FOR PAYING THE PRINCIPAL OF AND THE INTEREST ON SAID WATER WORKS REVENUE BONDS, UNDER THE AUTHORITY OF CHAPTER 107 OF THE SESSION LAWS OF KANSAS FOR 1947.

WHEREAS, Pursuant to the provisions of Chapter 107 of the Session Laws of Kansas for 1947, the Governing Body of the City of Garnett, Anderson County, Kansas, heretofore, on the 3rd day of July, 1947, caused to be published in the official paper of said City a notice of the intention of the City of Garnett, Kansas, to issue revenue bonds against the revenues derived from the operation of the water utility according to law in an amount of \$50,000.00, to supplement the funds now available and on hands for the purpose of improvement of the water works system of said city and for construction and erection of a water treatment plant; and,

WHEREAS, Within fifteen (15) days after the publication of the notice aforesaid, no protest was filed with the City Clerk of the City of Garnett, Kansas, against such proposed extensions and improvements, or against the issuance of such bonds; and,

WHEREAS, The City of Garnett, Anderson County, Kansas has less than 100,000 inhabitants; and,

WHEREAS, Plans, specifications and estimates of the extensions and improvements aforesaid have been duly prepared and filed in the office of the City Clerk, and contracts have been let for the making of such extensions and improvements; and,

WHEREAS, Water Works Revenue Bonds of the City of Garnett, Anderson County, Kansas shall be issued in the sum of \$50,000.00 to supplement the sum of \$83,000.00, remaining on hands and available for the purpose of improvement of the water works system of said city and for construction and erection of a water treatment plant, from the issuance of general obligation bonds of said City, the total cost of said improvement, according to the engineer's estimate being \$133,000.00; and,

WHEREAS, It is necessary at this time that said City of Garnett, Anderson County, Kansas, proceed forthwith to issue, sell and deliver its Water Works Revenue Bonds, Series "C", in the principal sum of \$50,000.00, for the purpose of paying the cost of making said extensions and improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS:

Section 1. That to supplement the funds now available and on hands for the purpose of improvement of the water works system of said City and for construction and erection of a water treatment plant, there shall be issued and hereby are issued Water Works Revenue Bonds, Series "C", of the City of Garnett, Anderson County, Kansas, in the total principal amount of \$50,000.00.

Section 2. That said issue of Water Works Revenue Bonds, Series "C", of the City of Garnett, Anderson County, Kansas, shall consist of fifty (50) bonds, numbered from 1 to 50, both inclusive, all of said bonds being in the denomination of \$1,000.00 each, all of said bonds being dated August 1, 1947, and said bonds becoming due serially as follows, to-wit:

| <u>NUMBERS</u>         | <u>MATURITY</u> | <u>AMOUNT</u>      |
|------------------------|-----------------|--------------------|
| 1 to 5, both inclusive | August 1, 1948  | \$5,000.00         |
| 6 to 10, " "           | August 1, 1949  | 5,000.00           |
| 11 to 15, " "          | August 1, 1950  | 5,000.00           |
| 16 to 20, " "          | August 1, 1951  | 5,000.00           |
| 21 to 25, " "          | August 1, 1952  | 5,000.00           |
| 26 to 30, " "          | August 1, 1953  | 5,000.00           |
| 31 to 35, " "          | August 1, 1954  | 5,000.00           |
| 36 to 40, " "          | August 1, 1955  | 5,000.00           |
| 41 to 45, " "          | August 1, 1956  | 5,000.00           |
| 46 to 50, " "          | August 1, 1957  | 5,000.00           |
|                        |                 | <u>\$50,000.00</u> |

The City of Garnett, Anderson County, Kansas, reserves the right and option to call and redeem any or all bonds numbered 26 to 50, maturing August 1, 1953 to August 1, 1957, both inclusive, on August 1, 1952, or on any interest paying date thereafter, at par and accrued interest, upon giving not less than thirty (30) days notice in the official state paper of the intent of said City to redeem said bonds. All interest upon any bond called for payment as aforesaid shall cease from and after the date for which such call is made.

Bonds Numbered 1 to 25, maturing August 1, 1948 to August 1, 1952, both inclusive, shall bear interest at the rate of 2-1/4% per annum, and bonds numbered 26 to 50, maturing August 1, 1953 to August 1, 1957, both inclusive, shall bear interest at the rate of 2-1/2% per annum, said interest being payable February 1, 1948, and semi-annually thereafter on the first days of August and February of each year.

Said bonds and interest coupons to be attached thereto, shall be payable in lawful money of the United States of America, at the office of the State Treasurer of the State of Kansas, in the City of Topeka, Kansas.

Section 3. Said bonds and coupons shall contain recitals, and be in the form and of the size as provided by the statutes of the State of Kansas.

Section 4. Said bonds shall be signed by the Mayor and attested by the City Clerk under the seal of the City, and the interest coupons shall be authenticated by the facsimile signatures of the Mayor and the City Clerk, and said facsimile signatures are hereby confirmed and ratified as the signatures of said officers, and said bonds shall be registered by the City Clerk of the City of Garnett, Anderson County, Kansas, and by the Auditor of the State of Kansas.

Section 5. That said bonds are to be sold and the proceeds therefrom to be used only to pay the cost of the extensions and improvements hereinbefore mentioned.

Section 6. That the Water Works Revenue Bonds, Series "C", of the City of Garnett, Anderson County, Kansas, in the principal amount of \$50,000.00, dated August 1, 1947, hereinbefore described and authorized, are hereby made a lien on the revenues produced by the water works system of said City, and so long as any of said bonds remain outstanding, the

revenues derived from the operation of the water works system of said City shall be paid into the Treasurer of said City, and be kept in a separate fund, and shall not be used except for the purpose of paying the cost of operation and maintenance, and improvement of such utility, providing an adequate depreciation fund, and for paying the principal of and interest on said Water Works System Revenue Bonds, as provided by law. The City of Garnett, Anderson County, Kansas hereby agrees that it will, by appropriate enactment of its Governing Body, make provision for the payment of said Water Works Revenue Bonds, Series "C", and all interest thereon, by fixing rates, fees or charges for the use of or service rendered by such water works system, which rates, fees or charges shall be sufficient to pay the cost of operation, improvement and maintenance of said utility, provide an adequate depreciation fund, and pay the principal of and the interest on said bonds as the same respectively become due, and the principal and interest of any prior existing bonds issued against said utility system.

Section 7. That so long as any of the Water Works Revenue Bonds, Series "C", of the City of Garnett, Anderson County, Kansas, hereinbefore authorized, remain outstanding, the City of Garnett, Anderson County, Kansas, shall not, and said City hereby agrees that it will not, mortgage, pledge or otherwise encumber the Water Works System of said City, or any part thereof, nor will it sell, lease or otherwise dispose of said Water Works plant and system, or any substantial part thereof, and agrees that any bonds hereafter issued for or on behalf of said utility shall be junior and inferior to the bonds herein authorized.

Section 8. That this ordinance shall take effect and be in force from and after its passage, and publication in Anderson County the official City paper of the City of Garnett, Anderson County, Kansas.

PASSED and approved this 15th day of September, 1947.

Charles Wolf  
Mayor of the City of Garnett, Anderson County,  
Kansas

Attest:

Ellson  
City Clerk

(Seal)

WHEN THE ORDINANCE HAS BEEN PASSED AND DULY EXECUTED,  
THIS COPY MUST BE RETURNED TO DEAN AND DEAN, 502  
Columbian Building, Topeka, Kansas, to become a part  
of the transcript



ORDINANCE NO. 1524

AN ORDINANCE AUTHORIZING THE ISSUANCE OF TEMPORARY NOTES OF THE CITY OF GARNETT, KANSAS, TO FINANCE THE CONSTRUCTION AND IMPROVEMENT OF CERTAIN CITY STREETS IN SAID CITY UNTIL SUCH TIME AS BONDS THEREFOR ARE ISSUED.

WHEREAS, under proceedings duly and regularly had the construction of streets in the city of Garnett has been authorized, and such streets are now being constructed and being improved, and

WHEREAS, the city has no funds to finance such improvement until bonds are issued, and

WHEREAS, under Section 10-123 of the General Statutes of Kansas, 1945 supplement, proper and full authority is conferred on the city of Garnett, to issue its Temporary Notes for the purpose of financing the construction of said improvement, Now, therefore,

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1. That for the purpose of providing funds to pay for the cost of improving streets in the city of Garnett, Kansas, as authorized by Ordinance No. 1516 until bonds can be issued therefor, the mayor and city clerk be, and they are hereby authorized to issue temporary notes of the city of Garnett, not to exceed the aggregate of \$7789.50, the notes of which issue shall be consecutively numbered, bearing interest at the rate of ( ) % per cent per annum, interest payable semi-annually, all of said notes maturing July 1 1948, but which shall be redeemable and cancellable at the time permanent bonds are issued in lieu thereof. Said temporary notes shall be issued from time to time, as required during the progress of the work, and shall not exceed in the aggregate the amount of the bonds which are to be issued and are unissued as shown by the approved estimates on file.

Section 2. That said notes shall be signed by the mayor and attested by the city clerk under the corporate seal of the city, and when the same have been executed shall be registered as provided by law.

Section 3. That said notes shall be in substantially the following form:

MUNICIPAL TEMPORARY NOTE

No. \_\_\_\_\_ § \_\_\_\_\_

The city of Garnett, in the county of Anderson, State of Kansas, for value received, hereby acknowledges itself indebted to and promises to pay the bearer hereof the sum of \_\_\_\_\_ lawful money of the United States of America, at the time permanent bonds are issued in lieu hereof but not later than \_\_\_\_\_, 19\_\_\_\_, with interest thereon from date at \_\_\_\_\_ per cent (\_\_\_\_\_) % per annum, interest payable semi-annually.

THIS TEMPORARY NOTE is issued under Section 10-123, General Statutes of Kansas, 1945 supplement, for the purpose of providing necessary funds to pay for improvement duly and regularly authorized prior to the issuance thereof, and which said improvement is to be paid for in whole or in part by the issuance of bonds.

AND IT IS HEREBY DECLARED AND CERTIFIED, that all acts, conditions and things required to be done and to exist precedent to and in the issuance of this temporary note have been properly done and performed and do exist in regular and due form as required by

the Constitution and law of the State of Kansas, and that the total indebtedness of the city of Garnett, including this series of temporary notes, does not exceed any constitutional or statutory limitations.

IN WITNESS WHEREOF, said City of Garnett has caused this temporary note to be signed by its mayor, attested by its clerk and its corporate seal affixed and the same to be dated \_\_\_\_\_, 19\_\_\_\_\_.

Charles Wolf  
Mayor.

Attest: J. C. Mason  
City Clerk (Seal)

On the back thereof shall be endorsed the following:

CITY OF GARNETT

Amount \$ \_\_\_\_\_  
Due \_\_\_\_\_  
State of Kansas )  
County of Anderson ) ss:  
City of Garnett )

I hereby certify that the within temporary note has been registered in my office this \_\_\_\_\_.

\_\_\_\_\_  
City Clerk.

AUDITOR of the )  
State of Kansas)ss:

I hereby certify that the within temporary note has been registered in my office this \_\_\_\_\_.

Section 4. This ordinance shall take effect and be in force from and after its passage and its publication in the Anderson Countian.

Passed this 27th day of October, 1947.  
Approved this 27th day of October, 1947.

Charles Wolf  
Mayor

Attest: J. C. Mason  
City Clerk.

ORDINANCE NO. 1529

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$25,000.00 OF INTERNAL IMPROVEMENT BONDS OF THE CITY OF GARNETT FOR THE PURPOSE OF THE INSTALLATION OF THE DIESEL ENGINE AND CONSTRUCTION OF BASEMENT SPACE AND INSTALLATION OF AUXILLIARIES FOR THE CITY POWER SYSTEM.

WHEREAS, The governing body of the City of Garnett, Kansas, did by Ordinance No. 1505 call a special election to be held in conjunction with the general election on April 1, 1947, for the purpose of voting on the following proposition:

"Shall the City of Garnett issue bonds in an amount not to exceed \$25,000.00 for the purpose of the installation of the diesel engine and construction of basement space and installation of auxilliaries for the city power system?"

and,

WHEREAS, At said special election held on the 1st day of April, 1947, a majority of the qualified voters of the City of Garnett, Kansas voted in favor of the above proposition, and,

WHEREAS, The governing body of the City of Garnett is authorized by this majority vote and by Article 8, Chapter 12 and Article 1, Chapter 10, General Statutes of Kansas, 1935, to issue bonds for construction of said improvements;

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

Section 1. That for the purpose of the installation of the diesel engine and construction of basement space and installation of auxilliaries for the city power system, bonds of said City of Garnett shall be issued in a sum not to exceed \$25,000.00 under authority conferred and in the manner provided in Article 8, Chapter 12, and Article 1, Chapter 10 General Statutes of Kansas, 1935.

Section 2. That said bonds shall be dated December 15, 1947, and shall bear interest at the rate of 1½ per cent per annum, to be represented by coupons payable in the following manner, on the 15th day of March, 1949, and every six months thereafter until they are paid, which bonds shall be in the denominations and shall mature on the dates hereinafter set forth:

| No.            | Denomination | Maturity       | Amount     |
|----------------|--------------|----------------|------------|
| 1              | \$1,000.00   | March 15, 1949 | \$1,000.00 |
| 2              | 1,000.00     | March 15, 1950 | 1,000.00   |
| 3 & 4 incl.    | 1,000.00     | March 15, 1951 | 2,000.00   |
| 5 to 7 incl.   | 1,000.00     | March 15, 1952 | 3,000.00   |
| 8 to 10 incl.  | 1,000.00     | March 15, 1953 | 3,000.00   |
| 11 to 13 incl. | 1,000.00     | March 15, 1954 | 3,000.00   |
| 14 to 16 incl. | 1,000.00     | March 15, 1955 | 3,000.00   |
| 17 to 19 incl. | 1,000.00     | March 15, 1956 | 3,000.00   |
| 20 to 22 incl. | 1,000.00     | March 15, 1957 | 3,000.00   |
| 23 to 25 incl. | 1,000.00     | March 15, 1958 | 3,000.00   |

Both principal and interest on said bonds shall be payable at the office of the State Treasurer of the State of Kansas, Topeka, Kansas.

The City of Garnett, Anderson County, Kansas, reserves the right and option to call and redeem any or all bonds numbered 11 to 25 incl., maturing March 15, 1954 to March 15, 1958, both inclusive, on March 15, 1953 or on any interest paying date thereafter, at par and accrued interest, upon giving not less than thirty (30) days notice in the official state paper of the intent of said City to redeem said bonds. All interest upon any bond called for payment as aforesaid shall cease from and after the date for which such call is made.

Section 3. That said bonds shall be executed in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF KANSAS, ANDERSON COUNTY  
CITY OF GARNETT

ELECTRIC LIGHT BOND

No. \_\_\_\_\_

\$ \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS: That the City of Garnett, in the County of Anderson, State of Kansas, for value received, hereby acknowledges itself indebted to and promises to pay the bearer hereof the sum of \_\_\_\_\_ Dollars, lawful money of the United States of America, on \_\_\_\_\_, 19\_\_\_\_, with interest thereon at the rate of \_\_\_\_\_ per cent (\_\_\_\_%) per annum, payable March 15, 1949, and semi-annually thereafter on the fifteenth day of March and September of each year until said principal sum shall have been paid, upon presentation and surrender of the proper interest bearing coupons hereto attached as they severally become due.

Both principal and interest of this bond are payable at the office of the State Treasurer in the City of Topeka, in the State of Kansas, and for the prompt payment of the principal and interest of this bond, as they respectively become due, the full faith, credit and resources of the said City of Garnett are hereby pledged.

This bond is one of a series of \_\_\_\_\_ bonds agregating the sum of \$25,000.00 of like date and tenor except as to maturity, issued by said City of Garnett, for the purpose of paying the cost of the installation of a diesel engine and construction of basement space and installation of auxilliaries for the city power system. This bond is executed and issued by authority of Article 8, Chapter 12, and Article 1, Chapter 10 of the General Statutes of Kansas, 1935, and in conformity with the provisions of the laws of the State of Kansas applicable thereto, and pursuant to Ordinance No. 1529 of the City of Garnett, Kansas.

And it is hereby declared and certified that all acts, conditions, and things required to be done and to exist precedent to and in the issuing of this bond have been done and performed, and do exist as required by the constitution and laws of the State of Kansas, and that the total indebtedness of said city does not exceed any constitutional or statutory limitations.

The City of Garnett, Anderson County, Kansas, reserves the right and option to call and redeem any or all bonds numbered 11 to 25 inclusive maturing March 15, 1954 to March 15, 1958, both inclusive, on March 15, 1953 or on any interest paying date thereafter, at par and accrued interest, upon giving not less than thirty (30) days notice in the official state paper of the intent of said City to redeem said bonds. All interest upon any bond called for payment as aforesaid shall cease from and after the date for which such call is made.

IN TESTIMONY WHEREOF, the said City of Garnett, Kansas, by its governing body, has caused this bond to be signed by its mayor and attested by its city clerk, and its corporate seal to be affixed, and each of the coupons hereto attached to be signed with the facsimilies of the signature of the said mayor and city clerk, and this bond to be dated as of the \_\_\_ day of \_\_\_\_\_, 19\_\_.

Attest:

\_\_\_\_\_  
City Clerk  
(SEAL)

\_\_\_\_\_  
Mayor

Section 4. That the interest coupons to be attached to said bonds shall be printed in substantially the following form:  
No. \_\_\_\_\_, 19\_\_

INTEREST COUPON  
On the \_\_\_ day of \_\_\_\_\_, 19\_\_, the city of Garnett, Anderson County, Kansas, will pay :  
bearer \_\_\_\_\_ Dollars and \_\_\_\_\_ cents law- :  
ful money of the United States of America, at the :  
office of the State Treasurer, Topeka, Kansas, be- :  
ing six months interest on its Electric Light :  
Bond. :  
: CITY OF  
: GARNETT

Attest:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Section 5. Said bonds shall be endorsed substantially as follows:

State of Kansas )  
0 SS:  
County of Anderson )

I, \_\_\_\_\_, city clerk of the city of Garnett, Kansas, do hereby certify that the within bond of the city of Garnett, Kansas, has been duly registered in my office according to law.

(SEAL)

\_\_\_\_\_  
City Clerk

Office of the Auditor of  
The State of Kansas.

I, \_\_\_\_\_, auditor of the State of Kansas, do hereby certify that a transcript of the proceedings leading up to the issuance of this bond has been filed in my office, and that this bond and the coupons attached thereto have been duly registered in my office according to law.

Witness my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_.

\_\_\_\_\_  
Auditor of State

(SEAL)

Section 6. That said bonds shall be signed by the Mayor and attested by the City Clerk, and said interest coupons shall be authenticated with the facsimile signatures of said mayor and city clerk.

Section 7. That the mayor and clerk of the city are hereby authorized and directed to prepare and execute said bonds, and secure the registration thereof by the city clerk and auditor of state.

Section 8. That the governing body shall annually make provision for the payment of the principal and interest of said bonds by tax levy and collection of a sufficient tax to pay such bonds as they mature together with interest on unpaid balances if such tax levy and collection is necessary.

Section 9. That this ordinance shall take effect and be in force from and after its publication in The Anderson Countian.

Passed this 15 day of December, 1947.  
Approved this 15 day of December, 1947.

Charles W. Wolf  
Mayor

Attest: [Signature]  
City Clerk

(Seal)

ORDINANCE NO. 1533

An Ordinance to establish rates for the water from the Water Works of the City of Garnett, Anderson County, Kansas, and repealing Ordinance # 1314.

BE IT ORDAINED by the Mayor and Commissioners of the City of Garnett, Anderson County, Kansas:

Section 1. That the following is established as the rate for water, to the residence consumers of water from the water works of the City of Garnett, Kansas, billed during the months of November, December, January, February, March and April:

When 1000 gallons are used the rate per month shall be \$1.00,  
When 1000 gallons are used each additional 1000 gallons or fraction thereof until 5000 gallons are used shall be \$.45 per thousand gallons,  
When 5000 gallons are used each additional 1000 gallons or fraction thereof until 20,000 gallons are used shall be \$.35 per thousand gallons,  
When 20,000 gallons are used each additional 1000 gallons or fraction thereof until 50,000 gallons are used shall be \$.20 per thousand gallons,  
When 50,000 are used each additional thousand gallons or fraction thereof shall be \$.16 per thousand gallons.

Section 2. That the following is established as the rate for water, to residence consumers of water from the water works of the City of Garnett, Kansas, billed during the months of May, June, July, August, September and October, and shall be called and considered the "Summer Watering Rate":

When 1000 gallons are used the rate per month shall be \$1.00,  
When 1000 gallons are used ~~the~~ each additional 1000 gallons or fraction thereof until 3,000 gallons are used shall be \$.45 per thousand gallons or ~~fraction thereof shall be \$.15 per thousand gallons.~~  
*When 3000 gallons are used each additional thousand gallons or fraction thereof shall be \$.15 per thousand gallons*

Section 3. That the following is established as the rate for water to commercial users from the water works of the City of Garnett, Kansas, for water billed during the entire year:

When 1000 gallons are used the rate per month shall be \$1.00,  
When 1000 gallons are used each additional 1000 gallons or fraction thereof until 5,000 gallons are used shall be \$.45 per thousand gallons,  
When 5000 gallons are used each additional 1000 gallons ~~shall be~~ or fraction thereof until 20,000 gallons are used shall be \$.35 per thousand gallons,  
When 20,000 gallons are used each additional 1000 gallons or fraction thereof until 50,000 gallons are used shall be \$.20 per thousand gallons,  
When 50,000 gallons are used each additional 1000 gallons or fraction thereof shall be \$.16 per thousand gallons.

Section 4. That the following be established as a cold storage, railroad and manufacturer's rate:

For each 1000 <sup>gallons</sup> per month \$.13 per thousand gallons provided the consumer uses 50,000 gallons or more.

Section 5. That the minimum bill for residence users of water shall be \$1.00, that the minimum bill for commercial users of shall be \$1.00, and that the minimum bill for manufacturers shall be \$6.50.

Section 6. That this ordinance shall supersede Ordinance #1314 and said ordinance #1314 is hereby repealed.

Section 7. That this ordinance shall be in full force and effect ten days after its final passage and adoption and its publication in the Garnett Review.

Passed and adopted this 16 day of Feb. 1948.

Attest: *[Signature]*

*[Signature]*  
Mayor

ORDINANCE NO. 1557

AN ORDINANCE PROVIDING FOR AN ISSUE OF BONDS OF THE CITY OF GARNETT, KANSAS, to pay for the construction of paving, curbing, guttering, and otherwise improving First Street from the east line of Pine Street to the west line of Olive Street; Third Street from the east line of Cedar Street to the west line of Olive Street; Vine Street from the south line of First Street to the north line of Third Street; Elm Street from the south line of First Street to the north line of Third Street; Walnut Street from the south line of First Street to the north line of Third Street; Third Street in New Orchard Park Addition from the west line of Maple Street to the west city limits; Elm Street from the south line of Seventh Street to the north line of Eighth Street; Walnut and Market Street from the south line of Seventh Street to the alley south of Second Avenue in Mandovi Addition; and Eighth Street from the east line of Maple Street to the west line of Walnut Street; all in the City of Garnett, Kansas.

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement and other improvement of First Street from the east line of Pine Street to the west line of Olive Street; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$3,417.84; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$1,613.95; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement, curb, gutter, and other improvement of Third Street from the east line of Cedar Street to the west line of Olive Street; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$7,739.52; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$2167.34; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement, curb, gutter, and other improvement of Vine Street from the south line of First Street to the North line of Third Street; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$5,324.00; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$1,919.86; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement, curb, gutter, and other improvement of Elm Street from the south line of First Street to the north line of Third Street; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$5,305.20; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$1,117.42; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement, curb, gutter, and other improvement of Walnut Street from the south line of First Street to the north line of Third Street; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$5,375.52; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$1,813.47; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement, curb, gutter, and other improvement of Third Street in New Orchard Park Addition from the west line of Maple Street to the west city limits; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$4,376.52; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$435.04; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement, curb, gutter, and other improvement of Elm Street from the south line of Seventh Street to the north line of Eighth Street; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$2,356.82; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$351.64; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement and other improvement of Walnut and Market Street from the south line of Seventh Street to the alley south of Second Avenue in Mandovi Addition; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$2,483.16; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$1,303.56; and

WHEREAS in pursuance of proceedings had and taken according to law by the Governing Body of Garnett, Kansas, a contract has been let for the grading and construction of pavement, curb, gutter, and other improvement of Eighth Street from the east line of Maple Street to the west line of Walnut Street; and

WHEREAS the cost of said improvements chargeable to the property especially benefited by said improvement has been ascertained to be \$16,986.22; and

WHEREAS private individuals owning property liable for assessment have paid in cash to the City Treasurer \$2,371.60; and

WHEREAS the cost chargeable to the City at large for intersections of streets and alleys on all of the above projects has been ascertained to be \$11,340.34; and now, therefore,



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

Section 1. That the total cost of paving, curbing, guttering, and otherwise improving said streets and street intersections, having been ascertained to be \$64,705.14, chargeable as follows: \$53,364.80 to the property especially benefited by said improvements, less \$13,093.88 paid in cash to the City Treasurer; and \$11,340.34 to the City at large for street and alley intersections; there shall be issued a series of bonds in the aggregate amount of \$51,611.26, which shall consist of one bond in the amount of \$611.26 and fifty one bonds in the amount of \$1,000.00 each, numbered from one to fifty two (1 to 52) both inclusive, dated January 1, 1949, bearing interest at the rate of 2½% per annum, payable semi-annually on the fifteenth day of February and of August each year except that the first coupon shall be for 13½ months payable February 15, 1950, as follows:

| <u>Nos.</u>       | <u>Denomination</u> | <u>Total</u> | <u>Date Due</u> |
|-------------------|---------------------|--------------|-----------------|
| 1                 | 611.26              | 611.26       | August 15, 1950 |
| 2-3-4-5           | \$1000.00           | \$4000.00    | August 15, 1950 |
| 6-7-8-9-10        | 1000.00             | 5000.00      | August 15, 1951 |
| 11-12-13-14-15    | 1000.00             | 5000.00      | August 15, 1952 |
| 16-17-18-19-20    | 1000.00             | 5000.00      | August 15, 1953 |
| 21-22-23-24-25    | 1000.00             | 5000.00      | August 15, 1954 |
| 26-27-28-29-30    | 1000.00             | 5000.00      | August 15, 1955 |
| 31-32-33-34-35    | 1000.00             | 5000.00      | August 15, 1956 |
| 36-37-38-39-40    | 1000.00             | 5000.00      | August 15, 1957 |
| 41-42-43-44-45-46 | 1000.00             | 6000.00      | August 15, 1958 |
| 47-48-49-50-51-52 | 1000.00             | 6000.00      | August 15, 1959 |

Section 2. That said bonds shall be signed by the Mayor and attested by the City Clerk, and shall have the corporate seal of the City of Garnett, Kansas, affixed thereto, and the interest coupons shall be signed by the Mayor, and attested by the City Clerk, provided, however, that the signatures on the coupons shall be facsimiles on the signatures of said officers.

All of said bonds and coupons shall be payable at the office of the state treasurer, in the City of Topeka, in the state of Kansas.

Section 3. That said bonds shall be executed in the form and contain recitals substantially as follows:

UNITED STATE OF AMERICA

STATE OF KANSAS

ANDERSON COUNTY

CITY OF GARNETT

STREET IMPROVEMENT BOND

KNOW ALL MEN BY THESE PRESENTS: That the City of Garnett, in the County of Anderson, and in the State of Kansas, acknowledges itself indebted to and for value received, hereby promises to pay the bearer the sum of \$ \_\_\_\_\_, on the fifteenth day of August, 19\_\_\_\_, with interest thereon at the rate of 2½% per annum until the principal sum is paid.

The interest on this bond is payable semi-annually on the fifteenth day of February and of August, each year, after the date hereof, as evidenced by the coupon hereto attached, except that the first coupon is for 13½ months, due February 15, 1950. The principal sum and interest thereon are payable in lawful money of the United States of America, at the office of the state treasurer, in the City of Topeka, in the state of Kansas, upon presentation and surrender of this bond and the coupons hereto attached as they respectively mature.

This bond is one of a series of 52 serial bonds of like tenor and effect, except as to maturities and the denomination of the first bond, numbered one to fifty two (1 to 52), both inclusive, aggregating \$51,611.26, dated January 1, 1949, issued to pay for the construction of pavement and curb and gutter and otherwise improving First Street from the east line of Pine Street to the west line of Olive Street; Third Street from the east line of Cedar Street to the west line of Olive Street; Vine Street from the south line of First Street to the north line of Third Street; Elm Street from the south line of First Street to the north line of Third Street; Walnut Street from the south line of First Street to the north line of Third Street; Third Street in New Orchard Park Addition from the west line of Maple Street to the west city limits; Elm Street from the south line of Seventh Street to the north line of Eighth Street; Walnut and Market Street from the south line of Seventh Street to the alley south of Second Avenue in Mandovi Addition; and Eighth Street from the east line of Maple Street to the west line of Walnut Street; all in the City of Garnett, Kansas.

IT IS HEREBY RECITED AND CERTIFIED that all acts, conditions and things required by the Constitution and/or the Statutes of the State of Kansas, necessary to be done prior to and in the issuance of these bonds to make them a legal, valid and binding obligation of said City under Sections 10-101, 10-102, 10-104, 10-105, 10-106, 10-107, 10-108, 10-112 and 10-303, and Sections 12-601, 12-602, 12-605, 12-606 and 12-608, the General Statutes of Kansas, 1935, and amendments thereto, exist, have been had, done and performed and have happened in regular and due form as required by law; that the faith, credit and revenue of said City are hereby irrevocably pledged for the prompt payment of the principal and interest thereon at maturity, and that no limit of indebtedness or taxation, either Constitutional or Statutory, has been exceeded in issuing these bonds.

IN WITNESS WHEREOF, The City of Garnett has caused this bond to be signed by the Mayor and attested by the City Clerk and the corporate seal

of said City to be hereunto affixed and the annexed coupons to be authenticated by the facsimile signatures of said officials and this bond to be dated the first day of January, 1949.

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

Section 4. That the interest coupons to be attached to said bonds shall be substantially in the following form and as provided by G. S. 10-126:

No. \_\_\_\_\_ On the first day of \_\_\_\_\_,  
19\_\_\_\_, The City of Garnett, Anderson  
County, Kansas, will pay bearer \_\_\_\_\_  
dollars lawful money of the United States  
of America at the office of the State  
Treasurer, Topeka, Kansas, being six  
months' interest on its Internal Improve-  
ment Paving, Curb and Gutter Bond No. \_\_\_\_\_  
dated January 1, 1949.

Signed \_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
THE  
CITY OF  
GARNETT,  
KANSAS  
\$ \_\_\_\_\_

Section 5. That the Mayor and the City Clerk are hereby authorized to prepare and execute said bonds and coupons and when executed they shall be registered by the City Clerk of the City of Garnett, Kansas, and by the Auditor of the State of Kansas, and shall have certificates of such registration endorsed thereon.


The Governing body of the City of Garnett, Kansas, shall annually make provisions for the payment of the principal and interest of said bonds as the same become due, by the levy and collection of the necessary tax thereof.

Section 6. This ordinance shall take effect and be in force from and after its publication once in the official city paper.

PASSED this 20th day of December, 1948.

\_\_\_\_\_  
Mayor

Attest:

  
\_\_\_\_\_  
City Clerk

*Published Dec. 23, 1948*

ORDINANCE NO. 1558

UNITED STATES OF AMERICA

OBLIGATION

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$4,683.80 OF ~~INTERNAL~~ <sup>GENERAL</sup> IMPROVEMENT BONDS OF THE CITY OF GARNETT, KANSAS FOR THE PURPOSE OF BUILDING AND CONSTRUCTING A STORM SEWER OR DRAIN ALONG THE NORTH SIDE OF EIGHTH STREET IN CHAPMAN'S ADDITION TO SAID CITY FROM MAPLE STREET TO ELM STREET.

WHEREAS, the governing body of the City of Garnett, Kansas, found that it was necessary to build and construct a storm sewer or drain along the north side of Eighth Street in Chapman's Addition to said city to Maple Street to Elm Street; for purpose of carry<sup>ing</sup> off storm water from the streets, avenues and alleys of said city, and

WHEREAS, cities of the second class are authorized by Sections 14-522, 14-523, 14-524 and 14-525, to build and construct storm sewers or drains, and *of the General Statutes of Kansas 1935, and amendments thereto*

WHEREAS, the City of Garnett, Kansas, is a ~~second class city~~ <sup>city of the Second Class</sup>, and

WHEREAS, the governing body of the City of Garnett, Kansas, has by Ordinance No. 1520 provided for the building and construction of said storm sewer, now therefore,

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

Section 1. That for the purpose of building and constructing a storm sewer along the north side of Eighth Street in Chapman's Addition to the City of Garnett, Kansas from Maple Street to Elm Street, bonds of the City of Garnett shall be issued in the sum of \$4,683.80 under the authority conferred, and in the manner provided in Sections 14-522, 14-523, 14-524, 14-525 and in Article One, Chapter Ten of the General Statutes of Kansas, 1935 and amendments thereto.

Section 2. That there shall be issued a series of five bonds in the aggregate amount of \$4,683.80 which shall consist of one bond of \$683.80 and four bonds in the amount of \$1,000.00 each, numbered from one to five (1 to 5) both inclusive, dated January 1, 1949, bearing interest at the rate of 2½% per annum; payable semi-annually on the 15th day of February and August each year except that the first coupon shall be for 13½ months payable February 15, 1950, as follows:

| <u>Nos.</u> | <u>Denomination</u> | <u>Total</u> | <u>Date Due</u> |
|-------------|---------------------|--------------|-----------------|
| 1           | 683.80              | 683.80       | August 15, 1950 |
| 2           | \$1000.00           | \$1000.00    | August 15, 1951 |
| 3           | 1000.00             | 1000.00      | August 15, 1952 |
| 4           | 1000.00             | 1000.00      | August 15, 1953 |
| 5           | 1000.00             | 1000.00      | August 15, 1954 |

Section 3. That said bonds shall be signed by the Mayor and attested by the City Clerk, and shall have the corporate seal of the City of Garnett, Kansas, affixed thereto, and the interest coupons shall be signed by the Mayor, and attested by the City Clerk, provided, however, that the signatures on the coupons shall be facsimiles of the signatures of said officers.

All of said bonds and coupons shall be payable at the office of the state treasurer, in the City of Topeka, in the state of Kansas.

Section 4. That said bonds shall be executed in the form and contain recitals substantially as follows:

*[Handwritten signature]*

City Clerk

\$ \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF KANSAS  
COUNTY OF ANDERSON  
CITY OF GARNETT  
STORM SEWER BOND  
NO. \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS:

That the City of Garnett in the County of Anderson, State of Kansas, for value received, hereby acknowledges itself indebted to and promises to pay the bearer hereof the sum of

\$ \_\_\_\_\_

lawful money of the United States of America, on August 15, \_\_\_\_\_, with interest thereon at the rate of two and one-half per cent ( $2\frac{1}{2}\%$ ) per annum, payable semi-annually on the fifteenth day of February and the fifteenth day of August each year after the date hereof, upon presentation and surrender of the proper interest-bearing coupons, hereto attached, as they severally become due, both principal and interest of this bond being payable at the office of the state treasurer, in the City of Topeka, in the State of Kansas.

This bond is a general obligation of the said city of Garnett, Kansas, and the full faith, credit and resources of the said City of Garnett are hereby pledged to the prompt payment of the principal and interest of this bond, as they respectfully become due, and said bond and the interest thereon are to be paid by said city.

This bond is one of a series of five bonds aggregating the sum of four thousand, six hundred eighty three dollars and eighty cents (\$4,683.80) of like date and tenor, except as to the denomination of the first bond and as to maturity, issued by said City of Garnett, Kansas, for the purpose of building and constructing a storm sewer or drain along the north side of Eighth Street in Chapman's Addition to said city from Maple Street to Elm Street. This bond is executed and issued by authority of ~~G. S. 1947 Supp. 12-701 and 12-1702~~, and the applicable portions of Article 1 of Chapter 10 of the General Statutes of 1935, and amendments thereto and in conformity with the provisions, restrictions, and limitations thereof and all other provisions of the laws of the State of Kansas applicable thereto, and pursuant to Ordinance No. 1558 of the City of Garnett, Kansas.

And it is hereby declared and certified that all acts, proceedings, conditions, and things required to be done and to exist precedent to and in the issuing of this bond have been had, properly done and performed, and do exist, as required by the constitution and laws of the State of Kansas, and that the total indebtedness of said city, including this series of bonds, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, the said City of Garnett, Kansas, by its Governing Body, has caused this bond to be signed by its Mayor and attested by its City Clerk, and its corporate seal to be affixed, and each of the coupons hereto attached to be signed with the facsimiles of the signatures of the said Mayor and City Clerk, and this bond to be dated as of the first day of January, 1949.

*Charles C. Wolf*  
\_\_\_\_\_  
Mayor

Attest:

*J. C. Moore*  
\_\_\_\_\_  
City Clerk

Seal

Sections 14-522, 14-523, 14-524 and 14-525

Section 5. That the interest coupons to be attached to said bonds shall be substantially in the following form and as provided by G. S. 10-126:

No. \_\_\_\_\_ On the fifteenth day of \_\_\_\_\_, 19\_\_\_\_, The City of Garnett, Anderson County, Kansas, will pay bearer \_\_\_\_\_ dollars lawful money of the United States of America at the office of the State Treasurer, Topeka Kansas, being six months' interest on its Storm Sewer Bond, Bond No. \_\_\_\_\_ dated January 1, 1949.

Signed:

Treasurer

Mayor

Attest:

City Clerk

\_\_\_\_\_, 19\_\_\_\_

THE  
CITY OF  
GARNETT,  
KANSAS

\$ \_\_\_\_\_

Section 6. That the Mayor and the City Clerk are hereby authorized to prepare and execute said bonds and coupons and when executed they shall be registered by the City Clerk of the City of Garnett, Kansas, and by the Auditor of the State of Kansas, and shall have certificates of such registration endorsed thereon.

The Governing Body of the City of Garnett, Kansas, shall annually make provisions for the payment of the principal and interest of said bonds as the same become due, by the levy and collection of the necessary tax thereof.

Section 7. This ordinance shall take effect and be in force from and after its publication once in the official city paper.

PASSED this 27 day of December, 1948.

Charles Wolf  
Mayor

Attest:

[Signature]  
City Clerk

ORDINANCE NO. 1560

AN ORDINANCE AMENDING SECTION 1 OF  
ORDINANCE NO. 1557 AND REPEALING  
SAID ORIGINAL SECTION.

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

SECTION 1. That Section 1 of Ordinance No. 1557  
be and the same is hereby amended to read as follows:  
Section 1. That the total cost of paving, curbing, guttering,  
and otherwise improving said streets and street intersections,  
having been ascertained to be \$64,705.14, chargeable as follows:  
\$53,364.80 to the property especially benefited by said im-  
provements, less \$13,093.88 paid in cash to the City Treasurer;  
and \$11,340.34 to the City at large for street and alley inter-  
sections; there shall be issued a series of bonds in the  
aggregate amount of \$51,611.26, which shall consist of one  
bond in the amount of \$611.26 and fifty-one bonds in the amount  
of \$1,000.00 each, numbered from one to fifty-two (1 to 52)  
both inclusive, dated January 1, 1949, bearing interest at the  
rate of 2½% per annum, payable semiannually on the fifteenth  
day of February and of August each year except that the first  
coupon shall be for 13½ months payable February 15, 1950, as  
follows:

| <u>Nos.</u>       | <u>Denomination</u> | <u>Total</u> | <u>Date Due</u> |
|-------------------|---------------------|--------------|-----------------|
| 1                 | \$ 611.26           | \$ 611.26    | August 15, 1950 |
| 2-3-4-5           | 1,000.00            | 4,000.00     | August 15, 1950 |
| 6-7-8-9-10        | 1,000.00            | 5,000.00     | August 15, 1951 |
| 11-12-13-14-15    | 1,000.00            | 5,000.00     | August 15, 1952 |
| 16-17-18-19-20    | 1,000.00            | 5,000.00     | August 15, 1953 |
| 21,22-23-24-25    | 1,000.00            | 5,000.00     | August 15, 1954 |
| 26-27-28-29-30    | 1,000.00            | 5,000.00     | August 15, 1955 |
| 31-32-33-34-35    | 1,000.00            | 5,000.00     | August 15, 1956 |
| 36-37-38-39-40    | 1,000.00            | 5,000.00     | August 15, 1957 |
| 41-42-43-44-45-46 | 1,000.00            | 6,000.00     | August 15, 1958 |
| 47-48-49-50-51-52 | 1,000.00            | 6,000.00     | August 15, 1959 |


SECTION 2. That the original Section 1 of Ordinance  
No. 1557 be and the same is hereby repealed, no bonds having  
been issued thereunder.

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

Passed this 10 day of January, 1949.

  
\_\_\_\_\_  
Mayor

Attest:

  
\_\_\_\_\_  
City Clerk

ORDINANCE NO. 1561

AN ORDINANCE AMENDING SECTIONS 2 AND 4 OF ORDINANCE NO. 1558 AND REPEALING SAID ORIGINAL SECTIONS.

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

SECTION 1. That Section 2 of Ordinance No. 1558 be and the same is hereby amended to read as follows:  
Section 2. That there shall be issued a series of five bonds in the aggregate amount of \$4,683.80 which shall consist of one bond of \$683.80 and four bonds in the amount of \$1,000.00 each, numbered from one to five (1 to 5) both inclusive, dated January 1, 1949, bearing interest at the rate of 2 1/4% per annum; payable semi-annually on the 15th day of February and August each year except that the first coupon shall be for 13 1/2 months payable February 15, 1950, as follows:

| <u>Nos.</u> | <u>Denomination</u> | <u>Total</u> | <u>Date Due</u> |
|-------------|---------------------|--------------|-----------------|
| 1           | \$ 683.80           | \$ 683.80    | August 15, 1950 |
| 2           | 1,000.00            | 1,000.00     | August 15, 1951 |
| 3           | 1,000.00            | 1,000.00     | August 15, 1952 |
| 4           | 1,000.00            | 1,000.00     | August 15, 1953 |
| 5           | 1,000.00            | 1,000.00     | August 15, 1954 |

SECTION 2. That Section 4 of Ordinance No. 1558 be and the same is hereby amended to read as follows:  
Section 4. That said bonds shall be executed in the form and contain recitals substantially as follows:

No. \_\_\_\_\_ \$ \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF KANSAS  
COUNTY OF ANDERSON  
CITY OF GARNETT  
STORM SEWER BOND  
NO. \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS:

That the City of Garnett in the County of Anderson, State of Kansas, for value received, hereby acknowledges itself indebted to and promises to pay the bearer hereof the sum of

Passed this \$ 17 day of September, 1949.

lawful money of the United States of America, on August 15, \_\_\_\_\_, with interest thereon at the rate of two and one-fourth per cent (2 1/4%) per annum, payable semi-annually on the fifteenth day of February and the fifteenth day of August each year after the date hereof except that the first coupon shall be for 13 1/2 months payable February 15, 1950 upon presentation and surrender of the proper interest-bearing coupons, hereto attached as they severally be come due, both principal and interest of this bond being payable at the office of the state treasurer, in the City of Topeka, in the State of Kansas.



*Ordinance No. 1558*

This bond is a general obligation of the said city of Garnett, Kansas, and the full faith, credit and resources of the said City of Garnett, are hereby pledged to the prompt payment of the principal and interest of this bond, as they respectfully become due, and said bond and the interest thereon are to be paid by said city.

This bond is one of a series of five bonds aggregating the sum of four thousand, six hundred eighty-three dollars and eighty cents (\$4,683.80) of like date and tenor, except as to the denomination of the first bond and as to maturity, issued by said City of Garnett, Kansas, for the purpose of building and constructing a storm sewer or drain along the north side of Eighth Street in Chapman's Addition to said city from <sup>Maple</sup> Street to Elm Street. This bond is executed and issued by authority of Sections 14-522, 14-523, 14-524, and 14-525 and the applicable portions of Article 1 of Chapter 10 of the General Statutes of 1935, and amendments thereto and in conformity with the provisions, restrictions, and limitations thereof and all other provisions of the laws of the State of Kansas applicable thereto, and pursuant to Ordinance No. 1558 of the City of Garnett, Kansas.

And it is hereby declared and certified that all acts, proceedings, conditions, and things, required to be done and to exist precedent to and in the issuing of this bond have been had, properly done and performed, and do exist, as required by the constitution and laws of the State of Kansas, and that the total indebtedness of said city, including this series of bonds, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, the said City of Garnett, Kansas, by its Governing Body, has caused this bond to be signed by its Mayor and attested by its City Clerk, and its corporate seal to be affixed, and each of the coupons hereto attached to be signed with the facsimiles of the signatures of the said Mayor and City Clerk, and this bond to be dated as of the first day of January, 1949.

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

SECTION 3. That the original Sections 2 and 4 of Ordinance No. 1558 be and the same are hereby repealed, no bonds having been issued thereunder.

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

Passed this 10 day of January, 1949.

*C. A. Wolf*  
\_\_\_\_\_  
Mayor

Attest:

*[Signature]*  
\_\_\_\_\_  
City Clerk

ORDINANCE NO. 1569

AN ORDINANCE LEVYING AN OCCUPATION TAX ON RETAILERS OF ALCOHOLIC LIQUORS BY THE PACKAGE IN THE CITY OF GARNETT, KANSAS.

Whereas, the City of Garnett, Kansas, is a city in which licenses for the sale of alcoholic liquors by the package may be issued by the state director of alcoholic beverage control, now therefore,

Be it ordained by the governing body of the City of Garnett:

SECTION 1. There is hereby levied an annual occupation tax on each retailer of alcoholic liquor (including beer containing more than 3.2% of alcohol by weight) for consumption off the premises (sales in the original package only) in the sum of Three Hundred dollars (\$300.00) in the City of Garnett, Kansas, who has a retailer's license issued by the state director of alcoholic beverage control, which tax shall be paid before business is begun under an original state license and within 5 days after any renewal of a state license.

SECTION 2. A holder of a license for the retail sale of alcoholic liquors by the package in the City of Garnett, Kansas, issued by the state director of alcoholic beverage control shall present such license when applying to pay the occupation tax levied in Section 1 and the tax shall be received and receipt issued for the period covered by the state license by the City Clerk.

SECTION 3. Every licensee shall cause the city alcoholic liquor retailer's occupation tax receipt to be placed in plain view next to or below the state license in a conspicuous place on the licensed premises.

SECTION 4. Any person, copartnership or association having a state license to retail alcoholic liquor by the package who shall fail to pay the occupation tax herein levied and within the time prescribed or who shall violate any other provision of this ordinance shall upon conviction be fined not more than one hundred dollars for each day's violation; provided, nothing herein shall be construed to prohibit the city from collecting the occupation tax or by any procedure authorized by law.

SECTION 5. This ordinance shall take effect and be in force from and after publication in the Anderson Countian.

Passed and approved this 13th day of June, 1949.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

ORDINANCE 1578

AN ORDINANCE ADDING CERTAIN TERRITORY TO THE CORPORATE  
LIMITS OF THE CITY OF GARNETT, KANSAS.

Be it ordained by the Mayor and Board of City Commissioners  
of the City of Garnett:

Section 1. That pursuant to an order of the  
County Commissioners of Anderson County, Kansas, made on  
December 12, 1949, wherein a finding was made that it would  
be advisable and to the best interest of said city and would  
be of no manifest injury to the persons owning the real es-  
tate in the territory to be annexed to said city, it is here-  
by found advisable and to the best interest of said city to  
add to its corporate limits the property described in said  
city's application to the County Commissioners, and on file  
in the office of the County Clerk.


Section 2. That pursuant to said order of the  
County Commissioners and the finding of said city, it is  
hereby ordered that the following described real estate  
situated in Anderson County, Kansas, be, and the same is  
hereby added to the corporate limits of the City of Garnett,  
Kansas, to-wit:

Beginning at the Northeast corner of Section 25,  
Township 20, Range 19, thence West 561 feet, thence  
South 216 feet, more or less, to a point of inter-  
section of South Boundary line extended of the  
Alley between Fourth Avenue and Fifth Avenue in  
The City of Garnett, thence East 561 feet, thence  
North 216 feet, to place of beginning; containing  
1.89 Acres of land, more or less.

Section 3. That this ordinance shall take effect  
and be in full force as provided by law upon its publication  
in the Anderson Countian.

Passed and adopted by the Board of City Commissioners  
of the City of Garnett, Kansas, this 19th day of December, 1949.

  
\_\_\_\_\_  
Mayor

Attest:   
\_\_\_\_\_  
City Clerk.

ORDINANCE # 1581

AN ORDINANCE DEFINING CERTAIN OFFENCES AGAINST THE CITY OF GARNETT, KANSAS AND PRESCRIBING THE PENALTIES THEREFOR, AND REPEALING SECTION 5 OF ORDINANCE NUMBER 1140.

BE IT ORDAINED by the Governing Body, the Mayor and Commissioners, of the City of Garnett, Kansas.

Section 1. It shall be unlawful for ~~any~~<sup>any</sup> person to drink or consume alcoholic liquor upon the public streets, alleys, roads or highways or in beer parlors, taverns, pool halls, or places to which the general public has access, whether admission or other fee is charged or collected, or upon property owned by the State or any governmental subdivision thereof or inside vehicles while upon the public streets, alleys, roads or highways. Any person violating the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than Fifteen Dollars (\$15.00) nor more than Two Hundred Dollars (\$200.00) or by imprisonment for not more than six months or by both fine and imprisonment.

SECTION 2. If any person shall be drunk on any Street, Highway or in any public place or building, or if any person shall be drunk in his own house, disturbing his family or others, he shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding One Hundred Dollars (\$100.00) or by imprisonment in the jail for a period not exceeding 30 days, or by both fine and imprisonment.

SECTION 3. It shall be unlawful for any person to transport in any vehicle upon a public street, highway or alley any alcoholic liquor except in the original package or container which shall not have been opened and the seal upon which shall not have been broken and from which the original cap or cork shall not have been removed, unless the original package or container be in the locked rear trunk or rear compartment, or any outside compartment which is not accessible to the driver of any other person in said vehicle while it is in motion. Any person violating this section shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than Two Hundred Dollars (\$200.00) or by imprisonment for not more than Six Months or by both such fine and imprisonment.

SECTION 4. Any room, house, building, boat, vehicle, airplane, structure or place of any kind where alcoholic liquors are sold, bartered or given away in violation of this act, or any building or structure or boat where persons are permitted to resort for the purpose of drinking same in violation of this ordinance or any place where such liquors are kept for sale, barter or gift, in violation of this ordinance, and all such liquors and all property kept in and used in maintaining such a place are each and all of them hereby declared to be a common nuisance; and any person who maintains or assists in maintaining such common nuisance shall be guilty of a violation of this ordinance.

SECTION 5. That section 5 of Ordinance numbered 1140 is hereby repealed.

Section 6. This Ordinance shall take effect and be in full force from and after its passage and adoption.

Passed and adopted this 21 day of February 1950.

Attest:  
City Clerk

Mayor

Commissioner

Commissioner

ORDINANCE NO. 1586

AN ORDINANCE RELATING TO THE COLLECTION OF DELINQUENT UTILITY BILLS.

Be it Ordained by the governing body, the Mayor and Commissioners, of the City of Garnett, Kansas:

~~WHEREAS~~ <sup>Section 1,</sup> several parties have been allowing their utility bills to become delinquent and causing the City to send out a man to turn off the service, and then they pay the man causing the City to make an extra trip to the property, and

~~WHEREAS~~ <sup>Section 2,</sup> persons who do not pay their utility bills, after receiving notice of the delinquency, and it is necessary to send a man to discontinue the service, there shall be a service charge of \$1.00 whether the service is discontinued or not.

<sup>Section 3)</sup> This Ordinance shall be in full force and effect from and after its passage and approval and publication in the official City Paper.

Passed and approved this 28 day of May 1950.

Attest:

[Signature]  
City Clerk

[Signature]  
Mayor

Published in the Garnett Review

June 1 1950

ORDINANCE NO. 1588

AN ORDINANCE REGULATING THE PRICE TO BE CHARGED FOR NEW INSTALATION OF ELECTRICITY.

Be it ordained by the governing body, Mayor and Commissioners, of the City of Garnett, Kansas,

Section 1. all persons having new installation of electricity to their property, shall make application and pay the fee of \$8.50 to pay for the installation of electricity.

Section 2. Any person, persons or Company failing or refusing to pay the the connection fee shall not be so connected.

Section 3. This Ordinance shall take effect and be in full force ~~and~~ from and after its passage and publication in the official paper.

Passed and approved this 5th day of June 1950.

Attest:-

[Signature]  
City Clerk.

[Signature]  
Mayor

Published June 8 1950

ORDINANCE NO. 1590

An ordinance in Relation to Labor of Prisoners.

Be it ordained by the governing body of the City of Garnett, the mayor and commissioners:

Section 1. Any person committed to the City jail for non-payment of the fine and costs or either, imposed for violation of any city ordinance or any accruing costs or expense of keeping said prisoner, shall be properly shackled or otherwise safely secured and compelled to perform manual labor for the benefit of the City, eight hours of every day, Sunday and legal holidays excepted, under the direction of the street commissioner, upon the streets, areas, alleys, avenues, public grounds and public works of said city until such fine and costs, or either, shall be satisfied as herein provided.

Section 2. For each day of eight hours when such prisoners shall work in good faith, as herein provided, he shall be allowed the sum of four dollars, and when such prisoner shall have worked at such rate a sufficient time to liquidate such fine and costs and accruing costs or expense of keeping said prisoner, the street commissioner shall so certify to the keeper of the city prisoner and to the commission and such prisoner shall be finally discharged from such fine and costs and the city shall pay the costs of the case out of the city treasury.


Section 3. If any prisoner hereinbefore mentioned shall neglect or refuse to perform such labor as herein provided, he shall be placed in close confinement and fed only on bread and water until willing to work, as required herein.

Section 4. All prisoners committed to the city jail shall be in the custody of the chief of police until finally discharged and he may at his own peril only, release such prisoners in any manner other than as provided by law or ordinance.

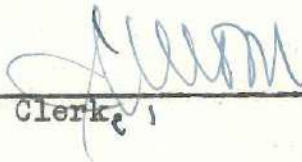
Section 5. All other ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 6. This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed and approved this 14 day of August, 1950.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

AN ORDINANCE REGULATING THE PARKING OF TRAILERS AS HEREIN DEFINED, AND REGULATING THE LOCATION, LICENSING, OPERATION, MAINTENANCE, CONDUCTING AND EQUIPMENT OF TRAILER CAMPS OR LOTS IN THE CITY OF GARNETT, KANSAS, AND PROVIDING A PENALTY FOR THE VIOLATION OF ITS PROVISIONS.

BE IT ORDAINED OF THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS

SECTION I. Definitions. Whenever used in this ordinance unless the context clearly implies a different meaning, the following words and phrases shall have the meaning indicated below:

(a) "Trailer" shall mean an automobile trailer, an automobile trailer house, an automobile trailer coach, or any vehicle that is mounted on wheels or may be mounted on wheels and which is constructed in such a manner as to permit its use for sleeping quarters and/or living quarters, or for any trade, profession, business selling or advertising quarters or device, whether itself automotive or drawn by another vehicle, except railroad car or coach.

(b) A "trailer camp", or a "trailer lot", shall mean any place used in whole or in part to park two or more trailers, or designed or equipped to supply a place in which to park more than one trailer.

(c) A "unit" shall mean that part of a trailer camp or trailer lot which is intended to be used or which is used as a place to park a trailer and its motive power and it shall consist of not less than 600 square feet.

(d) A "person" shall be understood in its broadest legal sense, including person, partnership, firm, company, corporation or any other organized or unorganized group of persons acting together.

SECTION II. Inspection. The Chief of Police shall have the duty of enforcing the provisions of this ordinance, and for that purpose he is hereby given authority to enter upon any premises used or about to be used and designated to be used as a parking place for trailers, at any reasonable time, and to make and to enforce demands that the provisions of this ordinance be complied with. The decision of the Chief of Police is subject to appeal, as provided elsewhere in the ordinance, but no one shall use any trailer camps or trailer lots until he has complied with the ruling of the Chief of Police, or until such ruling has been overruled by the governing body of the city.

SECTION III. Parking trailers outside camps or lots.

(a) Except as provided herein, it shall be unlawful for any person to park any trailer on any street, alley, highway, or other public place, or any tract of land, whether owned by the person himself or by others, within the city limits of the City of Garnett, Kansas.

(b) Emergency or temporary stopping or parking shall be done only in accordance with the traffic regulation and other ordinances of said city and as the same may be permitted or authorized by the Chief of Police of said city.

(c) No person shall park or occupy any trailer outside a duly authorized trailer camp or trailer lot, unless the trailer complies with all of the regulations that apply to a permanent dwelling in the same area. That no trailer shall be permitted to park within forty feet of the dwelling house of any person, unless the owner thereof shall give his consent in writing to permit such parking. Nothing in this paragraph, however, shall prevent the storage of an unused trailer in any suitable garage.



SECTION IV. License.

(a) It shall be unlawful for any person to establish, operate or maintain or permit to be established, operated or maintained upon any property owned or controlled by him, a trailer camp or trailer lot, within the city limits of Garnett, without having first secured a license to do so, granted and existing in accordance with the provisions of this ordinance.

(b) License to establish, operate or maintain a trailer camp or trailer lot shall terminate with the calendar year in which it is issued, but it may be renewed, ~~for an additional period of one year.~~

(c) Application for license or for its renewal, shall be filed with the City Clerk, and a fee shall be paid amounting to one dollar for each six months period or fraction thereof, for each unit in the trailer camp or lot; Before any license shall be issued, a bond of \$1,000.00 for each trailer camp or lot shall be posted with the City Clerk to guarantee compliance with the provisions of this ordinance.

(d) The application for a license to maintain a trailer camp or lot, shall be filed duplicate, stating the name of the owner of the land on which the trailer camp or trailer lot is to be conducted, and if owned other than by the applicant, it shall be accompanied by a varified statement by the owner that the applicant is authorized to construct and maintain a trailer camp or trailer lot thereon, and to make the application. The application shall give a full and complete legal description of the land to be used. The application shall be accompanied by two copies of the camp plan, showing the following either existing or as proposed: (1) The extent and area used for camp purposes; (2) roadways and driveways; (3) location of units; (4) location of sanitary conveniences, including toilets, wash-rooms, laundries, and utility rooms to be used by occupants of units; (5) method, plan, and location of sewage disposal apparatus; (6) method, plan of garbage disposal and description of garbage disposal equipment; (7) plan for water supply; (8) plan for electric lighting.

(e) Upon the filing of such an application, the City Clerk shall notify the Chief of Police, who shall make the inspection as provided in Section 2. of this ordinance.

SECTION V. Location. Trailer Camp

(a) No trailer camp or trailer lot shall be located within the limits of the City of Garnett, unless city water and sewer connections and fire protection facilities are available; provided that if sewer connections are not available, the governing body in its discretion may allow suitable and adequate septic tanks to be established.

(b) No trailer camp or trailer lot shall be located within 100 feet of any dwelling house, unless the owner of such dwelling house shall give his permission in writing for the establishment of such trailer camp or trailer lot.

SECTION VI. Requirements in constructing a Trailer Camp or Trailer Lot.

Every trailer camp or trailer lot shall meet the following requirements relative to construction and sanitary facilities.

(a) Shall be located on a well drained area, properly graded so as to prevent accumulation of water on the site.

(b) Shall be so arranged that all units shall face or abut a driveway of not less than twenty feet in width.

(c) Shall be furnished with an electric service outlet for each trailer unit.

(d) Shall have water supply furnished from city distribution system, with an adequate number of faucets for drinking and domestic purposes.

(e) Shall provide an adequate supply of hot water at all times for bathing, washing, and laundry facilities.

(f) Shall provide a suitable building for housing toilets, showers and laundry facilities.

(g) Shall provide separate toilet rooms for each sex. Flush toilets shall be provided in separate compartments, having a minimum width of three feet, and they shall be provided for each sex in the ratio of one toilet room for each eight units, or fraction thereof. Every male toilet room shall have one urinal for each sixteen units or fraction thereof. Each toilet room shall contain at least one lavatory and not less than one lavatory for each two stools.

(h) Shall provide a bathing unit, consisting of one shower and one dressing compartment for each eight units or fraction thereof. Bathing units shall also be provided for each sex. Shower compartments shall be at least four feet square and each shower shall have adjacent to it, an individual dressing room, containing at least sixteen square feet of floor space.

(i) Shall provide adequate laundry facilities.

(j) Shall provide a substantial fly-tight metal garbage container or can for each two camp units, and provide that the contents of each garbage depository shall be removed at least twice a week.

(k) Shall provide sewer connections into the city sewer system for each unit; provided however, if such connection is not available, all sanitary facilities in any trailer which are not connected to the city sanitary sewer system in a manner approved by the governing body, shall be sealed and their use is hereby declared to be unlawful. All waste from showers, toilets, laundries, faucets and lavatories shall be drained into the city sanitary sewer system, unless otherwise provided and approved by the governing body.

*Trash?*

SECTION VII. Management.

(a) The owner or the authorized representative of the trailer camp or trailer lot, shall manage it and shall be responsible for the enforcement of all of the provisions of this ordinance and any amendments to it. A copy of the camp or lot license and of this ordinance shall be kept posted in the camp or lot office.

(b) It is hereby made the duty of the camp owner or his authorized representative:

First, to keep at all times a register of all guests or tenants, showing the following data:

1. Names and addresses.
2. Date of entrance.
3. License numbers of trailers and automobiles to which they are attached with the names of the state issuing the license.
4. Place of last location and length of stay.

Second, to report to the City Board of Health all cases of persons or animals affected or suspected of being affected with any communicable disease.

Third, to prohibit lighting of open fires or maintaining an open fire on the premises.

SECTION VIII. Revocation of license.

Any license issued pursuant to the terms of this ordinance, may be revoked by the governing body of the City of Garnett, if after due investigation it is determined that the holder thereof has violated any of the provisions of this ordinance, or that any trailer or trailer camp is being maintained in an unsanitary or unsafe manner or constitutes a public nuisance. No license shall be revoked until, except by action of the governing body, after a public hearing has been held and after notice of such hearing has been delivered, to the licensee at least ten days before said hearing.

That appeal from the order of any person charged with the enforcement of this ordinance, shall be made by the person aggrieved in writing to the governing body of the City of Garnett within ten days after issuance of said order. That the governing body shall thereupon hold a public hearing at its next regular meeting, at the conclusion of which it shall approve or disapprove said order.

SECTION IX. Penalties.

Any person found guilty of violating any provision of this ordinance shall be deemed guilty of a misdemeanor and shall be punished by a fine of not less than \$5.00 nor more than \$100.00, or by imprisonment not to exceed three months, or by both such fine and imprisonment, and every day such violation exists shall constitute a separate offense and be punishable hereunder.

SECTION X. Unconstitutionality.

(a) Should any section, sub-section, clause, or portion of this ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction, such section, sub-section, clause or portion of this ordinance shall be deemed a separate and distinct provision and such holding shall not affect the validity of the remaining portions thereof.

(b) None of the provisions of this ordinance shall be interpreted so as to conflict with the laws of the State of Kansas relating to Public Health for the operation and maintenance of trailer camps.

SECTION XI. Effective Date.

The ordinance shall take effect and be in force ten days after its passage and publication in the official city paper.

Passed and approved this 5 day of Sept., 1950.

.....  
Mayor.

Attest: [Signature]  
City Clerk.

ORDINANCE NO. 1592

AN ORDINANCE TO ESTABLISH THE ELECTRIC AND POWER RATES, WATER RATES, AND GAS RATES IN THE CITY OF GARNETT, KANSAS, AND TO ESTABLISH AND REGULATE THE TIME AND METHOD OF PAYMENT FOR THE USE OF ELECTRICITY GAS AND WATER BY THE CUSTOMERS OF THE CITY OF GARNETT, AND REPEALING ORDINANCES NO. 1521, 1533 and ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

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

Section 1. That the following rates be established for electricity delivered to the customers of the City of Garnett:

a. RESIDENCE AND COMMERCIAL RATE

First 50 kw. ----- 7 cents per kw.  
Next 50 kw. ----- 5½ cents per kw.

All current used above 100 kw. shall be charged to the consumer at the rate of 3½ cents per kw.

The minimum bill for such resident user or electricity shall be \$1.10 per month.

b. COMBINATION COOKING AND RESIDENCE RATE

First 50 kw. ----- 7 cents per kw.  
Next 50 kw. ----- 5½ cents per kw.

All current used above the 100 kw. shall be charged to the consumer at the rate of 3 cents per kw.

Minimum bill for such consumer shall be \$3.30 per month.

c. POWER RATE

First 200 kw. ----- 5 cents per kw.  
Next 300 kw. ----- 4 cents per kw.  
Next 1500 kw. ----- 2 3/4 cents per kw.  
Next 8000 kw. ----- 2 cents per kw.  
Next 10,000 kw. ----- 1 3/4 cents per kw.  
Balance used ----- 1½ cents per kw.

The minimum Horse Power for this rate to apply is for the user to have at least 40 horsepower, in motor capacity.

The above rate is to be based on a power factor of 80 per cent. For every point above 80 per cent power factor a credit of ½ of 1 per cent will be given on the monthly bill rendered.

For every point below 80 per cent power factor, a charge of ½ to 1 per cent will be made and added to the monthly bill rendered.

The above power factor to be determined by use of a power factor meter furnished by the city, and test of power factor shall be made under regular operating conditions of motor or motors of consumers. The above credit or penalty shall be made monthly and shall be applied to each monthly bill.

The minimum horse power charge shall be as follows, based on the maximum horse power connected to the city power system:

First horsepower \$1.10 per horsepower  
All additional Horse power \$ .27½ per horse power.

Such minimum horsepower charge shall constitute the minimum bill for the month.

Section 2. Installation of all electric ranges shall be in accordance with such regulations as the Board of Commissioners shall hereafter make and shall be under the supervision of the Electric Department of the City of Garnett, and such installation shall be inspected by such person as shall be appointed to do so by the Board of City Commissioners.

Section 3. All monthly bills for gas, water and electricity shall be due on the first day of each month following the reading of the meters. The bills shall be payable not later than the tenth of the month without penalty. A charge of five per cent shall be made on any bills not paid by the evening of the tenth of such month, and shall be added to the monthly bill for gas, water and/or electricity. Service may be discontinued for non payment of bills at any time following the 10th of the month. If service is discontinued on ~~or~~ any or all utility services a charge of \$1.10 shall be made for resuming service, whether such resumption is for one utility or more.

Section 4. Ordinance #1527 is hereby repealed.

Section 4. That the following is established as the rate for water, to the residence consumers of water from the water works of the City of Garnett, Kansas, billed during the months of November, December, January, February, March and April:

When 1000 gallons are used the rate per month shall be \$1.10.

When 1000 gallons are used each additional 1000 gallons or fraction thereof until 5000 gallons are used shall be \$.50 per thousand gallons,

When 5000 gallons are used each additional 1000 gallons or fraction thereof until 20,000 gallons are used shall be \$.40 per thousand gallons,

When 20,000 gallons are used each additional 1000 gallons or fraction thereof until 50,000 gallons are used shall be \$.22 per thousand gallons,

When 50,000 gallons are used each additional thousand gallons or fraction thereof shall be \$.17½ per thousand gallons.

Section 5. That the following is established as the rate for water, to residence consumers of water from the water works of the City of Garnett, Kansas, billed during the months of May, June, July, August, September and October, and shall be called and considered the "SUMMER WATERING RATE":

When 1000 gallons are used the rate per month shall be \$1.10.

When 1000 gallons are used each additional 1000 gallons or fraction thereof until 3000 gallons are used shall be \$.50 per thousand gallons.

When 3000 gallons are used each additional 1000 gallons or fraction thereof shall be \$.16½ per thousand gallons.

Section 6. That the following is established as the rate for water to commercial users from the water works of the City of Garnett, Kansas, for water billed during the entire year:

When 1000 gallons are used the rate per month shall be \$1.10.

When 1000 gallons are used each additional 1000 gallons or fraction thereof until 5000 gallons are used shall be \$.50 per thousand gallons.

When 5000 gallons are used each additional 1000 gallons or fraction thereof until 20,000 gallons are used shall be \$.40 per thousand gallons,

When 20,000 gallons are used each additional 1000 gallons or fraction thereof until 50000 gallons are used shall be \$.22 per thousand gallons,

When 50000 gallons are used each additional 1000 gallons or fraction thereof shall be \$.17½ per thousand gallons.

Section 7. That the following be established as a cold storage, railroad and manufacturer's rate:

For each 1000 gallons per month \$.15 per thousand gallons provided the consumer uses 50000 or more.

Section 8. That the minimum bill for residence users of water shall be \$1.10, that the minimum bill for commercial users shall be \$1.10, and that the minimum bill for manufacturers shall be \$7.50.


Section 9. That the rate of \$.44 for each one thousand cu. feet of gas is hereby established to all gas consumers.

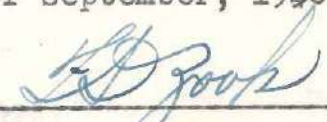
Section 10. Ordinances #1521 and #1533 and all other ordinances in conflict herewith, are hereby repealed.

Section 11. That this ordinance shall be in full force and effect ten days after its final passage and adoption and its publication in the Garnett Review.

Passed and adopted this 18 day of September, 1950.

ATTEST:

  
\_\_\_\_\_  
City Clerk

  
\_\_\_\_\_  
Mayor

AN ORDINANCE REGULATING TRAFFIC ON THE PUBLIC STREETS OF THE CITY OF GARNETT, KANSAS, AMENDING ORDINANCE #1573

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GARNETT,


Section 16 - (A) is hereby amended as follows:

(3) Parallel <sup>CENTER</sup> parking may be permitted in the City of Garnett, Kansas, on Oak Street between Fourth Street and Fifth Street and on Fifth Street between Oak Street and Main Street, at the discretion of the police, when no other parking is available at the curbing of said streets.

Passed and approved by the Board of Commissioners, October 9, 1950.

.....  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

*Published Oct. 12, 1950*

*Ordinance #1596*

*Amended Ordinance #1573*

ORDINANCE NO. 1601

AN ORDINANCE RELATING TO THE INSTALLATION OF ELECTRICAL WIRING, FIXTURES AND APPLIANCES USING ELECTRIC CURRENT IN THE CITY OF GARNETT, KANSAS, PROVIDING RULES AND REGULATIONS THEREFOR, ADOPTING BY A REFERENCE A STANDARD CODE ON THE SUBJECT OF ELECTRICAL WIRING AND APPARATUS AND FIXING PENALTIES FOR THE VIOLATION THEREOF.

Be it ordained by the Governing Body of the City of Garnett:

Electrical Permits. Section 1. No person, firm or corporation shall wire any building or structure or electric lights, motors, heating devices or any apparatus or fixture requiring the use of electrical current or make any material alteration additional to the existing wire in any building or structure in the City of Garnett before making application in writing to the office of City clerk and obtaining a permit therefor. Applications for permits shall be made on blanks furnished by the said city and shall set forth in detail the work to be done on the class and location of the building and the name of the owner: Provided, that no permit shall be required for maintenance of any such electrical wiring or apparatus or for the making of minor repairs when no wiring is renewed or altered. The permit shall be issued subject to the payment of a fee of \$1.00 and shall describe as near as may be the electrical wiring work to be done and no work shall be done under the said permit except as authorized thereby. No permit shall be issued until the application shall have been approved by the Electrical Inspector.

Section 2. No license provided for in Section one (1) of this ordinance shall be given or granted to any person, firm or corporation until a bond of \$500 has been executed to said city of Garnett, Kansas, by such person, firm or corporation, and one or more good and sufficient securities or by a surety bond to be accepted by the City Clerk, subject to the approval of the Mayor and City Commissioners conditioned that the said person, firm, or corporation shall comply with the provisions of this ordinance and such other as may be named in the said bond.

National Electrical Code Adopted. Section 3. The National Electrical Code (1947 Edition) and the Supplement thereto (Published November 1, 1949) and further supplements, the same being recommended by the National Fire Protection Association and published in code form as a standard of the National Board of Fire Underwriters, and available from said underwriters at their office, 85 John Street, New York 7, New York, shall be and the same is hereby adopted by reference thereto as provided by Chapter 124, Laws of Kansas, 1949, as electrical wiring code regulating all electrical work covered by permits as required by Section 1 hereunder. Compliance with the provisions of the said National Electrical Code shall be considered as meeting the requirements of this ordinance for the placing or installing of all electric light, heat and power wires, fixtures, appliances, conductors, apparatus and their supports, in or upon any building, shop, outhouse, shed or other structures within the limits of the City of Garnett, except as this ordinance may provide additional regulations. All such work shall be subject to inspection and approval by the Electrical Inspector of the City.

Section 4. ELECTRICAL INSPECTION: The superintendent of the electric department of Garnett, Kansas, is hereby designated as the electrical inspector of the City of Garnett, Kansas, and shall perform all duties of inspection hereinafter set forth without any additional compensation.

Section 5. The electric inspector shall assume the supervision of all construction, installation, alteration, repairing, renewal and use of electrical wiring for light, heat and power and other electrical equipment in Garnett, Kansas. Said electrical inspector shall inspect all new installations of wiring before work is concealed from view and again inspect each job on the completion of the work. Said inspector shall keep complete records of all inspections made and all orders issued by him under the authority granted by this ordinance. It shall be his duty to enforce all of the provisions of this ordinance.

Section 6. To carry out the provisions of this ordinance, the electrical inspector shall have the authority during reasonable hours to enter any building or upon any premises in the discharge of official duties for the purpose of making inspections and tests of any installation, construction, alteration, repairing, renewal and use of all electrical wiring for light, heat and power and other electrical equipment.

Section 7. The electrical inspector shall have authority to disconnect or order the discontinuance of electrical energy to any electrical wiring, device, appliance or equipment found to be dangerous to life or property which shall be held out of service until the same is made safe and conform to the approved standards provided for in this ordinance. Said electrical inspector shall have the further authority to disconnect or order the disconnection of any electrical wiring or equipment in case of emergency when necessary for the protection of life or property.

Section 8. Before any electric wiring is concealed from view during the course of construction, the person, firm or corporation doing such work shall notify the electrical inspector that such work is ready for inspection. The electrical inspector shall inspect such work within twenty-four hours and if any defects exist the electrical contractor shall be notified. The electrical contractor shall then rectify such defects as exist before work is concealed. The electrical inspector shall be notified when electric work is complete and ready for final inspection and if such work conforms with this ordinance such electric work shall be released for service and a certificate of inspection shall be issued to the electrician showing that such work meets the requirements of this ordinance.

Section 9. All installations shall be in strict conformity with the provisions of this ordinance and in conformity with approved standards of construction for safety to life and property. In every case where either no specific type or class of material or no specific standards of construction are prescribed by this ordinance, all work and materials shall conform with the rules and regulations laid down in the latest issue of the National Electric Code and if they conform to such standards shall be deemed to be good sufficient workmanship and in conformity with this ordinance.

Section 10. All electric wiring for light, heat or power within the fire limits of said City of Garnett, Kansas, shall be wired in approved rigid conduit; or electric metallic tubing in all buildings hereafter constructed or additions to existing buildings or for extensions or for additional wiring in such buildings, except that where written permission is given by the electrical inspector, flexible metallic conduit or flexible metallic cable may be used for fishing in concealed wall or ceiling spaces of existing buildings for short flexible connections not in excess of three (3) feet for equipment requiring some flexibility.

Section 11. All electric wiring for light, power and heat outside of the fire limits in all buildings, constructed to be used, or which may be used for business purposes, apartment houses, churches, school houses, lodge rooms or other public places, shall be wired in approved rigid conduit or electrical metallic tubing except where written permission is given by the electric inspector, flexible metallic conduit or flexible metallic cable may be used for fishing in concealed ceiling or wall space of existing buildings and for short flexible connections not in excess of three (3) feet, where the equipment requires some flexibility. This provisions shall not apply to family dwellings occupied by one or two families, which may be wired with approved non metallic sheathed cable, flexible metallic cable, or approved service cable.



Section 12. All electric signs, transparencies or canopies erected in Garnett, Kansas, shall be wired in galvanized rigid conduit except where necessary for flexibility, flexible lead cover metallic cable may be used for connection between the building and the sign. All electric signs shall be permanently grounded.

Section 13. Edison base type plug fuses and plug fuse base holders shall not be used on new installations or remodeled installations but shall be of such type and so designed as to be subject to no tampering or bridging only with great difficulty; except on approval of the electrical engineer. However, a multi breaker panel may be used. If an adapter is used as the fuse holder it shall be so designed that once inserted in its receptacle, it cannot be removed without destruction.

Section 14. A metallic underground waterpiping system, either local or supplying a community, shall always be used as the grounding electrode, except when written authority is given by the Electrical Inspector for the use of other methods.

Section 15. Any person, firm or corporation violating the provisions of this ordinance shall be deemed to be guilty of a misdemeanor and upon conviction shall be adjudged to pay a fine of not more than \$500.00, and his right to perform such work restrained for a period not to exceed 90 days, and to pay the costs of such proceedings.

Section 16. This ordinance shall be constructed to be a separate and severable ordinance, and should any part thereof be declared to be null or void or of no effect, it shall not affect the terms of any other provision but only the provision held to be illegal or unlawful.

Section 17. This ordinance shall not be construed to relieve from or lessen the responsibility or liability of any party owning, operating, controlling or installing any electric wiring, electric devices or electric material for damages to persons or property caused by any defect herein nor shall the city be held to assume any such liability by reason of the inspection authorized herein, or certificate of inspection authorized herein, or issued herein.

Section 18. BOARD OF APPEALS: The electrical inspector shall decide all questions not provided for in this ordinance pertaining to the installation or use of electrical wires or apparatus. An appeal may be had from any order or decision of the electrical inspector, to a board to consist of the city fire chief, an electrical contractor, selected by the Mayor of the City of Garnett, and an electrical inspector of the Kansas Inspection Bureau.

Section 19. All appeals shall be filed with the City Clerk of said city and shall be made in writing stating the grounds therefor and shall be filed within 30 days of such order or decision of the electrical inspector. Hearing on said appeals shall be had within 30 days of filing, unless continued by agreement of the appealing party or parties or for cause by the appeal board. *Party or Parties at fault shall pay all cost of appeal*

Section 20. All ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 21. This ordinance shall become effective and be of full force and effect from and after its publication in the official city paper.

Passed and approved this 8 day of June, 1951, by the Mayor and City Commissioners of the City of Garnett, Kansas.

... *E. D. Zook* ...  
Mayor

ATTEST: *[Signature]*  
City Clerk

(SEAL)

March 15, 1951, 1946)

ORDINANCE NO. 1604

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK OF THE CITY OF Garnett, Kansas TO EXECUTE IN THE NAME AND FOR AND ON BEHALF OF SAID CITY A CONTRACT BETWEEN SAID CITY AND FAIRBANKS, MORSE & CO., COVERING THE PURCHASE BY SAID CITY FROM SAID COMPANY OF ADDITIONAL MACHINERY, EQUIPMENT AND MATERIALS FOR USE IN THE ELECTRIC POWER PLANT OF SAID CITY, AND PROVIDING FOR THE PAYMENT OF THE PURCHASE PRICE OF SUCH ADDITIONAL MACHINERY, EQUIPMENT AND MATERIALS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF Garnett Kansas AS FOLLOWS:

Section 1. That the Mayor and City Clerk of the City of Garnett, Kansas, be and they are hereby authorized and directed to execute in the name and for and on behalf of said City a contract between said City and Fairbanks, Morse & Co. covering the purchase by said City from said Fairbanks, Morse & Co. of the following machinery and equipment for use in the City's electric power plant:

*Necessary parts to convert 1400 H.P. Fairbanks-Morse engine # 904359 to operate as a dual fuel engine*

and auxiliary equipment and materials, such proposed contract being on file with the City Clerk and consisting of the proposal of said Fairbanks, Morse & Co. to the City, dated March 5, 1951, and the acceptance of such proposal by the City, the purchase price of such additional machinery and equipment being in the sum of \$21000<sup>00</sup>, to be paid by the City as follows: \$21000<sup>00</sup> upon delivery.

Section 2. That the officers of the City of Garnett, Kansas, be and they are hereby authorized and directed to deliver one copy of such agreement when duly executed by them to Fairbanks, Morse & Co., and to make all payments and to do any and all other acts and things necessary or proper in order to carry out all of the terms and provisions of said contract.

Section 3. That there is hereby appropriated out of the municipal utility fund of said City the sum of \$21,000<sup>00</sup>, for the purpose of paying the purchase price of the machinery, equipment and materials above referred to, and the officers of said City are hereby authorized and directed to use said funds so appropriated for the sole purpose of paying the purchase price of said machinery and equipment at the times and in the manner specified in said contract.

Section 4. This ordinance shall take effect and be in full force ten days after the time of its final passage.

~~1946.~~ PASSED AND APPROVED this 5<sup>th</sup> day of March, 1951,

*A. Brook*  
Mayor

ATTEST:  
*[Signature]*  
City Clerk

26

Save & Ret.

ORDINANCE 1605

AN ORDINANCE ADDING CERTAIN TERRITORY TO THE CORPORATE  
LIMITS OF THE CITY OF GARNETT, KANSAS.

Be it ordained by the Mayor and Board of City Commissioners of  
the City of Garnett:

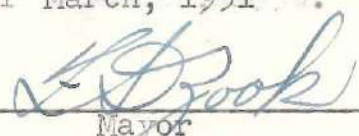
Section 1. That pursuant to an order of the County Com-  
missioners of Anderson County, Kansas, made on December 24, 1950,  
wherein a finding was made that it would be advisable and to the  
best interest of said city and would be of no manifest injury to  
the persons owning the real estate in the territory to be annexed  
to said city, it is hereby found advisable and to the best in-  
terest of said city to add to its corporate limits the property  
described in said city's application to the County Commissioners,  
and on file in the office of the County Clerk.

Section 2. That pursuant to said order of the County Com-  
missioners and the finding of said city, it is hereby ordered that  
the following described real estate situated in Anderson County,  
Kansas, be, and the same is hereby added to the corporate limits  
of the City of Garnett, Kansas, to-wit:

Beginning at a point 185 feet West of a point of  
intersection of the range lying, between Ranges  
19 and 20, with the center of Seventh Avenue, in  
the City of Garnett, thence South 315 feet, thence  
West 535 feet, thence North 315 feet, thence East  
535 feet, to the place of beginning; said tract  
being the vacated part of what was formerly Highland  
Addition to the City of Garnett; said tract being  
situated in the East Half (E $\frac{1}{2}$ ) of the Southeast  
Quarter (SE $\frac{1}{4}$ ) of Section 25, Township 20, Range 19,  
Anderson County, Kansas;

Section 3. That this ordinance shall take effect and be in  
full force as provided by law upon its publication in the Ander-  
son Countian.

Passed and adopted by the Board of City Commissioners of the  
City of Garnett, Kansas, this 19<sup>th</sup> day of March, 1951.

  
\_\_\_\_\_  
Mayor

Attest:   
\_\_\_\_\_  
City Clerk.

Pub. March 22, 1951

ORDINANCE # 1606

AN ORDINANCE AMENDING SECTION ONE(1) OF ORDINANCE #1405 AND REPEALING SAID SECTION ONE(1), OF ORDINANCE #1405.

BE IT ORDAINED BY THE MAYOR AND COMMISSIONERS, THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS.


Section 1. That section 1 of Ordinance #1405 be amended to read as follows: Section 1. That it shall be unlawful for any person, firm or corporation knowingly or wontonly to operate or cause to be operated, any machine, device, apperatus, instrument or wiring of any kind whatsoever within the corporate limits of the City of Garnett, Kansas, the operation of which shall cause reasonably preventable interference with radio or television reception, within said City, provided however, that X-Ray pictures, examinations and treatment may be made at any time if the machine or aperatus used therefor are properly equipped to avoid all unnecessary or reasonable preventable interference with radio or television reception and are not negligently operated.

Section 2. That original Section 1 of Ordinance #1405 be and the same is hereby repealed.

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

Passed and adppted this 26 day of March 1951

Attest:

  
City Clerk

  
Mayor

Published March 29, 1951

ORDINANCE NO. 1612

AN ORDINANCE AUTHORIZING A PLAN FOR EXTENDING THE BENEFITS OF TITLE II OF THE SOCIAL SECURITY ACT, IN CONFORMITY WITH THE APPLICABLE PROVISIONS OF SUCH ACT TO THE EMPLOYEES OF THE CITY OF GARNETT, KANSAS, AND AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AND THE CITY CLERK TO ATTEST SUCH PLAN FOR SAID CITY, AND SUBMIT THE SAME TO THE KANSAS DEPARTMENT OF CIVIL SERVICE, THE STATE AGENCY.

WHEREAS, House Bill No. 500, Session Laws of Kansas, 1951, authorizes the political subdivisions of the State of Kansas to submit plans to the State Agency to extend the benefits of Title II of the Social Security Act to employees of such political subdivisions, and

WHEREAS, the governing body of the City of Garnett, Kansas, believes that the benefits of said Social Security Act should be extended to the employees of such city, now

THEREFORE,

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

Section 1. The City of Garnett, Kansas, hereby extends the benefits of Title II of the Federal Social Security Act, in conformity with the applicable provisions of such Act, to the employees of said city, according to the provisions of House Bill 500, Session Laws of Kansas, 1951, in accordance with and under the terms of the following plan:

Section 2. The Mayor, and City Clerk are hereby authorized and directed to prepare, execute and attest said plan for and in behalf of the City, and to submit such plan to the State Agency for approval, and upon the approval of said plan by the State Agency the officers and employees of said city shall comply with and perform all the requirements of said plan.

Section 3. This ordinance shall take effect and be in force from and after Jan. 1, 1951.

Passed by the 2nd Commission this 2 day of July, 1951.

Approved: Signed this 2 day of July, 1951.

ATTEST:

[Signature]  
CITY CLERK

[Signature]  
MAYOR

AN ORDINANCE RELATING TO THE USE AND/OR MISUSE OF LAKE GARNETT,  
GARNETT, KANSAS.

Be it ordained by the Governing Body of the City of Garnett, that

1. The following rules and regulations be adopted for governing the use of Lake Garnett and the park around the lake.
2. The destruction or injury to any sign, guide post or property of any kind is unlawful. This includes the peeling of bark, carving and chopping of trees, cutting branches, driving nails, digging ground from roots and the removal of trees, shrubs and plants, picking wild flowers and other injuries.
3. To carry or have firearms in possession in this park is unlawful.
4. Throwing of tin cans, bottles, papers, junk or refuse of any kind on the ground or in the lake; or the misuse and abuse of seats, tables and other park equipment is prohibited.
5. The use of woods as toilets or the use of toilets for bath house is prohibited.
6. Building or starting fires in the open or in any place, except where the proper provisions have been made, or to leave fires while burning is prohibited.
7. Dogs in the park must be tied with a chain, controlled on a leash or kept in cars. they are not allowed to run loose about the park.
8. Speed limits for motor vehicles on the park roads is 25 miles per hour.
9. No camping in the park is permitted.
10. Disorderly conduct in the way of drunkenness, vile language, fighting and personal exposure by changing clothing in automobiles, ~~xxx~~ woods, park or any place where persons are not properly sheltered is prohibited
11. Bathing, swimming or wading is prohibited.
12. This park and lake are game sanctuaries, hunting, shooting, killing, trapping, injuring, pursuing or molesting in any way, any bird or animal on or within this park is prohibited.
13. Any person having proper fishing license and persons exempt by law may fish in this lake, free of charge.
14. The Board of City Commissioners may further restrict or entirely close the lake to fishing at any time if in its judgement conditions demand it.
15. Each person so fishing is limited to two rods and lines with not more than two hooks attached to each, or a fly rod and line with not more than two flies attached, or a casting rod with not more than one artificial bait or lure attached. Any fishing device or equipment used in this lake, except as provided in this regulation is prohibited, declared unlawful, and may be seized and confiscated by the park superintendent, any peace officer or any Game warden. Any person fishing in this lake must have fishing rods or poles in possession, and any fishing rods or poles left set in bank or attached to anything in such manner that hooks may be taken by fish is unlawful and may be seized and confiscated by the park superintendent, peace officer or game protector.
16. No trot lines, set lines, float, bank or limb lines are permitted.
17. That the catching and taking of fish from this lake be permitted without limitation as to time, except on bass (all species) which can be taken from May 26 to April 24, both dates inclusive. No bass of a length less than ten (10) inches shall be retained or possessed, and no cat fish (except bullheads) of a length less than twelve (12) inches shall be retained or possessed. All undersized are to be immediately returned to the water unrestrained.
18. fifteen (15) fish of all species (including bullheads) but not including blue gill, crappie, green sun fish, carp and gar) are permitted as a daily legal creel limit; however the catch must not include more than ten (10) catfish (bullhead excepted) or ten (10) bass, or more than ten (10) in the aggregate of both species.
19. The use of houseboats, cabin boats, and boats propelled by in-board motors is strictly prohibited on this lake. Rowboats propelled by hand and sailboats are permitted on this lake; outboard motors of a size not larger than 7.5 horsepower are permitted on the lake for fishing purposes, provided that the person desiring to use an outboard motor secure a permit from the City of Garnett, Garnett, Kansas, giving such information in the application for the permit as the City may require. The use of outboard motors is limited strictly to fishing; and the use of such motors without a permit, or for pleasure riding or of a size larger than 7.5 horsepower is strictly prohibited and declared to be unlawful. The City of Garnett is hereby authorized to revoke and confiscate the outboard motor permit of any person who uses said outboard

~~Motor~~ in this lake in any manner which is prohibited by law or regulations of said commission.

~~Passed and approved this~~ \_\_\_\_\_ day of April 1952.

Fishing in or molesting the rearing pond in any way is prohibited.

Attested:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

~~Passed and approved~~  
Any person violating any of the provisions of this ordinance or any rule or regulation contained herein or made by the City Commissioners pursuant thereto shall be guilty of a misdemeanor, and on conviction shall be fined in an amount of not less than \$10.00 nor more than \$150.00.

20. This ordinance shall be in full force and effect from and after its passage and adoption and publication in the official City paper.

Passed and adopted this 7 day of April 1952.

Attested:

J. C. Moon  
City Clerk

F. D. Zook  
Mayor



Ordinance for the adoption of the U.S.P.H.S. Milk Ordinance by reference. See G. S. (1949) 12-115 to 12-119

ORDINANCE NO. 1625

An Ordinance relating to the health of inhabitants of the City of Garnett, Kansas, and providing rules and regulations pertaining to the production, distribution, processing, handling, sampling, examination, grading, labeling, ~~regarding~~regrading and sale of milk and milk products in said City and the health of dairy animals and the inspection of dairy herds, dairies and milk plants; providing for the issuance, suspension and revoking of permits to milk producers and distributors and fixing annual fees for such permits, and for the construction of future dairies and milk plants and fixing penalties for the violation thereof.

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

Section 1. Scope of Ordinance. The production, transportation, processing, handling, sampling, examination, grading, labeling, regrading, and sale of all milk and milk products sold for ultimate consumption within the City of Garnett, or its police jurisdiction, the inspection of dairy herds, dairies, and milk plants, the issuing and revocation of permits to milk producers and distributors, the placarding of restaurants and other establishments serving milk or milk products, shall be regulated and governed in accordance with the provisions of this ordinance.

Section 2. Standard Ordinance Adopted. The unabridged form of the 1939 edition of the United States Public Health Service Milk Ordinance, the same being a standard ordinance recommended by the United States Health Service and found in Public Health Bulletin 220 (1939 edition) and available from the United States Government Printing Office, shall be and the same is hereby adopted by reference and incorporated herein and made a part of this ordinance as if the same were at this place set out in full, and all as authorized by section 12-115 of the General Statutes of Kansas (1949); Provided, that the blank spaces following the words "City of" in said standard ordinance shall be understood to refer to and mean the City of Garnett, Kansas; Provided further, that in section 7, item 1r, of said standard ordinance the abortion testing requirement shall be effective upon the due passage and publication of this ordinance as provided in Section 8 hereof; and provided further, that sections 3, 8, 11, 15, and 17 of said standard ordinance shall be omitted from this ordinance and shall be replaced by Sections 3, 4, 5, 6, 7 and 8 next following.

Section 3. Permits. (a) it shall be unlawful for any person to bring into or receive into the City of Garnett, or its police jurisdiction, for sale, or to sell, or offer for sale therein, or have in storage, where milk or milk products are sold or served, any milk or milk products (defined in the aforesaid standard ordinance) who does not possess a valid permit from the health officer of the City of Garnett.

(b) Only a person who complies with the requirements of this ordinance shall be entitled to receive and retain such a permit. Such a permit may be suspended by the city health officer for the violation by the holder of the conditions of permit after affording said holder of an opportunity for a hearing upon not less than 10 days notice, and any license may be revoked by the governing body of said city upon the conviction of the holder of the violation of any provision of this ordinance.

(c) Said permit shall expire on the 16th day of February of each year, but shall be subject to suspension or revocation as provided herein. The full amount of the permit fee shall be required regardless of the time of the year in which the application is made, and the permittee shall ~~be authorized~~ only be authorized to operate under the permit for the remainder of the calendar year in which the permit is issued.

Permit fees shall be determined for different classifications as follows:

- (A) Milk producer \$5.00 for each dairy
- (B) Milk distributor \$25.00
- (C) Milk Plant \$25.00
- (D) For milk beyond the routine limits of inspection a flat fee of \$25.00 for each vehicle.

Section 4 From and after May 26, 1952 no milk or milk products shall be sold to the final consumer, or to restaurants, soda fountains, grocery stores, or similar establishments except. Provided, that when any milk distributor fails to qualify for one of the above grades the health officer is authorized to suspend his permit, or in lieu thereof to degrade his product and permit its sale during a temporary period not exceeding 30 days or in emergencies such longer period as he may deem necessary; Provided further, that milk used for manufacturing purposes shall not be construed as coming under the provisions of this article.

Section 5. Milk And Milk Products From Points Beyond The Limits of Routine Inspection. Milk and milk products from points beyond the limits of inspection of the City of Garnett, Kansas, may not be sold in the City of Garnett, Kansas, or its police jurisdiction, unless produced and/or pasteurized under provisions substantially equivalent to the requirements of the ordinance; provided, that the health officer or his authorized representative shall satisfy himself that the health officer having jurisdiction over the production and processing is properly enforcing such provisions.

Section 6. Penalty. Any person, firm or corporation violating any provision of this ordinance shall upon conviction be fined not more than One Hundred Dollars (\$100.00) or be confined in jail not more than three (3) months or be both so fined and imprisoned.

Section 7. Repeal of Prior Ordinances. The following numbered ordinances are hereby repealed. #1348 and 1487

Section 8. Publication and Effective Date. This ordinance shall take effect and be in full force from and after its passage and adoption and publication in the official City Paper and upon the amendment and filing of the said standard ordinance adopted by reference under Section 2 of this ordinance in the office of the City Clerk of said City in accordance with the requirements of Section 12-116 of the General Statutes of Kansas (1949).

Passed, adopted and copy of standard ordinance filed this ~~26th~~ 26 day of May 1952.

(SEAL)

[Signature]  
Mayor

Attest [Signature]  
City Clerk

ORDINANCE NO. 1628

An ordinance regulating traffic upon the public streets of the City of Garnett, and repealing Section 17, of Ordinance No. 1573, and all other ordinances in conflict herewith.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GARNETT

SECTION 1. Section 17, of Ordinance No. 1573, shall read as follows:  
Section ~~17~~ -- STOP BEFORE ENTERING A THROUGH STREET

(A) The following Street is hereby declared to constitute a through Street for the purpose of this Section: Maple Street from the North City Limits to the South City Limits.

Every driver of a vehicle or other conveyance traveling on any street intersecting any through street above designated shall stop such vehicle or other conveyance at the place where such street meets the prolongation of the nearest property line of such through street, subject, however, to the direction of any traffic control sign or any police officer at such intersection.

The City Commission may by resolution cause to be placed and maintained on each and every street intersecting a through street, and at or near the property line of the through street, standard reflected stop signs to conform to specifications contained in the Manual and Specifications for Uniform System of Traffic Control Devices on Streets and Highways in Kansas.

(B) The City Commission may cause to be erected at other intersections at one or more entrances thereto, stop signs of the above described type and to have the effect of the stop signs provided for in subdivision (a) of this section.

SECTION 2. Section 17 of Ordinance No. 1573 and all ordinances and parts of ordinances in conflict herewith, are hereby repealed.

SECTION 3. This ordinance shall take effect and be in force from and after it is published in the Garnett Review.

Passed and approved by the Mayor and The Board of City Commissioners this 14th day of July, 1952.

.....  .....

Mayor

Attest: .....

  
City Clerk

ORDINANCE NO. 1637

AN ORDINANCE FOR LICENSING AND REGULATING TAXICABS AND AUTOMOBILES CARRYING PASSENGERS FOR HIRE IN THE CITY OF GARNETT, KANSAS.

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

Section 1. It shall be unlawful and is hereby declared to be a misdemeanor for any person, firm or corporation to manage or operate a motor vehicle for the transportation of passengers for hire within the City of Garnett, Kansas, without first having obtained from the City of Garnett a license therefor to be issued by the City Clerk of said City.

Section 2. All motor or self-propelled vehicles used for carrying passengers for hire from one point to another within the City, or from a point within the City to a point outside the City, shall be designated as taxicabs.

Section 3. All licenses issued hereunder shall be upon application by the owner of the motor vehicle to be used for transportation of passengers for hire and shall be filed with the City Clerk. The application shall contain the following information: the name of the registered owner; state license number and engine number of each vehicle; the make and model of each vehicle; the name of the operator or driver; and the chauffeur's license number of each driver; the conviction, if any, for violation of any traffic laws within the preceding two year period by each driver.

The applicant shall also deposit with the City Clerk a copy of an insurance policy on each vehicle with public liability coverage in an amount of at least \$15,000.00 for the injury or death of any one person, and at least \$30,000.00 for the injury or death of more

matically become void and of no effect until such time as a new insurance policy, as herein provided, is filed with the City Clerk.

The annual license fee shall be ~~Fifteen~~<sup>ten</sup> Dollars (\$10.00) for each vehicle, which sum shall be deposited with the original application for license. In case a license is refused, said fee shall be refunded. Renewal of said license shall be made upon the payment of the yearly license fee; provided however, information required in the application for a license shall be filed for each driver of the motor vehicle so licensed, and prior to operation or driving such vehicle by such driver.

Section 4. That no license shall be issued to any driver of motor vehicles for the transportation of passengers for hire, who shall have been convicted in this state of driving a motor vehicle in an intoxicated condition, or while under the influence of narcotic drugs, within two years of the making of an application for such license.

That the governing body of said City of Garnett shall have the right to refuse any driver a license, if in the discretion of said governing body said driver is incompetent to drive a motor vehicle, or if such driver has violated the laws of this city or state, or any other city or state within two years of making such application.

Section 5. That the governing body of the City of Garnett shall have the right to cancel the license of any person, firm or corporation to whom such license has been issued upon the conviction of any driver who is convicted for driving in an intoxicated condition or while under the influence of narcotic drugs. That such license may be suspended for a period of not exceeding 90 days if such driver is convicted of the violation of any of the other traffic ordinances of said city; and may cancel said license upon two such convictions.

The Police Judge of said City of Garnett shall certify the fact of any conviction of any driver licensed under this act to the governing body of said City. The governing body shall notify any driver and owner of the vehicle of the suspension or revocation of his

license in writing, which notice shall be signed by the mayor or city clerk of said City.

Section 6. Before the City Clerk shall issue said, license, the applicant shall file with the City Clerk a schedule of his charges for taxi service and shall not make any charge in excess of such schedule. Charges in excess of the schedule so filed shall be a ground for revocation of the owner's license.

Section 7. Violation of the provisions of this ordinance shall be punishable by a fine of not exceeding One Hundred (\$100.00) Dollars, and by imprisonment in the city jail for not exceeding Ten days or by both such fine and imprisonment.

Section 8. The adjudication of any part or portion of this ordinance to be invalid shall not affect the validity of the remainder of this act.

Section 9. This ordinance shall be in full force and effect from and after its passage and publication in the official city paper.

Passed and approved this 5th day of January, 1953.

..... *L. D. Cook* .....  
Mayor

..... *Ralph E. Bryant* .....

..... *L. E. Gage* .....  
Commissioners

(seal)  
Attest:

..... *[Signature]* .....  
City Clerk

AN ORDINANCE CALLING A SPECIAL ELECTION TO BE HELD BY, IN AND FOR THE CITY OF GARNETT, KANSAS, ON TUESDAY, APRIL 7, 1953, TO BE HELD IN CONJUNCTION WITH THE REGULAR CITY ELECTION, FOR THE PURPOSE OF VOTING ON A PROPOSITION TO ISSUE GENERAL OBLIGATION BONDS OF THE CITY OF GARNETT, KANSAS, UNDER AUTHORITY OF SECTION 12-630a OF THE GENERAL STATUTES OF KANSAS, 1949, FOR THE PURPOSE OF REBUILDING, ENLARGING, IMPROVING AND REPAIRING THE SEWAGE TREATMENT AND DISPOSAL WORKS FOR THE TREATMENT AND DISPOSAL OF SEWAGE.

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

Section 1. That a special election of the electors of the City of Garnett, Kansas, is hereby called for the purpose of voting upon the proposition of issuing general obligation bonds of said city in a sum not to exceed \$200,000.00 for the purpose of rebuilding, enlarging, improving and repairing the sewage treatment and disposal works of said city for the treatment and disposal of sewage. That said special election shall be held on the 7th day of April, 1953, between the hours of 8:00 A. M. to 6:00 P.M., in the manner provided by law; and in conjunction with the regular city election; said date being within thirty days after this ordinance ~~being within thirty days after this ordinance~~ becomes effective.

Section 2. That at the special election to be held as provided in Section one of this ordinance the following question shall be submitted:

"Shall the City of Garnett, Kansas, issue general obligation bonds in a sum not exceeding \$200,000.00 as authorized by G.S. 1949, 12-630a for the purpose of rebuilding, enlarging, improving and repairing the sewage treatment and disposal works of said city for the treatment and disposal of sewage?"

Section 3. That a notice of such special election setting forth the time and place of holding the election and the purpose for which the bonds are to be issued, shall be published for three consecutive weeks in The Anderson Countian, the official city paper, a newspaper of general circulation in said city. The first publication of said notice shall be not less than twenty-one (21) days prior to the date fixed for said election. The mayor and city clerk are authorized and directed to sign and publish said notice as required by law.

Section 4. The places of holding the election shall be--- First Ward: Irving School Building; Second Ward: The Christian Church; Third Ward: Fire Station; Fourth Ward: Basement of the Courthouse; and the polls shall be open from 8 o'clock A. M. to 6 o'clock P.M. of said day.

Section 5. That if a majority of the electors of said city voting at said special election shall vote in favor of the issuance of bonds as hereinbefore provided for, the governing body of said city shall by ordinance provide for the issuance of such bonds in the manner provided by law for the construction of said improvements.

Section 6. That this ordinance shall take effect and be in force from and after its publication in The Anderson Countian, the official city paper.

Passed by the commission this 9th day of March, 1953.

Approved this 9th day of March, 1953.

Attest:  
.....  
City Clerk

.....  
.....  
.....  
Commissioners.

ORDINANCE NO. 1642

AN ORDINANCE RELATING TO WATER, GAS AND ELECTRICITY BY ANY PERSON SECURING THE SAME FROM THE WATER PIPES, GAS LINES AND ELECTRIC WIRES OUTSIDE THE CITY OF GARNETT, KANSAS, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE.

Section 1. Any person obtaining Water from the Water Works System, Gas ~~and~~ the Gas System and Electricity from the wires of the electric light plant of the City of Garnett, Kansas; the same being obtained outside the City of Garnett, Kansas, shall pay ~~thereon~~ (2%) more than the regular rate paid by persons obtaining Water, Gas or/and Electricity from the said Water, Gas and electric systems within said City.

Section 2. All ordinances or parts of ordinance in conflict with this ordinance be hereby repealed.


Section 3. This Ordinance shall take effect and be in force from and after ten days from its passage, adoption and publication in the Anderson Countian.

Passed and adopted this 23<sup>rd</sup> day of March 1953.

Attest:

  
\_\_\_\_\_  
City Clerk

(SEAL)

  
\_\_\_\_\_  
Mayor

Published \_\_\_\_\_



ORDINANCE No. 1643

BE IT ORDAINED BY THE MAYOR AND COMMISSIONERS, THE GOVERNING BODY, OF THE CITY OF GARNETT, KANSAS:

Section 1. That Section No. one (1) of Ordinance No.1642 be amended to read as follows: Section 1. Any person obtaining water from the water works system, gas from the gas system and electricity from the wires of the electric light plant of the City of Garnett, Kansas, the same being obtained outside the city of Garnett, Kansas, shall pay Ten Percent (10%) more than the regular rate paid by persons obtaining Water, Gas and/or electric Systems in said City.

Section 2. That original Section One (1) of Ordinance No.1642 be and the same is hereby repealed.

Section 3. That this ordinance shall take effect and be in full force from and afte its passage, adoption and publication in the Anderson Countian, the official paper.

Passed and adopted this 6 day of April 1953

Attest:

  
City Clerk

  
Mayor

ORDINANCE NO. 1662

AN ORDINANCE RELATING TO DOGS IN THE CITY OF GARNETT, KANSAS, REQUIRING THE OWNER OR HARBORER OF ANY DOG TO REGISTER THE SAME, PROVIDING CERTAIN REGULATIONS PERTAINING TO DOGS AND FIXING PENALTIES FOR VIOLATION THEREOF.

Be it Ordained by the Governing Body of the City of Garnett:

Dogs Registered. Section 1. All dogs hereafter kept or harbored within the City of Garnett, shall be registered with the City Clerk by the owner, keeper or harborer thereof, and there is hereby imposed upon such owner, keeper, or harborer thereof an annual registration fee of One Dollar (\$1.00) for each male dog, One Dollar (\$1.00) for each spayed female dog and Five Dollars (\$5.00) for each unspayed female dog kept or harbored within the city without regard to ownership. Such registration fee shall be due and payable on or before the first day of Jan of each year and shall be paid to the City Clerk.

Register. Section 2. Upon the payment of such fee, the City Clerk shall register in a book kept for that purpose, a description of each dog so registered, together with the name of the owner, keeper or harborer thereof, and deliver to the person paying the fee and procuring the dog to be registered a metallic tag on which shall be cast or stamped the number of such tag and the year issued and shall also deliver a certificate giving a description of such dog, which shall correspond in number with the register number and tag, stating that the registration fee on such dog has been paid, which certificate shall be in force until the first day of Jan following.

Collar. Section 3. The owner, keeper or harborer of any dog so registered and on which the fee has been paid, shall put a collar not less than one-half ( $\frac{1}{2}$ ) inch in breadth around the neck of such dog and shall attach to such collar by metallic fastening, the metallic tag provided for in Section 2 of this ordinance, and see that such tag is worn constantly by such dog.

Lost Tag. Section 4. Whenever it shall be made to appear to the satisfaction of the City Clerk that any tag has become lost, he shall, upon presentation of the certificate issued for such dog and payment of the sum of twenty-five cents (25¢), issue a duplicate for such lost tag.

Muzzle and Confine. Section 5. In case it is deemed necessary by reason of danger from rabid or other dangerous or diseased dogs, the governing body may by resolution direct that all dogs kept or harbored within the city be confined or securely muzzled at or during such time or times as may be directed by such resolution. Notice of such resolution shall be published once in the official city paper. Failure to muzzle or confine any dog within twenty-four (24) hours after the publication of such notice shall justify the killing or impounding of such dog by any police officer of the city.

Nuisance. Section 6. It shall be unlawful for any person to own, keep or harbor within the city, any dog not currently registered and any dog upon which the annual registration fee, provided for herein, has not been paid; any dog running upon the premises of persons other than the owner, keeper or harbinger thereof; any dangerous or vicious dog or dogs which have been known to attack a person off the premises of the owner, keeper or harbinger thereof; any female dog running at large while in heat and any dog which has become obnoxious by barking or otherwise disturbing the peace of any person or persons within the city.

Impound. Section 7. Any dog found running at large within the city or which is kept or harbored within the city in violation of or contrary to the provisions of this ordinance shall be taken up by any policeman of the city or by any other person duly appointed and employed by the city for that purpose, and such dog shall be forthwith impounded in a place provided for that purpose by the city. The Chief of Police shall make a record or require the dog catcher to make a record of all dogs so impounded with their description and the date and hour of impounding. If within forty-eight (48) hours from the time any such dog is impounded, the owner of such dog shall appear and claim his dog by payment to the Chief of Police or other person having the custody thereof the sum of Two Dollars (\$2.00) for each day or fractional part of a day that such dog shall have been impounded, to cover the cost of impounding and keeping such dog, such dog shall be returned to the owner:

Provided, That the payment of the registration fee provided for in Section 1 of this ordinance shall not prevent the impounding of any dog for any of the other reasons mentioned in Section 6 of this ordinance: Provided further, That any obviously stray dog in the city may be destroyed immediately upon the capture of such dog by the officers of the city.

Destruction of Impounded Dogs. Section 8. All dogs which have been impounded as provided for in this ordinance and which have not been claimed by the owner thereof in the manner provided for in Section 7 of this ordinance within forty-eight (48) hours from the date of such impounding, shall be forthwith destroyed by the Chief of Police or other person duly appointed or employed by the city for that purpose: Provided, That if any dog which has been impounded shall have been registered for the current year, the owner of such dog or the keeper or harbinger thereof, as shown by the records in the office of the City Clerk, shall be notified by the person charged with the duty of destroying such dog, at least three (3) days before such dog is destroyed, which notice may be given personally, by telephone, or by registered letter; and for such purpose, the depositing of a letter containing such notice in the post office at Garnett, Kansas, addressed to the owner, harbinger or keeper thereof postage prepaid, at his last address as shown by the records in the office of the City Clerk, shall be deemed sufficient notice. and Provided further, That mad dogs, or dogs which any officer of the city may have reasonable grounds for believing to be mad, may be shot or otherwise disposed of without the necessity of impounding or attempting to impound such dog and without giving the notice provided for herein: Provided however, That any dog taken up which shall be suspected of being afflicted by rabies shall be held by the city officers for two (2) weeks for observation.

Visiting Dogs. Section 9. The provisions of this ordinance as to registration and tags shall not apply to any dog temporarily in the city if accompanied by its owner or keeper who is a non-resident of the city.

Definition. Section 10. The word "dog" whenever used in this ordinance without qualification is intended to mean both male and female dogs, and to include "pups" over three months of age.

Penalty. Section 11. Any person or persons who shall violate any of the provisions of this ordinance by doing any of the acts prohibited or failing to comply with any of the acts required, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum of not less than One Dollar (\$1.00) nor more than Fifty Dollars (\$50.00).

Repeal. Section 12. Ordinances No. 773 and 887 and all other ordinances in conflict with this ordinance be and the same are hereby repealed.

Effective Date. Section 13. This ordinance shall take effect and be in force from and after its publication in The Garnett Review.

Passed and approved this 29th day of March, 1954.

.....*Earl Snyder*.....  
Mayor

ATTEST:

.....*Harley Gibson Jr*.....  
City Clerk

ORDINANCE NO. 1679

AN ORDINANCE ESTABLISHING THE RATE FOR SERVICE CONNECTION TO CITY WATER MAIN, AMENDING ORDINANCE No. 464, OF SAID CITY OF GARNETT, AND REPEALING SECTION 28, OF ORDINANCE NO. 464, AND ALL OTHER ORDINANCES IN CONFLICT THEREWITH OF SAID CITY.

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

Section 1. That Section 28, of Ordinance No. 464, of the City of Garnett, Kansas, be amended as follows:

Each person taking water from the City shall pay as a compensation for taking the service pipe from the water main in the street to the outside line of the sidewalk along the consumers premises, the sum of \$25.00 which amount shall be in addition to regular water rates and must accompany the application for water.

Section 2. Section 28, of Ordinance No. 464, and all other Ordinances in conflict herewith are hereby repealed.

Section 3. That this Ordinance shall take effect and be in force from and after its publication in the official City Paper, according to law.

Passed and approved this 20 day of December, 1954.

*Carl Snyder*  
Mayor

Attest:

*Harley Gibson Jr.*  
City Clerk

(SEAL)

ORDINANCE NO. 1687

AN ORDINANCE ADDING CERTAIN TERRITORY TO AND ENLARGING THE BOUNDARIES OF THE CORPORATE LIMITS OF THE CITY OF GARNETT, KANSAS.

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

Section 1. That pursuant to an order of the Board of County Commissioners of Anderson County, Kansas, made on April 11, 1955, wherein a finding was made that it would be advisable and to the best interest of said city and would be of no manifest injury to the persons owning the real estate in the territory to be annexed to said city, it is hereby found advisable and to the best interest of said city to add to its corporate limits the property described in said City's application to the said Board of County Commissioners, and on file in the office of the County Clerk of Anderson County, Kansas.

Section 2. That pursuant to said order of the Board of County Commissioners of Anderson County, Kansas, and the finding of said City, it is hereby ordered that the following described real estate situated in Anderson County, Kansas, be, and the same is hereby added to the corporate limits of the City of Garnett, Kansas, to-wit:

Commencing at the Northeast corner of the Northwest Quarter (NW/4) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20), thence South 80 rods, thence West to the Right-of-Way of the Atchison, Topeka, and Santa Fe Railway, thence Northwesterly along said right-of-way to the North line of Section Thirty (30), thence East to the place of beginning, all being in Section Thirty (30), Township Twenty (20), Range Twenty (20), Anderson County, Kansas;

Section 3. That this ordinance shall take effect and be in full force as provided by law upon its publication in the Anderson Countian.

Passed and adopted by the Board of City Commissioners of the City of Garnett, Kansas, this 25th day of April, 1955.

.. *Earl Snyder* ..  
Mayor

Attest:

.. *Harley Gibson Jr.* ..  
City Clerk.

ORDINANCE NO. 1688

AN ORDINANCE  
FOR THE ANNEXATION OF  
THE CENTENNIAL ADDITION TO THE CITY OF GARNETT

BE IT ORDAINED by the governing body of the City of Garnett,  
Kansas:

Section 1. That the following described real estate situate adjacent to the City of Garnett, to wit:

Commencing at a point Forty (40) rods East of the Southwest Corner of the Northwest Quarter (NW $\frac{1}{4}$ ) of the Northwest Quarter (NW $\frac{1}{4}$ ) of Section Thirty (30), Township Twenty (20), Range Twenty (20), which is a point in the center of the North line of Lot Six (6) in Block Nine (9) in the City of Garnett, thence East Nine Hundred Ninety-five (995) feet to the center of North Walnut Street, thence North Five Hundred Forty (540) feet, thence in a Westerly direction Nine Hundred Ninety-five (995) feet more or less, thence in a Southerly direction Five Hundred Thirty-five (535) feet to the place of beginning;

is hereby annexed to the City of Garnett.

Section 2. That all of said above described tract has heretofore been platted and dedicated according to said plat, and said plat is hereby approved.

Section 3. That this ordinance shall take effect and be in force from and after its publication in the official paper.

Earl Snyder  
Mayor

Passed April 25, 1955.

Harley Gibson Jr.  
City Clerk



Ordinance No. 1691

AN ORDINANCE CREATING A SEWER TAXING DISTRICT AND DESIGNATION OF SAID SEWER TAXING DISTRICT.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1. All of the following described real estate, to-wit:

All of Blocks One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), Ten (10) and Eleven (11), Parkview Addition to the City of Garnett, Anderson County, Kansas, is hereby created as and designated Sewer District Number 10.

Section 2. The above designated territory shall constitute a sewer taxing district as provided by law.

Section 3. This ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

Passed and approved this 23rd day of May, 1955.

*Carl Snyder* . . . . .  
Mayor

Attest:

*Harley Gibson Jr.* . . . . .  
City Clerk

(SEAL)

(1)

ORDINANCE No. 1693

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEWERS IN  
SEWER DISTRICT NUMBER 10.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1. That a sewer system be constructed in Sewer District Number 10, in the city of Garnett, Kansas.

Section 2. That sewers be constructed according to the plans and specifications therefor, which have heretofore been prepared by the City Engineer and are now on file with the City Clerk, and which, are hereby approved, ratified and adopted.

Section 3. This ordinance shall take effect and be in force from and after its publication in The Anderson Countian.

Passed this 6 day of June, 1955.

.. *Carl Snyder* ..  
Mayor

Attest:

.. *Harley Gibson Jr.* ..  
City Clerk

(SEAL)

11

(1 time)

ORDINANCE NO. 1696

AN ORDINANCE PROVIDING FOR THE GRADING, CURBING, OR CURBING AND GUTTERING, MACADAMIZING, OR OTHERWISE IMPROVING IN THE CITY OF GARNETT, KANSAS, OF CEDAR STREET BETWEEN FIRST AVENUE AND FOURTH AVENUE INCLUSIVE.

WHEREAS, A petition has been presented to the Governing Body of the City of Garnett, Kansas, signed by a majority of resident owners of real property liable to taxation for the grading, curbing, or curbing and guttering, macadamizing, or otherwise improving Cedar Street in the City of Garnett, Kansas, between First Avenue and Fourth Avenue, and

WHEREAS, said petition has been determined to be sufficient, and

WHEREAS, the Governing Body of said City of Garnett deems it necessary to grade, curb, curb and gutter, macadamize, or otherwise improve said street and the intersections thereof.

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

Section 1: That in the judgment of the Governing Body of the City of Garnett, Kansas, and in accordance with the petition therefor filed herein by the resident property owners of the real property liable to taxation for such improvement, that Cedar Street in the City of Garnett, between First Avenue and Fourth Avenue, together with all intersections thereof, be graded, curbed, or curbed and guttered, macadamized, or otherwise improved with rock and blacktop surfacing and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file and are hereby ordered as the plans and specifications that shall govern the construction of the work.

Section 2: That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor, and by the City as a whole as it may be liable therefor.

Section 3. That for the purpose of fulfilling and completing the improvements as authorized in this Ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the General Statutes, and bonds will be issued to pay for such improvements in accordance with the provisions of the Statutes.

Section 4: That this Ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian as provided by law.

PASSED and APPROVED this 1 day of August, 1955.

.....*Carl Snyder*.....  
Mayor

ATTEST:

.....*Harley Gibson Jr.*.....  
City Clerk

(SEAL)

AN ORDINANCE REGULATING PARKING UPON THE PUBLIC STREETS OF THE CITY OF GARNETT.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GARNETT, KANSAS:

Section 1: Parking time limited in designated places. The driver of a vehicle shall not park such vehicle at any time between the hours of 8:00 o'clock A.M. and 6:00 o'clock P.M. on any day except Sundays and holidays, nor at any time between the hours of 8:00 o'clock A.M. and 7:00 o'clock P.M. on any Saturday, for any longer than two hours on the following streets: On the South side of 5th Street between Oak Street and Main Street; on the West side of Oak Street between 4th Street and 5th Street; on the North side of 4th Street between Oak Street and Main Street; on Oak Street between 5th Street and 6th Street; on 5th Street between Oak Street and Walnut Street; and on 4th Street between Oak Street and Walnut Street.

This Section shall not apply to the vehicle of any practicing physician or surgeon.

Signs shall be erected and maintained in each block, designating the provisions of this Section.

Section 2: It is hereby made the duty of the Police Department of the City of Garnett to enforce the provisions of this Ordinance.

Section 3: Any person violating the provisions of this Ordinance, or any rule or regulation contained herein, or made by the City Commission pursuant thereto, shall be guilty of a misdemeanor. Every person convicted of violating the provisions of this Ordinance shall be punished by a fine of not more than \$25.00.

Section 4: This Ordinance shall take effect and be in force from and after its publication in the official City paper according to law.

PASSED and APPROVED this 8 day of August, 1955.

..... *Henry J. Allen* .....  
ACTING Mayor

ATTEST:

.....  
City Clerk  
(SEAL)

ORDINANCE NO. 1709

AN ORDINANCE TO ESTABLISH THE ELECTRIC AND POWER RATES FOR THE USE OF ELECTRICITY BY USERS IN THE CITY OF GARNETT, AND REPEALING ORDINANCE NO. 1564 AND SECTION ONE OF ORDINANCE NO. 1593 AND ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS;

Section 1: That the following rates for the use of electricity are hereby established to users and customers of the City of Garnett:

a. RESIDENCE RATE

First 50 kw. . . . . 7 cents per kw.  
Next 50 kw.. . . . 5 1/2 cents per kw.  
Excess . . . . . 3 1/2 cents per kw.

That a minimum of \$1.10 per month shall be charged each resident user of electricity.

b. COMBINATION COOKING AND RESIDENCE RATE

First 50 kw. . . . . 7 cents per kw.  
Next 50 kw.. . . . 5 1/2 cents per kw.  
Excess . . . . . 3 cents per kw.

That a minimum of \$3.30 per month shall be charged for each user in this class.

c. COMMERCIAL RATE

First 50 kw. . . . . 7 cents per kw. 3.50  
Next 50 kw.. . . . 5 1/2 cents per kw. 6.25  
Next 1400 kw.. . . . 3 1/2 cents per kw. 55.25  
Next 1500 kw.... . . . 2 1/2 cents per kw. 92.75  
Next 9000 kw.. . . . 1 3/4 cents per kw. 250.25  
Next 10000 kw. . . . . 1 1/2 cents per kw. 400.25  
Excess . . . . . 1 1/4 cents per kw.

d. INDUSTRIAL RATE

First 200 kw. . . . . 5 cents per kw. 10.00  
Next 800 kw.. . . . 3 cents per kw. 24.00  
Next 1000 kw. . . . . 2 cents per kw. 44.00  
Next 500 kw.. . . . 1 3/4 cents per kw. 54.00  
Excess. . . . . 1 1/2 cents per kw.

e. That an industrial user is hereby defined as one who is principally or primarily engaged in the manufacture or processing of raw material into finished or semi-finished articles or engaged in the fabrication of materials. Commercial users are hereby defined as those engaged in business for profit other than industrial users.

f. The above rates shall be applied to each total monthly use of electricity by said users.

Section 2: Ordinance No. 1654 and Section 1 of Ordinance No. 1593 and all other Ordinances in conflict herewith are hereby repealed.

Section 3: That this Ordinance shall be in full force and effect ten days after its final passage and adoption and its publication in the Garnett Review.

PASSED and ADOPTED this 17 day of March, 1956.

Attest:

..... *Henry Gibson Jr.* .....  
City Clerk

..... *Carl Snyder* .....  
Mayor

AN ORDINANCE RELATING TO AND CREATING A DEPARTMENT OF INDUSTRIAL DEVELOPMENT, AN INDUSTRIAL DEVELOPMENT DEPARTMENT ADVISOR BOARD; SETTING OUT THE POWERS AND DUTIES OF THE SAME:

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

Section 1: That there is hereby created the Department of Industrial Development in the City of Garnett, Kansas, for the purpose of administering funds obtained by gift, donation, or any industrial levy which may be voted by the voters of Garnett, Kansas.

Section 2: That the Department of Industrial Development shall consist of an advisory board of not less than five (5) nor more than nine (9) members, who shall serve without compensation, and who shall be appointed by the City Commission of Garnett, Kansas, on August First of each year to serve for one (1) year periods. The Chairman and Secretary of said Industrial Department advisory board shall be elected by the board and the board shall provide its own rules of order. Any vacancy caused by death, resignation or any cause other than by expiration of a regular term may be filled by appointment by the City Commission for the unexpired term only.

Section 3: The Industrial Development Department may use the moneys in its industrial fund for the purpose of inducing industries to locate within the City of Garnett or its environs.

Section 4: The Industrial Development Department shall maintain two separate and distinct accounts: the first account shall consist of moneys derived from tax levies, if any, and the second account shall consist of moneys derived from gifts or donations. The moneys derived from tax levies shall only be used in accordance with Chapter 13, Sections 1441 and 1442 of the 1949 General Statutes of Kansas as amended. The moneys derived from gifts or donations shall be used only in accordance with the terms of said gifts or donations, and if no terms or restrictions are placed on said gifts or donations, then said moneys shall only be spent in the same manner as moneys derived from tax levies.

Section 5: The Industrial Development Department shall make a detailed report of its activities to the City Commission on or before August First of each year, covering its activities for the preceding calendar year.

Section 6: This ordinance shall take effect after its publication in the official city paper as is provided by law.

Passed by the Commission and approved by the Mayor, this 9 day of July, 1956.

*H. J. Allen*  
.....  
Acting Mayor

ATTEST:

*Harley Gibson, Jr.*  
.....  
City Clerk

(SEAL)

ORDINANCE NO. 1725

AN ORDINANCE TO ESTABLISH A SYSTEM OF STREET LIGHTING ON FOURTH AVENUE FROM WALNUT STREET TO MAPLE STREET IN THE CITY OF GARNETT, KANSAS, REPEALING ORDINANCE NO. 657 OF SAID CITY.

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

Section 1: That there shall be established in the City of Garnett, in accordance with plans and specifications on file with the City Clerk in said City, on Fourth Avenue from Walnut Street to Maple Street, a system of electric lights on poles to be erected on the parking area along said street.

Section 2: That the construction of said lighting system shall be done at the expense of the City of Garnett; that the same shall be maintained and operated at the expense of the City upon completion of construction.

Section 3: Ordinance No. 657, and all Ordinances in conflict herewith are hereby repealed.

Section 4: This Ordinance shall take effect and be in force from and after it's passage and publication according to law.

PASSED and APPROVED this 6 day of August, 1956.

.....*Earl Snyder*.....  
Mayor

ATTEST:

.....*Harley Gibson Jr.*.....  
City Clerk

ORDINANCE NO. 1768

AN ORDINANCE RELATING TO THE USE OF LAKE GARNETT, GARNETT, KANSAS, AMENDING ORDINANCE NO. 1622, REPEALING ORDINANCE NO. 1749, AND PROVIDING FOR PENALTIES FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1: That motor boats with outboard motors in excess of 7.5 horsepower may be permitted upon Lake Garnett, provided that the owner of said boat, or operator, is a member in good standing of the Garnett Boat Club.

Section 2: That operation of motor boats in excess of 7.5 horsepower shall be permitted only between 12:00 noon and 5:30 o'clock P.M. on Sundays and between 12:00 noon and sunset on alternating Saturdays from June 1 to December 1st of each year and between 12:00 noon and sunset on July 4th and Labor Day each year; that operation of motor boats shall be permitted the first Saturday in June and every other Saturday, during the hours and dates herein specified.

Section 3: That operation of motor boats in excess of 7.5 horsepower shall be in accordance with rules and regulations adopted by the Garnett Boat Club, which are on file in the office of the City Clerk of the City of Garnett, and no motor boats with motor larger than 7.5 horsepower shall be permitted on Lake Garnett except in compliance with the rules and regulations of the Garnett Boat Club.

Section 4: Any person violating any of the provisions of this Ordinance, or any rule or regulation contained herein, or made by the City Commissioners pursuant thereto shall be guilty of a misdemeanor and, on conviction, shall be fined in an amount of not less than \$10.00, nor more than \$100.00.

Section 5: This Ordinance shall be construed as amending Ordinance No. 1622 and repealing Ordinance No. 1749 of the City of Garnett. This Ordinance shall be in full force and effect from and after its passage and adoption and publication in the official city paper according to law.

PASSED and ADOPTED this 12th day of May, 1958.

.....*Carl Snyder*.....  
Mayor

Attest:

.....*Harley G. ...*.....  
City Clerk



ORDINANCE NO. 1744

AN ORDINANCE REGULATING PARKING UPON FOURTH AVENUE BETWEEN WALNUT STREET AND MAPLE STREET, AND UPON WALNUT STREET BETWEEN FOURTH AVENUE AND SEVENTH AVENUE PUBLIC STREETS OF THE CITY OF GARNETT.

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

Section 1: The driver or owner of any vehicle shall not park or stand such vehicle at any time on Fourth Avenue between Walnut Street and Maple Street. The driver or owner of any vehicle shall not park or stand such vehicle on the East side of the street on Walnut Street from Fourth Avenue to Fifth Avenue, nor on the West side of the street on Walnut Street between Fifth Avenue and Seventh Avenue all in the City of Garnett, Kansas.

This Section shall not apply to emergency vehicles.

Signs shall be erected and maintained in each block designating the provisions of this section.

Section 2: It is hereby made the duty of the Police Department of the City of Garnett to enforce the provisions of this Ordinance.

Section 3: Any person violating the provisions of this Ordinance or any rule or regulation contained herein, or made by the City Commission pursuant thereto shall be guilty of a misdemeanor. Every person convicted of violating the provisions of this Ordinance shall be punished by a fine of not more than \$25.00.

Section 4: This Ordinance shall take effect and be in force from and after its publication in the official city paper according to law.

PASSED and APPROVED this 1st day of April, 1957.

.....*Earl Snyder*.....  
Mayor

ATTEST:

.....*Harley Gibson Jr.*.....  
City Clerk

ORDINANCE NO. 1749

AN ORDINANCE RELATING TO THE USE OF LAKE GARNETT, GARNETT, KANSAS, AMENDING ORDINANCE NO. 1622 AND PROVIDING FOR PENALTIES FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1: That motor boats with outboard motors in excess of 7.5 horsepower may be permitted upon Lake Garnett, provided that the owner of said boat, or operator, is a member in good standing of the Garnett Boat Club.

Section 2: That operation of motor boats in excess of 7.5 horsepower shall be permitted only between 12:00 noon and 5:30 o'clock P.M. on Sundays, from June 1st to December 1st of each year.

Section 3: That operation of motor boats in excess of 7.5 horsepower shall be in accordance with rules and regulations adopted by the Garnett Boat Club, which are on file in the office of the City Clerk of the City of Garnett, and no motor boats with motor larger than 7.5 horsepower shall be permitted on Lake Garnett except in compliance with the rules and regulations of the Garnett Boat Club.

Section 4: Any person violating any of the provisions of this Ordinance, or any rule or regulation contained herein, or made by the City Commissioners pursuant thereto shall be guilty of a misdemeanor and, on conviction, shall be fined in an amount of not less than \$ 10<sup>00</sup>, nor more than \$ 100<sup>00</sup>.

Section 5: This Ordinance shall be construed as amending Ordinance No. 1622 of the City of Garnett. This Ordinance shall be in full force and effect from and after its passage and adoption and publication in the official city paper according to law.

PASSED and ADOPTED this 27 day of MAY, 1957.

.....*Carl Snyder*.....  
Mayor

Attest:

.....*Harley Gibson Jr.*.....  
City Clerk

AN ORDINANCE REGULATING PARKING UPON THE PUBLIC STREETS  
OF THE CITY OF GARNETT.

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

Section 1: Limited Parking in Designated Places. Motor vehicles, excepting trucks, trucks and trailers, tractors, tractors and trailers, and semi-trailers of over one half ton, may be parked in a single row in spaces provided in the center of Fourth Avenue between Walnut Street and Main Street. Motor vehicles, excepting trucks, trucks and trailers, tractors, tractors and trailers, and semi-trailers of over one half ton, may be parked parallel to the East curb between Second Street and Third Street on Oak Street and parallel to the West curb between Third Street and Fourth Street on Oak Street.

Section 2: That one-way traffic from West to East only shall be permitted on the off-street parking area provided on the South side of the Court House square. That parking shall be permitted on either side of said parking area and at right angles thereto in spaces provided therefor. No truck, truck and trailer, tractor, tractor and trailer, and semi-trailer of over one-half ton may be parked in said area.

Section 3: It shall be unlawful to park or stand vehicles in the center of Oak Street between Fourth Street and Fifth Street and in the center of Fifth Street between Oak Street and Main Street at any time; double center parking in the center of Fourth Street from Walnut Street to Main Street is hereby prohibited; provided however, that emergency vehicles or vehicles stopping or standing in obedience to traffic regulations of signs, or in compliance with the directions of a police officer are hereby exempted.

Section 4: Areas designated for parking herein shall be plainly marked to designate the type of parking permitted, to-wit: angle, parallel, or right angle parking as provided for herein, and that appropriate signs shall be erected wherever possible to give direction concerning the provisions herein.

Section 5: It is hereby made the duty of the Police Department of the City of Garnett to enforce the provisions of this Ordinance.

Ordinance No. \_\_\_\_\_

Section 6: Any person violating the provisions of this Ordinance or any rule or regulation contained herein or made by the City Commission hereto shall be guilty of a misdemeanor. Every person convicted of violating the provisions of this Ordinance shall be punished by a fine of not more than \$25.00.

Section 7: Any Ordinances in conflict herewith are hereby repealed.

Section 8: This Ordinance shall take effect and be in force from and after its publication in the official city paper according to law.

PASSED and APPROVED this 22nd day of July, 1957.

.....*Earl Snyder*.....  
MAYOR

ATTEST:

.....*Harley Gibson Jr.*.....  
City Clerk

ORDINANCE 1757

AN ORDINANCE ADDING CERTAIN TERRITORY TO AND ENLARGING THE BOUNDARIES OF THE CORPORATE LIMITS OF THE CITY OF GARNETT, KANSAS.

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

Section 1. That, pursuant to an order of the Board of County Commissioners of Anderson County, Kansas, made on October 28, 1957, wherein a finding was made that it would be advisable and to the best interest of said City and would be of no manifest injury to the persons owning the real estate in the territory to be annexed to said City, it is hereby found advisable and to the best interest of said City to add to its corporate limits the property described in said City's application to the said Board of County Commissioners, and on file in the office of the County Clerk of Anderson County, Kansas.

Section 2. That, pursuant to said order of the Board of County Commissioners of Anderson County, Kansas, and the finding of said City, it is hereby ordered that the following described real estate situated in Anderson County, Kansas, be, and the same is hereby added to the corporate limits of the City of Garnett, Kansas, to-wit:

Beginning 1640 feet East of the Northwest Corner of Section 30-20-20; thence West along the North Section line of Section 30-20-20 and Section 25-20-19 to the Northwest Corner of the Northeast Quarter of Section 25-20-19; thence South to the Southwest Corner of the Southeast Quarter of Section 25-20-19; thence East 1920 feet; thence North 1470 feet; thence East 70 feet; thence North 140 feet; thence East 140 feet; thence North 220 feet; thence East 510 feet; thence North 376 feet; thence West 510 feet; thence North 276 feet; thence West 90 feet; thence North 659 feet; thence East 185 feet; thence North 220 feet; thence East 115 feet; thence North 171 feet; thence East 393 feet; thence North to the Southwest Corner of the Northwest Quarter of the Northwest Quarter of Section 30-20-20; thence East 660 feet; thence North 325 feet; thence East 1020 feet; thence North to the place of beginning, Anderson County, Kansas.

Section 3. That this ordinance shall take effect and be in full force as provided by law upon its publication in the Anderson Countian.

PASSED and ADOPTED by the Board of City Commissioners of the City of Garnett, Kansas, this 28th day of October, 1957.

Attest:  
  
.....  
City Clerk

.....  
Earl Snyder  
Mayor

ORDINANCE NO. 1764

AN ORDINANCE CREATING A SEWER TAXING DISTRICT AND DESIGNATION OF SAID SEWER TAXING DISTRICT.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT;

**Section 1.** All of the following described real estate, to-wit:

All of Blocks Sixty-three (63), Sixty-four (64), Seventy-nine (79), and Eighty (80), and the South Half (S/2) of Blocks Sixty-one (61) and Sixty-two (62) in the City of Garnett, Anderson County, Kansas, is hereby created as and designated Sewer District Number 11.

That Block 63 is composed of Lots One (1) to Twenty-four (24), inclusive; that Block 64 is composed of Lots One (1) to Twenty-four (24), inclusive; that Block 79 is composed of Lots One (1) to Twelve (12), inclusive; that Block 80 is composed of Lots One (1) to Eight (8), inclusive; that the South Half of Block 61 is composed of Lots Nine (9) to Sixteen (16), inclusive; that Block 62 is composed of Lots One (1) to Twelve (12), inclusive.

**Section 2.** The above designated territory shall constitute a sewer taxing district as provided by law.

**Section 3.** This ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

PASSED and APPROVED this 10th day of February, 1958.

.....*Carl Snyder*.....  
Mayor

Attest:

.....*Harley Gibson, Jr.*.....  
City Clerk

(SEAL)

ORDINANCE NO. 1765-A

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEWERS IN SEWER DISTRICT NUMBER 11.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1: That a sewer system be constructed in Sewer District Number 11, in the City of Garnett, Kansas.

Section 2: That sewers be constructed according to the plans and specifications therefor, which have heretofore been prepared by the City Engineer and are now on file with the City Clerk, and which, are hereby approved, ratified and adopted.

Section 3: This ordinance shall take effect and be in force from and after its publication in The Anderson Countian.

Passed this 17th day of March, 1958.

.....*Earl Snyder*.....  
Mayor

Attest:

.....*Harley Gibson Jr.*.....  
City Clerk

(SEAL)

ORDINANCE NO. 1771

AN ORDINANCE ESTABLISHING THE SALARY OF THE OFFICE OF CITY ATTORNEY FOR THE CITY OF GARNETT, AND REPEALLING ALL ORDINANCES IN CONFLICT THEREWITH.

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

Section 1: That the salary for the office of the City Attorney for the City of Garnett, Kansas, is hereby established at the sum of \$100.00 per month.

Section 2: All ordinances in conflict herewith are hereby repealed.

Section 3: This Ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

PASSED and APPROVED this 2nd day of June, 1958.

.....*Earl W. Snyden*.....  
Mayor

Attest:

.....*Harley Gibson Jr.*.....  
City Clerk



AN ORDINANCE REGULATING PARKING UPON THE PUBLIC STREETS  
OF THE CITY OF GARNETT

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

Section 1: The driver or owner of any vehicle shall not park or stand such vehicle at any time on the North side of Sixth Avenue between Walnut Street and Main Street; provided however, that this section shall not apply to emergency vehicles; and provided further that signs shall be erected and maintained in each block designating the provisions of this section.

Section 2: It is hereby made the duty of the Police Department of the City of Garnett to enforce the provisions of this ordinance.

Section 3: Any person violating the provisions of this ordinance or any rule or regulation contained herein or made by the City Commission pursuant thereto shall be guilty of a misdemeanor. Every person convicted of violating the provisions of this ordinance shall be punished by a fine of not more than \$25.00.

Section 4: This ordinance shall take effect and be in force from and after its publication in the official city paper according to law.

PASSED and APPROVED this 17th day of November, 1958.

.....*Carl Snyder*.....  
Mayor

Attest:

.....*Harley Gibson Jr.*.....  
City Clerk

AN ORDINANCE APPORTIONING THE COST AND EXPENSE OF CONSTRUCTING A SEWER IN SEWER DISTRICT NO. 11 IN THE CITY OF GARNETT, KANSAS, AND LEVYING ASSESSMENTS UPON AND AGAINST THE SEVERAL LOTS, PIECES OF GROUND CONTAINED IN SAID DISTRICT TO PAY SUCH COST AND EXPENSE.

WHEREAS, the total cost of the construction of sewers as provided for in Ordinance No's 1764 and 1765-A has been ascertained, and

WHEREAS, the cost to be paid for by such assessment against the lots and pieces of land within said district has been ascertained to be the amount as follows, to-wit:

Sewer District No. 11. . . . . \$13,517.56;

and,

WHEREAS, the amount against each lot and piece of ground liable by law to be assessed for the cost of such improvement has been made by three disinterested parties and has been duly equalized, approved and apportioned by the governing body at a meeting called and held for that purpose and the portion and cost of the expenses of such work and improvement specially assessed upon said lots and pieces of ground has been ascertained and determined to be the same as set opposite Sewer District 11 in the preceding paragraph, now therefore,

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

Section 1. That for the purpose of paying the costs and expenses of constructing the sanitary sewers in Sewer District No. 11, as defined and described in Ordinance No. 1764, excepting the West Half of Lot Eleven (11), Lots Twelve (12), Thirteen (13), and Fourteen (14), Block Sixty-four (64), and to provide funds for payment of the bonds necessary and required to be issued by said city, covering that portion of the improvements to be paid by installments, there is hereby apportioned and assessed against the several lots and pieces of ground within said sewer district number 11, liable for the cost and expense of the construction of said sewers the sum set opposite each lot of piece of ground respectively.

The said lots and pieces of ground assessed and described as follows, to-wit:

| <u>Lot</u>                                     | <u>Assessment</u> |
|--|-------------------|
| BLOCK SIXTY-ONE                                |                   |
| Nine . . . . .                                 | \$ 167.92         |
| W <sup>1</sup> / <sub>2</sub> of Ten . . . . . | 83.96             |
| E <sup>1</sup> / <sub>2</sub> of Ten . . . . . | 83.96             |
| Eleven . . . . .                               | 167.92            |
| Twelve . . . . .                               | 167.92            |
| Thirteen. . . . .                              | 167.92            |
| Fourteen. . . . .                              | 167.92            |
| Fifteen . . . . .                              | 167.92            |
| Sixteen . . . . .                              | 167.92            |
| BLOCK SIXTY-TWO                                |                   |
| Thirteen. . . . .                              | 167.92            |
| Fourteen. . . . .                              | 167.92            |
| Fifteen . . . . .                              | 167.92            |
| Sixteen . . . . .                              | 167.92            |
| Seventeen . . . . .                            | 167.92            |

| Lot           | Assessment |
|---------------|------------|
| Eighteen.     | 167.92     |
| Nineteen.     | 167.92     |
| Twenty.       | 167.92     |
| Twenty-one.   | 167.92     |
| Twenty-two.   | 167.92     |
| Twenty-three. | 167.92     |
| Twenty-four.  | 167.92     |

BLOCK SIXTY-THREE

|                   |        |
|-------------------|--------|
| One               | 167.92 |
| Two               | 167.92 |
| Three             | 167.92 |
| Four              | 167.92 |
| Five              | 167.92 |
| Six               | 167.92 |
| Seven             | 167.92 |
| E 10 ft. of Eight | 41.08  |
| W 30 ft. of Eight | 125.94 |
| Nine              | 167.92 |
| Ten               | 167.92 |
| Eleven            | 167.92 |
| Twelve            | 167.92 |
| Thirteen.         | 167.92 |
| Fourteen.         | 167.92 |
| Fifteen           | 167.92 |
| Sixteen           | 167.92 |
| Seventeen         | 167.92 |
| Eighteen.         | 167.92 |
| Nineteen.         | 167.92 |
| Twenty            | 167.92 |
| Twenty-one.       | 83.96  |
| Twenty-two.       | 83.96  |
| Twenty-three.     | 167.92 |
| Twenty-four       | 167.92 |

BLOCK SIXTY-FOUR

|                   |          |
|-------------------|----------|
| One               | 167.92   |
| Two               | 167.92   |
| Three             | 167.92   |
| Four              | No Value |
| Five              | 167.92   |
| Six               | 167.92   |
| Seven             | 167.92   |
| E 6 ft. of Eight  | 25.19    |
| W 34 ft. of Eight | 142.73   |
| Nine              | 167.92   |
| Ten               | 167.92   |
| 1/2 of Eleven.    | 83.96    |
| Fifteen           | 167.92   |
| Sixteen           | 167.92   |
| Seventeen         | 167.92   |
| Eighteen.         | 167.92   |
| Nineteen.         | 167.92   |
| Twenty            | 167.92   |
| Twenty-one.       | 167.92   |
| Twenty-two.       | 167.92   |
| Twenty-three.     | No Value |
| Twenty-four       | No Value |

| <u>Lot</u>         | <u>Assessment</u> |
|--------------------|-------------------|
| BLOCK SEVENTY-NINE |                   |
| One                | \$ 167.92         |
| Two                | 167.92            |
| Three              | 167.92            |
| Four               | 167.92            |
| Five               | 167.92            |
| Six                | 167.92            |
| Seven              | 167.92            |
| Eight              | 167.92            |
| Nine               | 167.92            |
| Ten                | 167.92            |
| Eleven             | 167.92            |
| Twelve             | 167.92            |

|              |        |
|--------------|--------|
| BLOCK EIGHTY |        |
| One          | 167.92 |
| Two          | 167.92 |
| Three        | 167.92 |
| Four         | 167.92 |
| Five         | 167.92 |
| Six          | 167.92 |
| Seven        | 167.92 |
| Eight        | 167.92 |

Section 2. That the owner of any such lot or piece of ground above described may at any time within thirty (30) days after the publication and taking effect of this ordinance, pay the sum hereby apportioned and assessed against such lot or piece of ground, and shall not thereafter be further liable for the cost and expense of constructing said improvements under this assessment.

Section 3. That unless said assessment is paid within the time provided in Section 2 of this ordinance, said sum so apportioned and assessed against such lot or piece of ground respectively, shall be collected in ten equal annual installments, the first one of which installments shall, together with the interest on the whole amount be certified by the City Clerk of the said City of Garnett, Kansas, to the County Clerk of Anderson County, Kansas, and entered on the tax roll for the year 1959 and collected as other taxes, and one installment shall, with one year's interest on the amount remaining due, be so certified and entered on the tax rolls for each year thereafter for nine (9) consecutive years.

The several amounts so apportioned and assessed and placed on the tax rolls shall bear interest at the rate fixed in the bonds to be issued for said improvements, which assessment with interest added on the full amount still due, shall be certified at the time of certifying other taxes to the County Clerk of Anderson County, Kansas, and the City Clerk of said city is hereby directed to make extensions each year of the amount so assessed for the year with interest on the unpaid installments for one year and certify the same to the County Clerk of Anderson County, Kansas, in the same manner and at the same time prescribed by law for certifying other taxes to be collected as other taxes are collected.

Section 4. This ordinance shall take effect and be in force from and after its publication once in the Anderson Countian.

Passed this 8th day of December, 1958.

Approved this 8th day of December, 1958.

Attest: *Harley Gibson Jr.*  
 City Clerk

*Earl Snyder*  
 Mayor

ORDINANCE NO. 1787

AN ORDINANCE ADDING CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF GARNETT, KANSAS.

WHEREAS, The owners of a certain tract of real estate adjacent to the City of Garnett have subdivided said tract into lots and blocks and have petitioned the Governing Body of the City of Garnett, Kansas, to add the same to the territorial limits to said City;

WHEREAS, The Governing Body of the City of Garnett may add said territory to the corporate limits of said City without further proceeding in accordance with Chapter 12-502 of the General Statutes of Kansas 1949, as amended.

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

Section 1. That, pursuant to Chapter 12-502 of the General Statutes of Kansas 1949 as amended and pursuant to a petition by the owners of said tract to the Governing Body of said City to add said territory to the corporate limits of the City of Garnett, Kansas, it is deemed advisable and to the best interests of said City and would be of no manifest injury to the persons owning said real estate; that said territory be annexed and added to the corporate limits of the City of Garnett, Kansas.

Section 2. That, pursuant to said findings as set out in Section 1, it is hereby ordered that the following described real estate situated in Anderson County, Kansas, be and the same is hereby added to the corporate limits of the City of Garnett, Kansas, to-wit:

Beginning at the Southwest corner of Section 20, Township 20, Range 20, Anderson County, Kansas, thence North along section line 240 feet, thence East, 230 feet, thence South 240 feet to section line, thence West along section line 230 feet to place of beginning, Anderson County, Kansas.

Section 3. That this ordinance shall take effect and be in full force as provided by law upon its publication in the Anderson Countian.

PASSED and APPROVED by the Board of City Commissioners of the City of Garnett, Kansas, this 22nd day of December, 1958.

.....*Earl Snyder*.....  
Mayor

Attest:

.....*Harley G. ...*.....  
City Clerk

(SEAL)

ORDINANCE NO. 1788

AN ORDINANCE REDEFINING THE TERRITORIAL LIMITS OF THE CITY OF GARNETT, KANSAS.

WHEREAS, Various tracts, parcels and lots of land have been added to the territorial limits of the City of Garnett, Kansas, during the year 1958; and,

WHEREAS, It is necessary to redefine the territorial limits of the City of Garnett;

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

Section 1: That the boundary of the City of Garnett, as changed by the addition of territory thereto, is hereby described as follows:

Commencing at the Southwest corner of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Twenty (20), Range Twenty (20), Anderson County, Kansas, thence North on said section line 1326.10 feet to the Southeast corner of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), thence North on said section line 1176 feet, thence West 720 feet, thence South 1176 feet to the South line of said section Twenty-five (25), thence West 1920 feet to the Southwest corner of the Southeast Quarter (SE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), thence North 5280 feet to the Northwest corner of the Northeast Quarter (NE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19); thence East on said section line 3960 feet to the Southeast corner of the Southwest Quarter (SW/4) of the Southwest Quarter (SW/4) of Section Nineteen (19), Township Twenty (20), Range Twenty (20); thence North 662 feet; thence East 850.5 feet to the West line of the right of way of the Atchison, Topeka and Santa Fe Railroad; thence Southeasterly

along said West line of said railroad right of way to the point where said line intersects the North line of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence East on said section line to the Northeast corner of the Northwest Quarter (NW/4) of the Northeast Quarter (NE/4) of said Section Thirty (30), Township Twenty (20), Range Twenty (20); thence South 1320 feet to the North line of Block Three (3) in the City of Garnett, the same being the Southeast corner of the Northwest Quarter (NW/4) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence East on said line to a point 660 feet West of the Southeast corner of the Northeast Quarter (NE/4) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence North 1320 feet; thence East 660 feet to the Northwest corner of the Northwest Quarter (NW/4) of Section Twenty-nine (29), Township Twenty (20), Range Twenty (20); thence North 240 feet, thence East 230 feet, thence South 240 feet; thence East 1090 feet to the Northeast corner of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Twenty-nine (29), Township Twenty (20), Range Twenty (20); thence South 1320 feet to the Southeast corner of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Twenty-nine (29), Township Twenty (20), Range Twenty (20); thence West 1320 feet to the Northeast corner of the South Half (S/2) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence South along the East line of said Section Thirty (30), 2643.74 feet to the Southeast corner of the North Half (N/2) of the Southeast Quarter (SE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence West on the South section line of the North Half (N/2) of the Southeast Quarter (SE/4) of Section Thirty (30), 2652.54 feet to the Southwest corner of the North Half (N/2) of the Southeast Quarter (SE/4)

of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence South 2652.04 feet to the Southeast corner of the North Half (N/2) of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Twenty (20), Range Twenty (20); thence West along the South line of the North Half (N/2) of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Twenty (20), Range Twenty (20), 2602 feet to the Southwest corner of the North Half (N/2) of the Northwest Quarter (NW/4) of Section Thirty-one (31); to the place of beginning, all in Anderson County, Kansas.

Section 2: That this Ordinance shall be in full force and effect from and after its final passage and its publication in the official city paper according to law.

PASSED and APPROVED this 29 day of December, 1958.

.....*Earl Snyder*.....  
Mayor

ATTEST:

.....*Harley Baker*.....  
City Clerk

(SEAL)



ORDINANCE NO. 1791

AN ORDINANCE DIVIDING THE CITY OF GARNETT INTO WARDS AND DEFINING THE BOUNDARIES THEREOF.

WHEREAS, Various tracts, parcels and lots of land have been added to the territorial limits of the City of Garnett, Kansas; and,

WHEREAS, It is necessary to re-define the boundaries of the wards thereof.

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

Section 1: That the territory within the corporate limits within the City of Garnett, be divided into four (4) wards and known as First Ward, Second Ward, Third Ward and Fourth Ward of said City.

Section 2: That the boundaries of First Ward to the City of Garnett shall be as follows: Commencing at the intersection of the center lines of Fourth Avenue and Oak Street in the City of Garnett, thence running North on Oak Street to the North line of Bryson Addition; thence East to the West right-of-way line of the Atchison, Topeka and Santa Fe Railroad; thence Southeasterly along said West line of said railroad right-of-way to the point where said line intersects the North line of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence East on said section line to the Northeast corner of the Northwest Quarter (NW/4) of the Northeast Quarter (NE/4) of said Section Thirty (30), the same being the Northeast corner of Parkview Addition; thence South to the North line of Block Three (3) in the City of Garnett; thence East to the Southwest corner of Chapin Addition; thence North to the Northwest corner of Chapin Addition; thence East to the Southwest corner of Ashlock Addition; thence North to the Northwest corner of Ashlock Addition; thence East to the Northeast corner of Ashlock Addition; thence South to the Southeast corner of Ashlock Addition; thence East to the Northeast corner of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Twenty-nine (29), Township Twenty (20), Range Twenty (20), being the Northeast corner of Nicolls Addition; thence South to the Southeast corner of Nicolls Addition; thence West to the Northeast corner of Block One (1), in Garnett; thence South to the center of Fourth Avenue; thence West on the center of Fourth Avenue to the place of beginning.

Section 3: The boundary of the Second Ward shall be as follows: Commencing at the intersection of the center lines of Fourth Avenue and Oak Street in the City of Garnett; thence West on the center line of Fourth Avenue to the Southwest corner of the Northeast Quarter (NE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19); thence North to the Northwest corner of the Northeast Quarter (NE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19); thence East on said section line to the Southeast corner of the Southwest Quarter (SW/4) of the Southwest Quarter (SW/4) of Section Nineteen (19), Township Twenty (20), Range Twenty (20), the same being the Southwest corner of Bryson Addition; thence North to the Northwest corner of Bryson Addition; thence East on the North line of Bryson Addition to a point where said line intersects the extension of the center line of Oak Street, thence South on the center line of Oak Street to the place of beginning.

Section 4: The boundaries of Third Ward shall be as follows: Commencing at the intersection of the center lines of Fourth Avenue and Oak Street in the City of Garnett; thence South on said line to the North boundary line of Mandovi Addition; thence East to the center of Hickory Street; thence South to the South boundary line of Mandovi Addition; thence West to the Southwest corner of Mandovi Addition; thence North to a point intersecting the South line of *HIGHLAND* Addition; thence West to the Southwest corner of Vickers Addition; thence South to the South line of said section Twenty-five (25), Township Twenty (20), Range Twenty (20); thence West to the Southwest corner of the Southeast Quarter (SE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19); thence North on said quarter section line to a point intersecting the center line of an extension of Fourth Avenue; thence East to the place of beginning.

Section 5: The boundaries of Fourth Ward shall be as follows: Commencing at the intersection of the center lines of Fourth Avenue and Oak Street in the City of Garnett; thence East on the center line of Fourth Avenue to the East boundary line of the City of Garnett; thence South to the Southeast corner of Block Eighty (80); thence West to the Southwest corner of the North Half of the Southeast Quarter (SE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence South to the Southeast corner of Mandovi Addition; thence West to the center of Hickory Street; thence North to the North line of Mandovi Addition; thence West to the center of Oak Street; thence North to the place of beginning.

Section 6: Ordinances No. 147, 409, 414, 431 and all other ordinances or portions thereof in conflict with this Ordinance are hereby repealed.

Section 7: This Ordinance shall be in force and take effect after its publication in the Anderson Countian February 26, 1959.

PASSED and APPROVED this 23rd day of February, 1959.

.....*Earl Snyder*.....  
Earl Snyder, Mayor

Attest:

.....*Harley Gibson Jr.*.....  
Harley Gibson, Jr.,  
City Clerk.

ORDINANCE NO. 1795

SECTION 1. The grantee shall pay to the City Treasurer for the privileges herein granted the sum of \$1.00 (One Dollar) annually, payable AN ORDINANCE GRANTING TO KANSAS CITY POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, POWER AND AUTHORITY TO CONSTRUCT, MAINTAIN AND OPERATE AN ELECTRIC TRANSMISSION LINE ALONG, OVER AND ACROSS CERTAIN STREETS, ALLEYS AND PUBLIC HIGHWAYS IN THE CITY OF GARNETT, KANSAS. In force from and after ten (10) days from its passage and publication in the city's official paper.

WHEREAS, Kansas City Power & Light Company is a corporation duly created, organized and existing under and by virtue of the laws of the State of Missouri, and admitted to do business under the laws of the State of Kansas as a foreign corporation for the purpose of generating and distributing electric energy; and

WHEREAS, Kansas City Power & Light Company is now, and has been for many years, the owner, and operating a system for the transmission of electric current in the vicinity of the City of Garnett, Kansas and between many incorporated cities within the State of Kansas, which system passes into and through the City of Garnett, Kansas, and has been over such system furnishing electric current to many communities within the State of Kansas, and desires to continue the furnishing of such service.

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

SECTION 1. The right, power and authority is hereby granted to Kansas City Power & Light Company, hereinafter called the Grantee, its successors and assigns, to construct, maintain and operate for a period of twenty (20) years an electric transmission line along, over and across the following described streets, alleys and public highways in the city of Garnett, Kansas, to-wit:

Starting at a point approximately 130 feet West of the Northeast corner of Section 25, thence South approximately 30 feet, thence West along the South edge of Highway K-31 parallel to and approximately 30 feet South of the North line of said section to a point approximately 30' East and 30' South of the centerline intersection of Cleveland Avenue and the North line of said section, thence in a Northwesterly direction into Section 24, outside the city limits of the City of Garnett, Kansas, all within Township 20 South, Range 19 East, Anderson County, Kansas.

SECTION 2. The purpose and intent of this ordinance is to enable the grantee to make service connection for supplying electric energy to the communities it serves and for the purpose of conveying electric energy over said transmission line to communities it serves in the State of Kansas and no right or authority to sell or distribute any electric energy within the City of Garnett, Kansas, is granted by this ordinance.

SECTION 3. Said transmission line shall be substantially erected and maintained in accordance with accepted standards and shall comply with the rules and regulations of the Corporation Commission of the State of Kansas.

SECTION 4. The grantee shall pay to the City Treasurer for the privileges herein granted the sum of \$1.00 (One Dollar) annually, payable in advance for the full period, and shall also pay the costs of printing and publication of this ordinance.

SECTION 5. This ordinance shall take effect and be in force from and after ten (10) days from its passage and publication in the city's official paper.

PASSED AND APPROVED this 3 day of August, 1959.

*Clinton Wilson*  
Acting Mayor

ATTEST:

*Harley Gibson Jr.*  
City Clerk

SECTION 1. The right, power and authority is hereby granted to Kansas City Power & Light Company, hereinafter called the Grantee, its successors and assigns, to construct, maintain and operate for a period of twenty (20) years an electric transmission line along, over and across the following described streets, alleys and public highways in the City of Garnett, Kansas, to-wit:

Starting at a point approximately 100 feet East of the North-East corner of Section 25, Twp. 20S, R. 10E, thence East approximately 20 feet, thence East along the South edge of Highway 4-24 parallel to and approximately 20 feet North of the North line of said section to a point approximately 20' East and 30' South of the centerline intersection of Cleveland Avenue and the North line of said section, thence in a Northwesterly direction into Section 24, outside the city limits of the City of Garnett, Kansas, all within Township 20 South, Range 19 East, Anderson County, Kansas.

SECTION 2. The purpose and intent of this ordinance is to enable the grantee to make service connection for supplying electric energy to the communities it serves and for the purpose of conveying electric energy over said transmission line to communities it serves in the State of Kansas and no right or authority to sell or distribute any electric energy within the City of Garnett, Kansas, is granted by this ordinance.

SECTION 3. Said transmission line shall be substantially erected and maintained in accordance with accepted standards and shall comply with the rules and regulations of the Corporation Commission of the State of Kansas.

TO THE ELECTORS OF THE CITY OF GARNETT, KANSAS

You are hereby notified that the Governing Body of the City of Garnett, Kansas, being the Mayor and Commissioners thereof, proposes to grant to Kansas City Power & Light Company a franchise to establish, construct, operate and maintain an electric transmission line over and along certain streets within the City of Garnett, Kansas. Such proposed franchise is contained in Ordinance Numbered <sup>1795</sup> of the City of Garnett, Kansas and reads as follows:

This notice is given in accordance with the provisions of Section 12-824 of the Revised Statutes of Kansas for 1949.

Earl Snyder  
Mayor

Attest:

Harley G. Baker Jr.  
City Clerk

Dated April 27 1959

RECORDED  
APR 29 1959  
KANSAS CITY POWER & LIGHT CO.

ORDINANCE NO. 1800

AN ORDINANCE PROVIDING FOR THE GRADING, CURBING, OR CURBING AND GUTTERING, MACADAMIZING, OR OTHERWISE IMPROVING WALNUT STREET IN THE CITY OF GARNETT BETWEEN FIRST STREET AND THE SECTION LINE BETWEEN SECTIONS NINETEEN (19) AND THIRTY (30) IN TOWNSHIP TWENTY (20), RANGE TWENTY (20), ALL IN THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS.

WHEREAS, a petition has been presented to the Governing Body of the City of Garnett, Kansas, signed by a majority of resident owners of the real property liable to taxation for the grading, curbing, or curbing and guttering, macadamizing or otherwise improving Walnut Street in the City of Garnett between First Street and the section line between Sections Nineteen (19) and Thirty (30) in Township Twenty (20), Range Twenty (20), all in the City of Garnett, Anderson County, Kansas; and,

WHEREAS, said petition has been determined to be sufficient; and,

WHEREAS, the Governing Body of the City of Garnett deems it necessary to grade, curb, curb and gutter, macadamize, or otherwise improve said Walnut Street and the intersections thereof.

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

Section 1: That in the judgment of the Governing Body of the City of Garnett, Kansas, and in accordance with the petition therefor filed herein by the resident property owners of the real property liable to taxation for such improvement, that Walnut Street in the City of Garnett between First Street and the section line between Sections Nineteen (19) and Thirty (30), Township Twenty (20), Range Twenty (20), all in the City of Garnett, Anderson County, Kansas, together with all intersections thereof, be graded, curbed, or curbed and guttered, macadamized, or otherwise improved with rock and blacktop surfacing and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file and are hereby ordered as the plans and specifications that shall govern the construction of the work.

Section 2: That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor, and by the City as a whole as it may be liable therefor.

Section 3: That, for the purpose of fulfilling and completing the improvements as authorized in this Ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the General Statutes, and bonds will be issued to pay for such improvements in accordance with the provisions of the Statutes.

Section 4: That this Ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian as provided by law.

PASSED and APPROVED this 20th day of July, 1959.

Attest:

.....*Earl Snyder*.....  
Earl Snyder, Mayor

.....*Harley Gibson Jr.*.....  
City Clerk

(SEAL)

ORDINANCE NO. 1802

AN ORDINANCE PROVIDING FOR THE GRADING, REBUILDING EXISTING BASE, MACADAMIZING AND OTHERWISE IMPROVING SEVENTH STREET IN THE CITY OF GARNETT BETWEEN MAIN STREET AND CEDAR STREET.

WHEREAS, A resolution has been duly considered, passed and published declaring it necessary to grade, rebuild existing base, macadamize and otherwise improve Seventh Street in the City of Garnett, Kansas, between Main Street and Cedar Street and no remonstrance of sufficient strength as defined by the statutes, and within the time specified by the statutes has been filed; and,

WHEREAS, The Governing Body of said City deems it necessary to grade, rebuild existing base, macadamize and otherwise improve Seventh Street between Main Street and Cedar Street and all intersections of streets and alleys thereof.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS.

1. That in the judgment of the Governing Body of the City of Garnett, Kansas, it is expedient and necessary that Seventh Street between Main Street and Cedar Street in said City, together with the intersections thereof, be graded, the base rebuilt, macadamized, and otherwise improved with blacktopped surfacing and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file and which are hereby ordered as the plans and specifications as shall govern the construction of the work.

2. That the cost and necessary expense incurred in such improvements shall be paid for by the owners of property liable therefor and by the City as a whole as it may be liable therefor.

3. That for the purpose of fulfilling and completing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the general statutes, and bonds will be issued to pay for such improvements in accordance with the provision of the statutes.

4. That this ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian as provided by law.

PASSED and APPROVED this 24th day of August, 1959.

.....*Earl Snyder*.....  
Mayor

Attest:

.....*Harley Gibson, Jr.*.....  
City Clerk

ORDINANCE NO. 1805

AN ORDINANCE RELATING TO AND PROVIDING FOR THE LICENSE OF A PLACE WHERE PUBLIC DANCING IS PERMITTED, PENALTIES FOR VIOLATION OF ORDINANCE, AND REVOCATION OF LICENSE.

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

Section 1: That no person, firm or corporation shall permit dancing in a public place operated or owned by said person without first procuring, from the City Clerk, a license therefor as hereinafter provided.

Section 2: That the license tax hereby levied shall be \$300.00 for each calendar year or fraction thereof, and the license shall not be transferable.

Section 3: That, upon the filing of an application with the City Clerk, the payment of the license fee provided for herein, and approval of the same by the Governing Body of the City of Garnett, the City Clerk shall issue a license permitting said applicant to allow and permit public dancing in said place, and said license shall be posted in a conspicuous place on the premises.

Section 4: That dancing shall be permitted only between the hours of seven o'clock P.M. and eleven o'clock P.M. of any week day. That dancing shall not be permitted at any time on Sunday.

Section 5: That no person employed by any person, firm or corporation operating a place where public dancing is permitted shall be allowed to dance during hours of employment.

Section 6: That anyone violating the provisions of this ordinance shall be guilty of a misdemeanor, and, upon conviction, shall be fined in a sum not exceeding \$100.00.

Section 7: The Governing Body of the City of Garnett shall revoke such license upon the violation of any of the provisions of this ordinance.

Section 8: This ordinance shall take effect according to law from and after its passage and publication in the official City Paper.

PASSED and APPROVED this 14th day of September, 1959.

*Earl Snyder*  
.....  
Mayor

Attest:

*Harley Gibson, Jr.*  
.....  
City Clerk



AN ORDINANCE PROVIDING FOR THE CURBING, GUTTERING, OR CURBING AND GUTTERING, OR OTHERWISE IMPROVING FIRST STREET IN THE CITY OF GARNETT BETWEEN OLIVE STREET AND CEDAR STREET, ALL IN THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS.

WHEREAS, A petition has been presented to the Governing Body of the City of Garnett, Kansas, signed by a majority of resident owners of the real property liable to taxation for the curbing, guttering, or curbing and guttering, and otherwise improving First Street in the City of Garnett between Olive Street and Cedar Street, all in the City of Garnett, Anderson County, Kansas; and,

WHEREAS, Said petition has been determined to be sufficient; and,

WHEREAS, The Governing Body of the City of Garnett deems it necessary to curb, gutter, curb and gutter, or otherwise improve said First Street and the intersections thereof.

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

Section 1: That, in the judgment of the Governing Body of the City of Garnett, Kansas, and in accordance with the petition therefor filed herein by the resident property owners of the real property liable to taxation for such improvement, that First Street in the City of Garnett between Olive Street and Cedar Street, all in the City of Garnett, Anderson County, Kansas, together with all intersections thereof, be curbed, guttered, or curbed and guttered, or otherwise improved and built in accordance with plans and specifications prepared by the City Engineer of said City as approved and placed on file, and are hereby ordered as the plans and specifications that shall govern the construction of the work.

Section 2: That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor, and by the City as a whole as it may be liable therefor.

Section 3: That, for the purpose of fulfilling and completing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of the general statutes, and bonds will be issued to pay for such improvements in accordance with the provisions of the statutes.

Section 4: That this Ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian as provided by law.

PASSED and APPROVED this 2nd day of November, 1959.

.....*Earl Snyder*.....  
Earl Snyder, Mayor

Attest:

.....*Harley Gibson Jr.*.....  
Harley Gibson, Jr.,  
City Clerk

(SEAL)

ORDINANCE NO. 1825

AN ORDINANCE RELATING TO THE USE OF ROWBOATS ON CRYSTAL LAKE,  
AND PROVIDING FOR PENALTIES FOR VIOLATION IN THE USE THEREOF.

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

Section 1: That rowboats not powered by motors shall be  
permitted upon Crystal Lake located in the South Park in the  
City of Garnett, Kansas.

Section 2: That the use of boats with motors on Crystal  
Lake, located in the South Park in the City of Garnett, is pro-  
hibited.

Section 3: Any person violating any of the provisions  
of this Ordinance or any rule or regulation made pursuant to  
this Ordinance shall be guilty of a misdemeanor, and on convic-  
tion, shall be fined in an amount of not less than \$10.00 nor  
more than \$100.00.

Section 4: The provisions of any ordinance in con-  
flict herewith are hereby repealed.

Section 5: This Ordinance shall be in full force and  
effect from and after its passage and adoption and publication  
in the official city paper according to law.

PASSED and ADOPTED this 11th day of July, 1960.

*Carl Snyder*  
.....  
Mayor

Attest:

*Harley Gibson Jr.*  
.....  
City Clerk

Sawyer 11  
W 9 7th

Aug - 1960

C E R T I F I C A T E

I, Harley Gibson Jr., City Clerk of the City of Garnett, Kansas, hereby certify that the following amounts set opposite the various descriptions of property located in the City of Garnett, are the amounts to be collected as taxes against said properties for the year 1960, which is one-tenth of the assessments made by Ordinances 1785 and 1786, and which assessments against the following properties were not paid by the property owners for which it was necessary to issue bonds which were issued under authority of Ordinance 1798.

Harley Gibson Jr.  
City Clerk

MAIL ROOM YOU WERE OUT

Phone

|                 |  |
|-----------------|--|
| Please Call 12M |  |
| Will Call Again |  |
| Return          |  |

COMPLIMENTS OF  
Hall Lithographing Company, Inc.  
637 Kansas Avenue  
Topeka, Kansas

Phone - FT 4-8742

*Prud # 1831*

SEWER IMPROVEMENT  
SEWER DISTRICT NO. 11

3.10

| <u>Block</u> | <u>Lot</u>            | <u>Assessed</u>     | <u>1960 Bond Requirement</u> | <u>Interest</u>    | <u>1960 Total</u>   |
|--------------|-----------------------|---------------------|------------------------------|--------------------|---------------------|
| 61           | 9                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | W $\frac{1}{2}$ of 10 | \$ 83.96            | \$ 8.40                      | \$ 2.60            | \$ 11.00            |
|              | E $\frac{1}{2}$ of 10 | \$ 83.96            | \$ 8.40                      | \$ 2.60            | \$ 11.00            |
|              | 11                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 12                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 13                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 14                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 15                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 16                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
| 62           | 13                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 14                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
| =            | <del>15</del>         | <del>\$167.92</del> | <del>\$ 16.79</del>          | <del>\$ 5.20</del> | <del>\$ 21.99</del> |
|              | <del>16</del>         | <del>\$167.92</del> | <del>\$ 16.79</del>          | <del>\$ 5.20</del> | <del>\$ 21.99</del> |
|              | <del>17</del>         | <del>\$167.92</del> | <del>\$ 16.79</del>          | <del>\$ 5.20</del> | <del>\$ 21.99</del> |
| 63           | 1                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
| 63           | 2                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 3                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 4                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 5                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 6                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | W 30 ft.<br>of 8      | \$125.94            | \$ 12.60                     | \$ 3.90            | \$ 16.50            |
|              | 9                     | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 10                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 11                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 12                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 13                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 14                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 15                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 16                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 17                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 18                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |
|              | 19                    | \$167.92            | \$ 16.79                     | \$ 5.20            | \$ 21.99            |

Cross 630

Sewer Improvement,  
 Sewer District No. 11  
 (continued) - Page 2

| <u>Block</u>         | <u>Lot</u> | <u>Assessed</u> | <u>19 60 Bond Requirement</u> | <u>Interest</u> | <u>19 60 Total</u> |
|----------------------|------------|-----------------|-------------------------------|-----------------|--------------------|
| 63                   | 20         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 21         | \$ 83.96        | \$ 8.40                       | \$ <u>2.60</u>  | \$ <u>11.00</u>    |
|                      | 22         | \$ 83.96        | \$ 8.40                       | \$ <u>2.60</u>  | \$ <u>11.00</u>    |
|                      | 23         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 24         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
| 64                   | 6          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 7          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
| E 6 ft. of 8         |            | \$ 25.19        | \$ 2.52                       | \$ <u>.78</u>   | \$ <u>3.30</u>     |
| <del>W 2 of 11</del> |            |                 |                               |                 |                    |
| <del>12</del>        |            |                 |                               |                 |                    |
| <del>13</del>        |            |                 |                               |                 |                    |
| <del>14</del>        |            |                 |                               |                 |                    |
|                      | 20         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 21         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 22         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 23         | \$No Value      | \$                            | \$              | \$                 |
| 79                   | 1          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 2          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 3          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 4          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 5          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 6          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 7          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 8          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 9          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 10         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 11         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 12         | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
| 80                   | 1          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 2          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 3          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 4          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      | 5          | \$167.92        | \$ 16.79                      | \$ <u>5.20</u>  | \$ <u>21.99</u>    |
|                      |            |                 | 905.01                        | 280.28          | 1185.29            |

STREET IMPROVEMENT  
NINTH STREET, CHAPMAN'S ADDITION

| <u>Block</u> | <u>Lot</u>                    | <u>Assessed</u> | <u>19 60 Bond Requirement</u> | <u>Interest</u> | <u>1960 Total</u> |
|--------------|-------------------------------|-----------------|-------------------------------|-----------------|-------------------|
| 6            | 8                             | \$274.07        | \$ 27.41                      | \$ 8.49         | \$319.00          |
|              | 9                             | \$274.07        | \$ 27.41                      | \$ 8.49         | \$359.00          |
|              | W $\frac{1}{2}$ vacated alley | \$ 35.21        | \$ 3.52                       | \$ 1.09         | \$ 4.61           |
|              | E $\frac{1}{2}$ vacated alley | \$ 35.21        | \$ 3.52                       | \$ 1.09         | \$ 4.61           |
|              | 10                            | \$274.07        | \$ 27.41                      | \$ 8.49         | \$359.00          |
|              | 11                            | \$274.07        | \$ 27.41                      | \$ 8.49         | \$359.00          |
|              | 12                            | \$274.07        | \$ 27.41                      | \$ 8.49         | \$359.00          |
| 7            | 11                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 12                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | W $\frac{1}{2}$ vacated alley | \$ 38.07        | \$ 3.81                       | \$ 1.18         | \$ 4.99           |
|              | E $\frac{1}{2}$ vacated alley | \$ 38.07        | \$ 3.81                       | \$ 1.18         | \$ 4.99           |
|              | 13                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 14                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 15                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | Vacated alley                 | \$ 76.13        | \$ 7.61                       | \$ 2.35         | \$ 9.96           |
|              | 16                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 17                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 18                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | Vacated alley                 | \$ 76.13        | \$ 7.61                       | \$ 2.35         | \$ 9.96           |
|              | 19                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 20                            | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
| 14           | 1                             | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | E 16 ft. of 2                 | \$ 91.36        | \$ 9.14                       | \$ 2.83         | \$11.97           |
|              | W 28 ft. of 2                 | \$159.88        | \$ 15.99                      | \$ 4.95         | \$209.40          |
|              | Vacated alley                 | \$ 76.13        | \$ 7.61                       | \$ 2.35         | \$ 9.96           |
|              | 3                             | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 4                             | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |
|              | 5                             | \$251.23        | \$ 25.12                      | \$ 7.78         | \$329.00          |

Street Improvement,  
Ninth Street, Chapman's  
Addition

| <u>Block</u> | <u>Lot</u>                              | <u>Assessed</u> | <u>1960 Bond Requirement</u> | <u>Interest</u> | <u>1960 Total</u> |
|--------------|---|-----------------|------------------------------|-----------------|-------------------|
| 14           | E $\frac{1}{2}$ vacated alley           | \$ 38.07        | \$ 3.81                      | \$ <u>1.18</u>  | \$ <u>4.99</u>    |
|              | W 9'4" of 7                             | \$ 53.29        | \$ 5.33                      | \$ <u>1.65</u>  | \$ <u>6.98</u>    |
|              | 8                                       | \$251.23        | \$ 25.12                     | \$ <u>7.78</u>  | \$ <u>32.90</u>   |
|              | E $\frac{1}{2}$ vacated alley           | \$ 38.07        | \$ 3.81                      | \$ <u>1.18</u>  | \$ <u>4.99</u>    |
|              | W $\frac{1}{2}$ vacated alley           | \$ 38.07        | \$ 3.81                      | \$ <u>1.18</u>  | \$ <u>4.99</u>    |
|              | 9                                       | \$251.23        | \$ 25.12                     | \$ <u>7.78</u>  | \$ <u>32.90</u>   |
|              | 10                                      | \$251.23        | \$ 25.12                     | \$ <u>7.78</u>  | \$ <u>32.90</u>   |
| 15           | S $\frac{1}{2}$ of 1                    | \$137.03        | \$ 13.70                     | \$ <u>4.24</u>  | \$ <u>17.94</u>   |
|              | S $\frac{1}{2}$ of E $\frac{1}{2}$ of 2 | \$ 68.52        | \$ 6.85                      | \$ <u>2.12</u>  | \$ <u>8.97</u>    |
|              | W $\frac{1}{2}$ of 2                    | \$137.03        | \$ 13.70                     | \$ <u>4.24</u>  | \$ <u>17.94</u>   |
|              | 3                                       | \$274.07        | \$ 27.41                     | \$ <u>8.49</u>  | \$ <u>35.90</u>   |
|              | E $\frac{1}{2}$ vacated alley           | \$ 35.21        | \$ 3.52                      | \$ <u>1.09</u>  | \$ <u>4.61</u>    |
|              | W $\frac{1}{2}$ vacated alley           | \$ 35.21        | \$ 3.52                      | \$ <u>1.09</u>  | \$ <u>4.61</u>    |
|              | 4                                       | \$274.07        | \$ 27.41                     | \$ <u>8.49</u>  | \$ <u>35.90</u>   |
|              | 5                                       | \$274.07        | \$ 27.41                     | \$ <u>8.49</u>  | \$ <u>35.90</u>   |
|              |   |                 | <u>766.99</u>                | <u>237.52</u>   | <u>1004.51</u>    |

ORDINANCE NUMBER 1844

AN ORDINANCE CALLING A SPECIAL ELECTION FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY OF GARNETT THE PROPOSITION OF LEVYING A TAX FOR THE PURPOSE OF CREATING A FUND TO BE USED IN SECURING INDUSTRIES OR MANUFACTURING INSTITUTIONS FOR SUCH CITY OR NEAR ITS ENVIRONS.

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

Section 1: A special election is hereby called to be held on April 4th, 1961, for the purpose of submitting to the qualified electors of the City of Garnett, Kansas, the following proposition:

Proposition

Shall the following be adopted:

Shall the City of Garnett, Kansas, levy annually, for not to exceed two years and within three years from the date of this election, upon all the taxable tangible property within said City a tax not to exceed one-half ( $\frac{1}{2}$ ) of one (1) mill for the purpose of creating a fund to be used in securing industries or manufacturing institutions for such City or near its environs, as provided by G.S. 1959, Supp. 13-1441 and 13-1442?

Section 2. Notice of such special election setting forth the time and place of holding the election and the question to be submitted shall be published once each week for three consecutive weeks in The Anderson Countian, a newspaper of general circulation of such City. The first publication of said notice shall be not less than twenty-one (21) days prior to the date fixed for said election.

Section 3. Said special election shall be held in conjunction with the regular city election on April 4, 1961, during the hours from eight o'clock in the morning (8:00 A.M.) until six o'clock at night (6:00 P.M.) by the same judges and clerks, and at the same polling places more specifically described as follows: First Ward, Irving School; Second Ward, Christian Church; Third Ward, Fire Department; Fourth Ward, Courthouse Basement.

Section 4. The Mayor and City Clerk are directed to sign and issue a notice and proclamation of said special election as provided by law. Such election shall be held as provided by law for bond elections and all things pertaining to said election shall be done as provided by law.

Section 5. This ordinance shall take effect and be in force from and after its publication in The Anderson Countian, as by law provided.

PASSED and APPROVED March 6<sup>th</sup>, 1961.

Attest:

.....*Carl Snyder*.....  
Mayor

.....*Harley Gibson*.....  
City Clerk

(SEAL)



ORDINANCE NO. 1845

AN ORDINANCE ADDING CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF GARNETT, KANSAS.

WHEREAS, The owners of a certain tract of real estate adjacent to the City of Garnett have subdivided said tract into lots and blocks and have petitioned the Governing Body of the City of Garnett, Kansas, to add the same to the territorial limits to said City;

WHEREAS, The Governing Body of the City of Garnett may add said territory to the corporate limits of said City without further proceeding in accordance with Chapter 12-502 of the General Statutes of Kansas 1949, as amended.

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

Section 1. That, pursuant to Chapter 12-502 of the General Statutes of Kansas 1949 as amended, and pursuant to a petition by the owners of said tract to the Governing Body of said City to add said territory to the corporate limits of the City of Garnett, Kansas, it is deemed advisable and to the best interests of said City and would be of no manifest injury to the persons owning said real estate; that said territory be annexed and added to the corporate limits of the City of Garnett, Kansas.

Section 2. That, pursuant to said findings as set out in Section 1, it is hereby ordered that the following described real estate situated in Anderson County, Kansas, be and the same is hereby added to the corporate limits of the City of Garnett, Kansas, to-wit:

Commencing at the Southwest Corner of Section Nineteen (19), Township Twenty (20), Range Twenty (20), thence North 253 feet, thence East 360 feet, thence South 100 feet, thence West 100 feet, thence South 153 feet, thence West 260 feet to the place of beginning, Anderson County, Kansas.

Section 3. That this ordinance shall take effect and be in full force as provided by law upon its publication in the Anderson Countian.

PASSED and APPROVED by the Board of City Commissioners of the City of Garnett, Kansas, this 6th day of ~~February~~ March, 1961.

.....*Carl Snyder*.....  
Mayor

Attest:

.....*Harley Gibson Jr.*.....  
City Clerk

(SEAL)

ORDINANCE NO. 1852

AN ORDINANCE ESTABLISHING THE HOURS OF CLOSING OF PLACES LICENSED TO SELL CEREAL MALT BEVERAGES, AND PROVIDING PENALTIES FOR VIOLATION THEREOF, IN THE CITY OF GARNETT, KANSAS, AND FOR REPEAL OF ORDINANCE NO. 1668, AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1: No cereal malt beverages may be sold between the hours of twelve midnight and six A. M. on the days when sales are permitted, or on Sunday, or on the day of any national, state, county, or city election, including primary elections, during the hours the polls are open, or on Decoration or Memorial Day, Labor Day, Thanksgiving Day, and Christmas Day, within the City of Garnett. Whenever the holidays last mentioned above shall fall on Sunday and said holidays are celebrated on some other day of the week, no cereal malt beverages shall be sold within the City of Garnett on the day said holidays are so celebrated.

Section 2: Any person violating the provisions of this Ordinance shall, upon conviction, be punished by a fine of not more than One Hundred Dollars (\$100.00), and by imprisonment for not more than One Hundred days, or by both such fine or imprisonment.

Section 3: That the Governing Body of the City of Garnett, Kansas, shall revoke the license of any person who is licensed to sell cereal malt beverages within said City upon the conviction of said person for five (5) days notice to the person or persons holding such license; provided however, that any order revoking such license may be appealed within twenty (20) days of the Order of Revocation to the District Court of the County having jurisdiction thereof; and provided further, that any appeal taken from an order revoking any such license shall not suspend the order of revocation during the pendency of such appeal. In case the revocation of the license of any licensee, no new license shall be issued to such person or any person acting for or on his behalf, for a period of six (6) months thereafter.

Section 4: Ordinance No. 1668 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5: Should any Court declare any section, clause or provision of this Ordinance invalid for any reason, such decision shall affect only such section, clause, or provision so declared invalid and shall not affect any other section, clause, or provision of this Ordinance.

Section 6: That this Ordinance shall take effect and be in force from and after ten days after its passage and publication in the Anderson Countian.

Passed and Approved this 26th day of June, 1961.

Attest:

.....*Carl Snyder*.....  
Mayor

.....*Harley Gibon Jr.*.....  
City Clerk

ORDINANCE NO. 1856

AN ORDINANCE REGULATING THE PARKING OF MOTOR VEHICLES ON THE PUBLIC STREETS, ALLEYS AND PARKING LOTS AMENDING ORDINANCE NO. 1573 AND TITLE 10, CHAPTER 7, SECTION 4 (B) OF THE ORDINANCES OF THE CITY OF GARNETT; PROVIDING FOR TOWING AND STORAGE CHARGES OF UNATTENDED AND NEGLECTED VEHICLES AND PROVIDING FOR PENALTIES FOR VIOLATION THEREOF.

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

Section 1: That Section 1 of Ordinance No. 1753 is hereby amended as follows: Limited parking in designated places: Motor vehicles, excepting trucks, trucks and trailers, tractors, tractors and trailers, and semi-trailers of over one-half ton, may be parked in a single row in spaces provided in the center of Fourth Avenue between Oak Street and Main Street. Motor vehicles, excepting trucks, trucks and trailers, tractors, tractors and trailers, and semi-trailers of over one-half ton, may be parked parallel to the East curb between Second Street and Third Street on Oak Street and parallel to the West curb between Third Street and Fourth Street on Oak Street. Angle parking shall be permitted on each side of Fourth Street between Walnut Street and Oak Street.

Section 2: It shall be unlawful for motor vehicles to be parked on the public streets, public parking lots, or public alleys of the City of Garnett when such vehicle is left unattended or neglected for a period of over twenty-four hours.

Section 3: Any such vehicle left unattended or neglected as provided by Section 2 hereof may be impounded by the Police of the City of Garnett and may be towed from said public street, parking lot or alley and stored within the City at any public storage lot. That the owner of said vehicle may reclaim the same by payment of towing and storage charges upon proof of ownership of said vehicle.

Section 4: Any person found guilty of violating the provisions of this Ordinance shall be deemed guilty of a misdemeanor and punished according to the penalty section of the City Code.

Section 5: That this Ordinance shall take effect from and after its publication in the Anderson Countian according to law.

PASSED and APPROVED this 14th day of August, 1961.

*Clinton S. Wilson*  
.....  
Acting Mayor

Attest:

*Harley Gibson Jr.*  
.....  
City Clerk

(SEAL)

ORDINANCE NO. 1957

AN ORDINANCE APPROVING THE ENGINEER'S REPORT OF THE PROPOSED IMPROVEMENT OF THE GAS DISTRIBUTION SYSTEM OF THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS, AND AUTHORIZING THE PUBLICATION OF A NOTICE OF THE INTENTION OF THE GOVERNING BODY OF SAID CITY TO MAKE SUCH IMPROVEMENT, AND TO ISSUE REVENUE BONDS IN THE AMOUNT OF \$70,000.00 TO PAY THE COST THEREOF.

WHEREAS, The City of Garnett, Anderson County, Kansas is a municipality as defined in K.S.A. 10-101 and 10-1201, and all amendments thereto; and,

WHEREAS, Said City of Garnett, Kansas owns and operates a Gas Distribution System of revenue-producing character for the purpose of furnishing natural gas to said City and its inhabitants, and no transmission lines for natural gas within said City are provided to the citizens of said City by any private utility; and,

WHEREAS, Said City is authorized by the laws of the State of Kansas to issue Revenue Bonds for the acquisition, construction, reconstruction, alteration, repair, improvement, extension or enlargement of such utility, and by the terms of K. S. A. Article 12 of Chapter 10, and amendments thereto, is authorized and empowered to issue and to sell Revenue Bonds of said City to pay the cost of such utility; and,

WHEREAS, It is deemed by the Governing Body of said City to be necessary and advisable that the Gas Distribution System of said City be improved by:

Replacing a part of the present transmission lines in the Gas Distribution System, and doing all things necessary and incidental thereto;

and,

WHEREAS, Preliminary plans, specifications and estimates of the cost of such project have been duly prepared and filed in the office of the City Clerk of said City, which estimate shows the total cost of such project to be approximately \$70,000.00, and it is found by said Governing Body that such project will not cause a duplication of existing utility service furnished by a private utility.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS:

Section 1. That the report of the City Engineer on the project of improving the Gas Distribution System of said City, which report is now on file in the office of the City Clerk of said City, be and the same is hereby approved.

Section 2. That notice be given of the intention of the Governing Body of said City to improve a part of the Gas Distribution System of the City of Garnett, Kansas in accordance with the plans, specifications and estimates, and to issue revenue bonds in the amount of not exceeding \$70,000.00 to pay the cost thereof. Such notices shall be signed by the Mayor and Commissioners of said City, or a majority of them, shall be attested by the City Clerk, and

shall be published in THE ANDERSON COUNTIAN, a newspaper of general circulation in said City, being the official paper of said City, shall describe the nature of the proposed improvement, state the amount of the cost thereof, and state approximately \$70,000.00 as the amount of the Revenue Bonds proposed to be issued for the payment of the cost of such project, and otherwise said notice shall be in form as provided by law.

Section 3. That this ordinance shall take effect and be in force from and after its adoption and approval, and its publication in THE ANDERSON COUNTIAN, the official paper of said City.

PASSED by the Governing Body and approved by the Mayor this 4th day of June, 1965.

Gwinn G. Shell  
\_\_\_\_\_  
Mayor of the City of Garnett,  
Anderson County, Kansas

Attest:

Harley Gibson Jr.  
\_\_\_\_\_  
City Clerk

(Seal)

ORDINANCE NO. 1862

AN ORDINANCE REDEFINING THE TERRITORIAL LIMITS OF THE CITY OF GARNETT, KANSAS.

WHEREAS, Various tracts, parcels and lots of land have been added to the territorial limits of the City of Garnett, Kansas, during the year 1961; and,

WHEREAS, It is necessary to redefine the territorial limits of the City of Garnett;

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

Section 1: That the boundary of the City of Garnett, as changed by the addition of territory thereto, is hereby described as follows:

Commencing at the Southwest corner of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Twenty (20), Range Twenty (20), Anderson County, Kansas, thence North on said section line 1326.10 feet to the Southeast corner of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), thence North on said section line 1176 feet, thence West 720 feet, thence South 1176 feet to the South line of said section Twenty-five (25), thence West 1920 feet to the Southwest corner of the Southeast Quarter (SE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), thence North 5280 feet to the Northwest corner of the Northeast Quarter (NE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19); thence East on said section line 2640 feet to the Southwest corner of Section Nineteen (19), Township Twenty (20), Range Twenty (20), thence North 253 feet, thence East 360 feet, thence South 100 feet, thence West 100 feet, thence South 153 feet to South line of said Section Nineteen (19), thence East on said section line 1060

feet to the Southeast corner of the Southwest Quarter (SW/4) of the Southwest Quarter (SW/4) of Section Nineteen (19), Township Twenty (20), Range Twenty (20); thence North 662 feet; thence East 850.5 feet to the West line of the right-of-way of the Atchison, Topeka, and Santa Fe Railroad; thence Southeasterly along said West line of said railroad right-of-way to the point where said line intersects the North line of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence East on said section line to the Northeast corner of the Northwest Quarter (NW/4) of the Northeast Quarter (NE/4) of said Section Thirty (30), Township Twenty (20), Range Twenty (20); thence South 1320 feet to the North line of Block Three (3) in the City of Garnett, the same being the Southeast corner of the Northwest Quarter (NW/4) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence East on said line to a point 660 feet West of the Southeast corner of the Northeast Quarter (NE/4) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20), thence North 1320 feet; thence East 660 feet to the Northwest corner of the Northwest Quarter (NW/4) of Section Twenty-nine (29), Township Twenty (20), Range Twenty (20); thence North 240 feet, thence East 230 feet, thence South 240 feet; thence East 1090 feet to the Northeast corner of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Twenty-nine (29), Township Twenty (20), Range Twenty (20); thence South 1320 feet to the Southeast corner of the Northwest Quarter (NW/4) of the Northwest Quarter (NW/4) of Section Twenty-nine (29), Township Twenty (20), Range Twenty (20); thence West 1320 feet to the Northeast corner of the South Half (S/2) of the Northeast Quarter (NE/4) of Section Thirty (30), Township Twenty (20), Range

Twenty (20),; thence South along the East line of said Section Thirty (30), 2643.74 feet to the Southeast corner of the North Half (N/2) of the Southeast Quarter (SE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence West on the South section line of the North Half (N/2) of the Southeast Quarter (SE/4) of Section Thirty (30), 2652.54 feet to the Southwest corner of the North Half (N/2) of the Southeast Quarter (SE/4) of Section Thirty (30), Township Twenty (20), Range Twenty (20); thence South 2652.04 feet to the Southeast corner of the North Half (N/2) of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Twenty (20), Range Twenty (20); thence West along the South line of the North Half (N/2) of the Northwest Quarter (NW/4) of Section Thirty-one (31), Township Twenty (20), Range Twenty (20), 2602 feet to the Southwest corner of the North Half (N/2) of the Northwest Quarter (NW/4) of Section Thirty-one (31); to the place of beginning, all in Anderson County, Kansas.

Section 2: That this Ordinance shall be in full force and effect from and after its final passage and its publication in the official city paper according to law.

PASSED and APPROVED this 29 day of December, 1961.

.....*Carl Snyder*.....  
Mayor

ATTEST:

.....*Harley Gibson*.....  
City Clerk

(SEAL)



ORDINANCE NO. 1874

AN ORDINANCE PROVIDING THE DAYS ON WHICH RETAIL LIQUOR STORES MAY NOT BE OPERATED: FIXING THE HOURS SUCH STORES MAY BE OPEN AND REPEALING ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

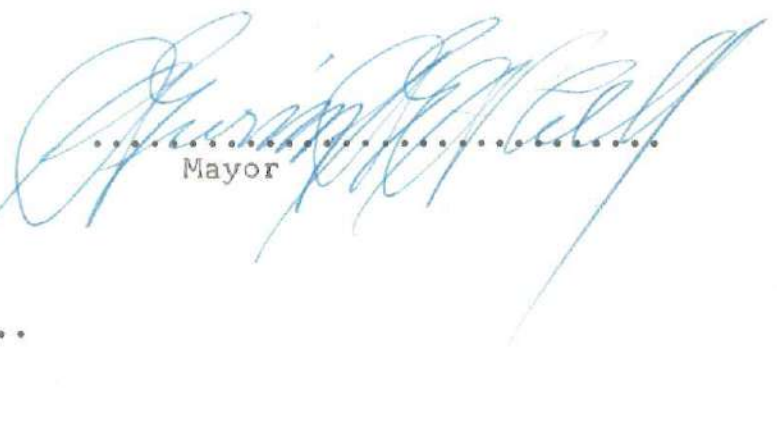
Section 1: No person shall sell at retail any alcoholic liquor on the days of any National, State, County, or City elections, including primary elections, during hours the polls are open, within the City of Garnett, nor on the first day of the week, commonly called Sunday, on Decoration or Memorial Day, Independence Day, Labor Day, Thanksgiving Day, or Christmas Day, nor before nine o'clock A. M. nor after nine o'clock P. M. on any day when sale is permitted, except that the closing time shall be eleven o'clock P. M. on Saturdays and the night before the above holidays, and New Year's Eve, excepting when such holiday or New Year's ~~Eve~~ shall fall on a Monday.

Section 2: A violation hereof shall constitute a misdemeanor and any person being convicted of such violation shall be punished as provided for by the Ordinances of said City for misdemeanors.

Section 3: All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 4: This Ordinance shall take effect and be in force after its passage and publication as provided by law.

Passed and Approved this 11<sup>th</sup> day of June, 1962.

  
.....  
Mayor

Attest:

.....  
Harley G. Guba, Jr.  
City Clerk

AN ORDINANCE CREATING A SEWER TAXING DISTRICT AND DESIGNATION OF SAID SEWER TAXING DISTRICT.  
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS:

Section 1. All of the following described real estate to-wit:  
All of Block One (1), Two (2), Four (4), Five (5), and Six (6) of Bronston Heights Addition to the City of Garnett, also a tract beginning at a point 40 rods West of the point of intersection of the North side of Seventh Avenue in the City of Garnett with the range line between ranges Nineteen (19) and Twenty (20), thence running North 336 feet to the center of a westerly continuation of Sixth Avenue, thence West 259.29 feet to the Northeast corner of KIM Addition to the City of Garnett, thence South 336 feet, thence East 259.29 feet to place of beginning, all in the City of Garnett, and being located in the Southeast Quarter (SE $\frac{1}{4}$ ) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), Anderson County, Kansas;  
is hereby created as and designated as Sewer District No. 15.

Section 2. The above designated territory shall constitute a sewer taxing district as provided by law.

Section 3. This Ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

Passed and Adopted this 11th day of June, 1962.

ATTEST:

Gwinn G. Shell  
Mayor

Harley Gibson Jr.  
City Clerk

( 0 2 1 1 7 )

ORDINANCE NO. 1876

AN ORDINANCE DESCRIBING PROPERTY SPECIALLY BENEFITED BY REASON OF THE ACQUIREMENT OF AN EASEMENT OVER AND ACROSS CERTAIN PROPERTY DESCRIBED AND DESIGNATED AS SEWER DISTRICT NO. 12 OF THE CITY OF GARNETT, KANSAS.

WHEREAS, The Governing Body of the City of Garnett, Kansas, deems it necessary to extend the sanitary sewer system of said City over, through and across the property located in Sewer District No. 12 of the City of Garnett, Kansas, as designated by Ordinance No. 1827; and,

WHEREAS, It is impossible to secure an easement over and across said land by purchase; and,

WHEREAS, The acquisition of said easement will specially benefit the property described as Sewer District No. 12.

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

Section 1: That condemnation proceedings be instituted in the name of the City of Garnett, Kansas, for the purpose of acquiring an easement over and across the following described property, to-wit:

A strip of land 40 feet wide, the center line of which is described as beginning 660 feet East and 280 feet North of the intersection of the center of Seventh Avenue of the City of Garnett, Kansas, and the West line of the SE/4 of Section 25, Township 20, Range 19, Anderson County, Kansas, thence running Southeasterly approximately 230 feet to a point 889 feet East and 270 feet North of the intersection of said center line of Seventh Avenue and the said West line of said SE/4 of said Section 25;

for the purpose of extending the City's sanitary sewer system.

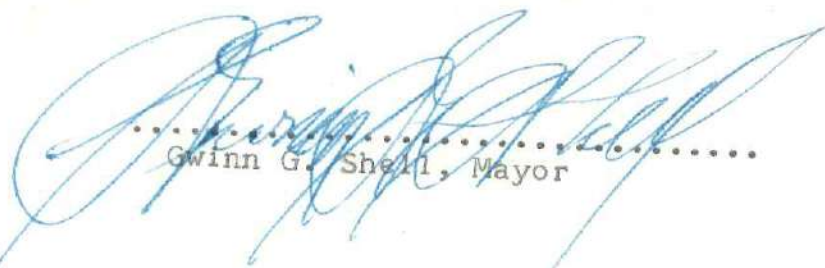
Section 2: It is the finding of the Governing Body of the City of Garnett that the following described property will be benefited by reason of the acquirement of the easement over and across the above described property, and the proposed improvement, and such lands as are specifically benefited by the acquisition of said easement are described as follows, to-wit:

Beginning at the Northeast corner of Block 3 in what was formerly Bronston Heights Addition to the City of Garnett, thence South to the Southeast corner of said Block 3, thence West to the West line of the Southeast Quarter (SE/4) of Section 25, Township 20, Range 19, thence North on said line to a point 660 feet South of the Northwest corner of said Southeast Quarter (SE/4) of Section 25, Township 20, Range 19, thence East 60 rods; thence North 579 feet; thence West 80 feet; thence North 193 feet; thence North to center of Fourth Avenue in the City of Garnett; thence West to the intersection of the center line of Fourth Avenue and the center line of Cleveland Street; thence

North 565 feet; thence East to a point 6 feet East of the Northwest corner of Block 32 in what was formerly Orchard Park Addition in the City of Garnett; thence North to a point 200 feet North of the North line of First Street; thence East to the West line of Lincoln Street; thence South 200 feet; thence Southeasterly to a point of intersection of the West line of Lincoln Street and the South line of First Street; thence South 171 feet; thence West 115 feet; thence South 220 feet; thence West 185 feet; thence South 289 feet; thence West 59 feet; thence South 370 feet to the center of Fourth Avenue; thence East to a point 34 rods West of the Northeast corner of the Southwest Quarter (SW/4) of Section 25, Township 20, Range 19; thence South 460 feet; thence West 66 rods; thence South to a point 99.72 rods West and 20.28 rods North of the intersection of the range line between ranges 19 and 20 and the North line of Seventh Street; thence East 40.05 rods; thence South 20.28 rods; thence West to a point due North of the Northeast corner of Block 3 of what was formerly Bronston Heights Addition to the City of Garnett; thence South to the Northeast corner of said Block 3, Bronston Heights Addition, being the place of beginning and all being located in the City of Garnett, Anderson County, Kansas.

Section 3: That the cost of the acquisition of the easement as aforesaid shall be assessed against the property specifically benefited according to law.

PASSED and APPROVED this 18th day of June, 1962.



.....  
Gwinn G. Shell, Mayor

Attest:

.....  
*Harley Gibson Jr.*  
Harley Gibson, Jr.,  
City Clerk.

ORDINANCE NO. 1877

AN ORDINANCE DESCRIBING PROPERTY SPECIALLY BENEFITED BY REASON OF THE ACQUIREMENT OF AN EASEMENT OVER AND ACROSS CERTAIN PROPERTY DESCRIBED AND DESIGNATED AS SEWER DISTRICT NO. 14 OF THE CITY OF GARNETT, KANSAS.

WHEREAS, The Governing Body of the City of Garnett, Kansas, deems it necessary to extend the sanitary sewer systems of said City over, through and across the property located in Sewer District No. 14 of the City of Garnett, Kansas, as designated by Ordinance No. 1875; and,

WHEREAS, It is impossible to secure an easement over and across said land by purchase; and,

WHEREAS, The acquisition of said easement will specially benefit the property described in Sewer District No. 14.

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

Section 1: That condemnation proceedings be instituted in the name of the City of Garnett for the purpose of acquiring an easement over and across the following described property, to-wit:

A strip of land 40 feet wide, the center line of which is described as beginning 166 feet East of the Northwest corner of the SE/4 of Section 25, Township 20, Range 19, Anderson County, Kansas, thence South 244 feet, thence East approximately 824 feet to a point 990 feet East and 260 feet South of said Northwest corner of said SE/4 of said Section 25, Township 20, Range 19;

for the purpose of extending the City's sanitary sewer system.

Section 2: It is the finding of the Governing Body of the City of Garnett that the following described property will be benefited by reason of the acquirement of the easement over and across the above described property, and the proposed improvement, and such lands which are specifically benefited by the acquisition of said easement are described as follows, to-wit:

Beginning at the Northwest corner of the Southeast Quarter (SE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), Anderson County, Kansas, thence South 430 feet, thence East 990 feet, thence North 237 feet, thence West 80 feet, thence North 193 feet to the center of Fourth Avenue, thence West to the intersection of the center line of Fourth Avenue and the center line of Cleveland Street, thence North on the center line of Cleveland Street 330 feet, thence West 384 feet to the West line of the Northeast Quarter (NE/4) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), thence South 330 feet to the place of beginning.

Section 3: That the cost of the acquisition of the easement as aforesaid shall be assessed against the property specifically benefited according to law.

PASSED and APPROVED this 18th day of June, 1962.

*[Handwritten Signature]*  
.....  
Mayor

Attest:

*[Handwritten Signature]*  
.....  
City Clerk

(SEAL)

The undersigned Mayor of the City of Barnett, Kansas, do hereby certify that the following described property, to-wit:

.....  
SECTION 25, TOWNSHIP 20, RANGE 19;  
That condemnation proceedings be instituted by the City of Barnett for the purpose of acquiring an easement across the following described property, to-wit:

Section 2: It is the finding of the governing body of the City of Barnett that the following described property will be required by reason of the requirement of the easement described above described property, and the proposed improvement, and such lands which are specifically benefited by the acquisition of said easement are described as follows, to-wit:

Beginning at the southwest corner of the Southeast Quarter (20) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), Anderson County, Kansas, thence South 1/4 mile, thence East 1/4 mile, thence South 2 1/4 miles, thence East 30 feet, thence North 1/4 mile to the center of Fourth Street, thence West to the intersection of the center line of Fourth Avenue and the center line of Cleveland Street, thence North to the center line of Cleveland Street 2 1/4 miles, thence West to the west line of the Northwest Quarter (26) of Section Twenty-five (25), Township Twenty (20), Range Nineteen (19), thence South 1/4 mile to the place of beginning.

(Published in The Anderson Countian, June 28, 1962)

ORDINANCE NO. 1878

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF INTERNAL IMPROVEMENT BONDS OF THE CITY OF GARNETT, KANSAS, IN THE SUM OF \$17,520.78 TO PAY THE COST OF STREET IMPROVEMENTS IN SAID CITY.

WHEREAS, By Ordinances Nos. 1808, 1820 and 1821 duly passed and published certain street improvements have been authorized and completed in said city of Garnett, Kansas, and the total cost of said street improvements has been ascertained to be the sum of \$22,498.41 of which \$3,962.93 is chargeable to the city at large and \$18,535.48 is chargeable to and has been assessed against the property liable therefor, and property owners have paid \$4,977.63 in cash on said assessments within the time allowed by law; and

WHEREAS, It is necessary to issue Internal Improvement Bonds of the city to pay the unpaid portion of the cost of said improvements in the sum of \$17,520.78:

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

SECTION 1. That for the purpose of paying the cost of said improvements there shall be issued Internal Improvement Bonds of the City of Garnett, Kansas, in the aggregate principal amount of \$17,520.78, which bonds shall be dated July 1, 1962, shall be numbered from 1 to 17, inclusive, shall be in denomination of \$1,000.00 each except No. 1 for \$1,520.78, shall be designated Series H, 1962, and shall bear interest and become due and payable as set forth in the following schedule, to wit:

| <u>Bonds Nos.</u> | <u>Amount</u> | <u>Interest Per Annum</u> | <u>Maturity Date</u> |
|-------------------|---------------|---------------------------|----------------------|
| 1                 | \$1,520.78    | 3%                        | Sept. 1, 1963        |
| 2                 | 1,000.00      | 3%                        | Sept. 1, 1964        |
| 3                 | 1,000.00      | 3%                        | Sept. 1, 1965        |
| 4 and 5           | 2,000.00      | 3-1/4%                    | Sept. 1, 1966        |
| 6 and 7           | 2,000.00      | 3-1/4%                    | Sept. 1, 1967        |
| 8 and 9           | 2,000.00      | 3-1/4%                    | Sept. 1, 1968        |
| 10 and 11         | 2,000.00      | 3-1/4%                    | Sept. 1, 1969        |
| 12 and 13         | 2,000.00      | 3-1/4%                    | Sept. 1, 1970        |
| 14 and 15         | 2,000.00      | 3-1/4%                    | Sept. 1, 1971        |
| 16 and 17         | 2,000.00      | 3-1/4%                    | Sept. 1, 1972        |

Interest on said bonds shall be payable March 1, 1963, and semiannually thereafter on the first days of September and March in each year. Both principal and interest shall be payable at the office of the State Treasurer in the City of Topeka, Kansas.

SECTION 2. Said bonds shall be in the usual form and contain the usual recitals and shall be signed by the Mayor and shall have the corporate seal of the city affixed thereon, attested by the city clerk. The interest coupons attached thereto shall be printed in accordance with law and shall bear lithographed facsimile signatures of the Mayor and City Clerk. Said bonds shall also contain a recital that they are issued under authority of Sections 12-601 et seq., G.S. 1949, as amended.

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 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 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 Garnett, Kansas, are hereby pledged to secure the payment of the principal 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 on said bonds as the same severally become due and payable by levying an annual tax on the property liable therefor in an amount sufficient to pay the installments of the principal and the interest as it accrues.

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

Passed and approved 25<sup>th</sup> day of June, 1962.

ATTEST:

Harley Luben Jr.  
CITY CLERK

  
MAYOR



ORDINANCE NO. 1879

AN ORDINANCE REGULATING THE CONSTRUCTION AND ERECTION OF TEMPORARY STRUCTURES, SCAFFOLDS, PERCHES, OR PLATFORMS, EITHER STATIONARY OR MOVEABLE, ON OR OFF A VEHICLE, ON PUBLIC GROUNDS OF THE CITY OF GARNETT, KANSAS, AND DECLARING VIOLATION OF SUCH REGULATION TO BE A MISDEMEANOR AND PROVIDING PENALTIES FOR SUCH VIOLATION.

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

Section 1: The construction and erection of temporary structures, scaffolds, perches, or platforms, either stationary or moveable, on or off a vehicle, on all public grounds of the City of Garnett, Kansas, are hereby deemed to be matters of public safety, health and welfare, and subject to regulation by said City, and may be erected only upon written permit from the Governing Body of said City.

Section 2: Vehicles on which such structures, scaffolds, perches, or platforms are erected shall be subject to the provisions of Section One herein, and shall be prohibited from entering said park, except in pursuance to a written permit therefor, and any person using the same without such written permit shall be deemed in violation of this ordinance.

Section 3: Any person violating the provisions of this ordinance shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined in a sum not exceeding \$100.00 and costs of such action, and said vehicle, structure, scaffold, perch, or platform shall be impounded by the police of said City.

Section 4: That an emergency exists herein, and this ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

PASSED and APPROVED this 25th day of June, 1962

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)

## AN ORDINANCE RELATING TO BENEFITS OBTAINABLE BY CITIES UNDER THE PROGRAM OF FEDERAL AND STATE AID ON HIGHWAY CONSTRUCTION

BE IT ORDAINED BY THE MAYOR AND COMMISSIONERS OF THE CITY OF GARNETT:

Section 1. That the Mayor and City Clerk are authorized and directed to execute for and on behalf of the City of Garnett, Kansas, contracts 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 such benefits as are obtainable under the program of the Federal and State Aid Plan of Highway Construction, and obtain the benefits of such legislation for the City on the terms and conditions set forth in such contracts as may be prepared and approved by the State Highway Commission.

Section 2. This Ordinance shall be in full force and effect from and after its publication in the Anderson Countian Paper.

Gwinn G. Shell  
Mayor

Passed on the 16th day of July 1962.

Approved on the 16th day of July 1962.

Published on the 19th day of July 1962.

I hereby certify that the foregoing is a true and correct copy of Ordinance No. 1882 of the City of Garnett relating to the execution of the attached agreement on behalf of said City.

Harley Gibson Jr.  
City Clerk

West Sewer  
12-14-15-16

ORDINANCE NO. 1887

AN ORDINANCE CREATING A SEWER TAXING DISTRICT AND DESIGNATION OF SAID SEWER TAXING DISTRICT.

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

Section 1: All of the following described real estate,  
to-wit:

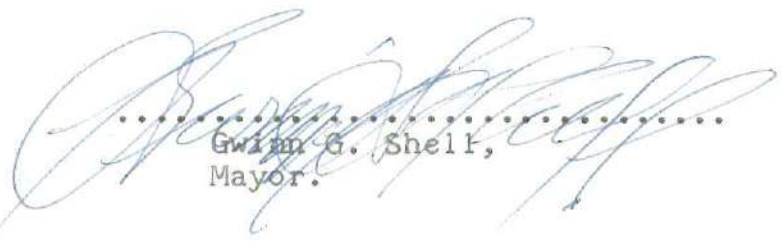
Beginning at a point 2240 feet West and 300 feet South of the Northeast corner of the Northeast Quarter (NE/4) of Section 25, Township 20, Range 19, Anderson County, Kansas, thence East 376 feet, thence South 1010 feet, to a point 200 feet North of the North line of Second Street, thence East 422 feet, thence South 200 feet, thence West 798 feet, thence North 1210 feet to place of beginning, the same being Lots 200 to 211, inclusive, in Block 6, all of Blocks 9 and 20, and Lots 120 to 135, inclusive, of Block 19, and the South 200 feet of the West 6 feet of Block 18 of what was formerly Orchard Park Addition, together with those parts of vacated streets and alleys abutting thereto and being a part thereof, all in the City of Garnett, Anderson County, Kansas;

is hereby created and designated as Sewer District No. 16.


Section 2: The above designated territory shall constitute a sewer taxing district as provided by law.

Section 3: This Ordinance shall take effect and be in force from and after its publication in The Anderson Countian.

PASSED and ADOPTED this 1st day of October, 1962.

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

.....  
  
Harley Gibson, Jr.,  
City Clerk

(SEAL)

ORDINANCE NO. 1888

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEWERS IN SEWER DISTRICTS NO. 14, 15 AND 16.

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

Section 1: That a sewer system be constructed in Sewer Districts No. 14, 15 and 16 in the City of Garnett.

Section 2: That sewers be constructed according to the plans and specifications therefor, which have heretofore been prepared by the City Engineer, and are now on file with the City Clerk and which are hereby approved, ratified and adopted.

Section 3: This Ordinance shall take effect and be in force from and after its publication in The Anderson Countian.

PASSED and ADOPTED this 1st day of October, 1962.

Attest:

.....*Harley Gibson Jr.*.....  
City Clerk  
(Harley Gibson, Jr.)

.....*Gwinn G. Shell*.....  
Mayor (Gwinn G. Shell)

(SEAL)

ORDINANCE NO. 1890

AN ORDINANCE REGULATING PARKING UPON THE PUBLIC STREETS OF THE CITY OF GARNETT.

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

Section 1: The driver or owner of any vehicle shall not park or stand such vehicle at any time on the East side of Main Street between Third Avenue and Fourth Avenue, nor on the South side of Third Avenue between Main Street and the North entrance to the United States Post Office Building located at the corner of Third Avenue and Oak Street, all in the City of Garnett, Kansas.

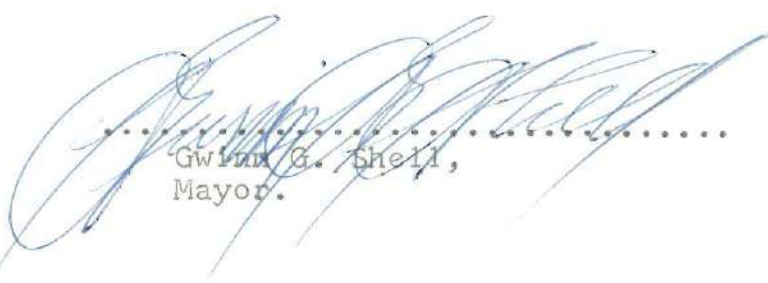
This section shall not apply to emergency vehicles.

Section 2: It is hereby made the duty of the Police Department of the City of Garnett to enforce the provisions of this Ordinance. Signs shall be erected and maintained in each area covered by the provisions of Section 1.


Section 3: Any person violating the provisions of this Ordinance, or any rule or regulation contained herein or made by the City Commission pursuant thereto, shall be guilty of a misdemeanor, and every person convicted of violating the provisions of this Ordinance shall be punished by a fine of not more than \$25.00.

Section 4: This Ordinance shall take effect and be in force from and after its publication in the official city paper according to law.

PASSED and APPROVED this 3rd day of December, 1962.

  
.....  
Gwynn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)

ORDINANCE NO. 1891

AN ORDINANCE PROVIDING FOR THE LICENSING OF POOL AND BILLIARD HALLS AND BOWLING ALLEYS IN THE CITY OF GARNETT, KANSAS, AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1: It shall be unlawful for any person, firm or corporation to operate, maintain, or conduct a pool or billiard hall or bowling alley, which is open to the public use, without having first obtained a license therefor as is herein required.

Section 2: That on or before January 1st of each year every person, firm or corporation now engaged in the business of operating, maintaining and conducting pool and billiard halls and bowling alleys shall procure a license for each business so operated, conducted or proposed to be operated and conducted. Each license shall expire on the 31st day of December next following its issuance.

Section 3: The fee for a license to conduct a pool and billiard hall or bowling alley in the City of Garnett shall be \$50.00 per year. Such fee shall be paid to the City of Garnett before the license is issued.

Section 4: Every person, firm or corporation desiring to secure a license for the purpose of operating, maintaining and conducting a pool and billiard hall or bowling alley shall make an application with the City Clerk stating the name of the owner, the name of the manager, if it is to be operated or conducted by a person other than the owner, the intended location of the place of business, and the number of tables or alleys to be used therein. No license shall be transferable.

Section 5: Any person violating the provisions of this ordinance shall, upon conviction, be punished by a fine of not more than \$100.00 and by imprisonment of not more than thirty days, or by both such fine and imprisonment.

Section 6: All ordinances of the City of Garnett in conflict herewith are hereby repealed.

Section 7: By reason of an emergency existing, it is hereby declared that this ordinance shall take effect and be in force from and after its publication in the official city paper.

PASSED and APPROVED this 24th day of December, 1962.

Attest:

.....  
Haley Gibson J.  
.....  
City Clerk

.....  
Mayor

ORDINANCE NO. 1842

AN ORDINANCE AUTHORIZING THE INVESTMENT OF CERTAIN TEMPORARILY IDLE MONEYS OF THE CITY OF GARNETT, KANSAS.

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

Section 1: AUTHORITY TO INVEST: Temporarily idle moneys of the City of Garnett, Kansas, not currently needed may, in accordance with the procedure hereafter prescribed, be invested in: (a) Direct obligations of United States government, which mature within one year from date of purchase and which are guaranteed as to principal by the United States government; or (b) Temporary notes of the City of Garnett, Kansas, issued pursuant to Section 10-123 of the General Statutes Supplement of 1959, as amended. The provisions of this ordinance shall not apply to any fund of the City, the investment of which is expressly authorized or limited or prohibited by statutes of the State of Kansas.

Section 2: PROCEDURE AND RESTRICTIONS: The City Clerk shall periodically report to the governing body as to the amount of moneys available for investment and the period of time such amounts will be available for investment, and shall submit such recommendations as deemed necessary for the efficient and safe management of city finances. The recommendations of the City Clerk shall provide for an investment program which shall so limit the amounts invested and schedule the maturities of investments so that the City will at all times have sufficient moneys available on demand deposit to assure prompt payment of all city obligations. The governing body shall determine by resolution the amount, method and term of any investment and the type of investment made, subject to the provisions of this ordinance.

Section 3: CUSTODY AND SAFEKEEPING: Securities purchased pursuant to this ordinance shall be under the joint care of the City Clerk, City Treasurer and Finance Commissioner and shall be held in the custody of a state or national bank or trust company, or shall be kept by such officers in a safety deposit box of the City in a bank or trust company. Securities in original or receipt form held in the custody of a bank or trust company, shall be held in the name of the City and their redemption, transfer or withdrawal shall be permitted only upon the written instruction of at least two such city officers. Securities not held in the custody of a bank or trust company shall be personally deposited by such officers in a safety deposit box in the name of the City in a bank or trust company, access to which shall be permitted only in the personal presence and under the signature of at least two such officers.

Section 4: SALE OR TRANSFER: If, in order to maintain sufficient moneys on demand deposit in any fund, as provided in Section 2 of this ordinance, it becomes necessary to transfer or sell any securities of such funds, any two or more of the officers specified in Section 3 may transfer said securities to any other funds in which there are temporarily idle moneys, or shall sell such securities and for such purpose they shall have authority to make any necessary written directions, endorsements or assignments for and on behalf of the City. Any such transfers or sales shall be reported in writing to the governing body at its next regular meeting.

Section 5: EARNINGS AND RECORDS: The interest or other earnings from investments made pursuant to this ordinance shall be credited pro rata to the fund or funds from which the investments were made and shall be used, insofar as possible, to relieve the ad valorem tax levies of the City. The City Clerk shall maintain a complete and detailed record at all times of all investments made pursuant to this ordinance.


Section 6: This Ordinance shall be in full force and effect from and after its publication in the official city paper according to law.

PASSED and APPROVED this 24th day of December, 1962.

↳

  
.....  
Gwinn G. Shell,  
Mayor

Attest:

  
.....  
Harley Gibson, Jr.,  
City Clerk.



ORDINANCE NO. 1896

AN ORDINANCE ESTABLISHING A DAILY CREEL LIMIT FOR CHANNEL CAT-FISH TO BE TAKEN FROM LAKE GARNETT, AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

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

Section 1: The daily creel limit for channel catfish is hereby established at six (6), to be taken from Lake Garnett.

Section 2: It shall be unlawful for any person to take or have in his possession more than the above number of channel catfish taken from the waters of Lake Garnett.

Section 3: The regulations of the State Forestry, Fish and Game Commission of Kansas as to size of fish lawfully taken shall not be superceded by this ordinance.

Section 4: Any person violating the provisions of this ordinance shall, upon conviction, be punished by a fine of not more than \$ 100.00 ; upon a second conviction within one year, a fine of not more than \$100.00 and by imprisonment of not more than thirty (30) days, or by both such fine or imprisonment.

Section 5: This ordinance shall take effect and be in force from and after its publication in the official city paper according to law.

PASSED and APPROVED this 25 day of February, 1963.

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.,  
City Clerk

(SEAL)

ORDINANCE NO. 1898

AN ORDINANCE ESTABLISHING THE SEWER SERVICE CHARGES TO BE LEVIED AGAINST USERS OF THE SEWAGE DISPOSAL SYSTEM OF THE CITY OF GARNETT, ESTABLISHING THE ALLOCATION OF REVENUE THEREFROM, AND PROVIDING PENALTY FOR THE FAILURE OF ANY USER OF SAID SEWAGE DISPOSAL SYSTEM TO COMPLY WITH THE REQUIREMENTS SET OUT IN THIS ORDINANCE.

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

SECTION 1: SERVICE CHARGES ESTABLISHED. In accordance with the provisions of Section 14-566 to 14-569, inclusive, of the 1961 Supplement to the General Statutes of Kansas, 1949, monthly service charges shall be paid to the City of Garnett, Kansas, for the use of the sewage disposal system of said City by all persons, firms, corporations, political bodies and political subdivisions who use facilities that are or shall hereafter be connected directly or indirectly to the sewage disposal system of said City, as hereinafter provided.

SECTION 2: DELINQUENT CHARGES PLACED ON TAX ROLLS, LIEN UPON REAL PROPERTY. In the event such charge or charges for the use of said sewage disposal system be not paid within the time and in the manner as by this section provided, said user may be disconnected from said sewage disposal system or refused the use thereof, and the City Clerk shall certify to the County Clerk the legal description of the real property enjoying the said use of said sewage disposal system, together with the amount of such charge or charges, so remaining unpaid, to be placed on the tax roll for collection, subject to the same penalties and collected in like manner as other taxes are by law collectible, and shall, when so certified, become a lien upon said real property.

SECTION 3: RATES TO BE ON MONTHLY BASIS; DATE PAYABLE. That the service charges are on a monthly basis and shall begin on the 1st day of each and every month, and the charges shall be due and payable at the office of the City Clerk not later than the 10th day of the calendar month following the last day of the use month for which the charge is due and payable, and if not paid on or before the 10th day of that month there shall be added a penalty of ten per cent (10%).

SECTION 4: SERVICE CHARGES PAYABLE TO CITY CLERK. All money due the city for sewer service charges shall be payable at the office of the City Clerk in the same manner, and on the same date as in the case of the bills for gas, water and electricity. The City Clerk or other representatives of the city may calculate the amount of each bill for sewer service charges and add the same to the account of the bill of the customer for gas, water and electric service, and render such customer a combined bill for gas, electric, water and sewer service charge.

SECTION 5: MONTHLY CHARGES. The following be, and hereby are, established as the monthly service charges to be paid to the City of Garnett, Kansas, by all persons, corporations, political subdivisions, and organizations whose premises are connected, or may be hereafter connected, to the sanitary sewer system of the City of Garnett:

- (1) For sewer connections receiving water from the City's water supply system and discharging sewage in the sewage system which does not place an unusual burden on the said sewage system by reason of volume, type or character of sewage, sewer charges shall be calculated monthly and shall be based on the gross consumption of water by such customer as recorded by each water meter serving the premises of such customer as follows:
  - (a) First 1,000 gallons of water consumed each month, \$1 per month, which shall be the minimum sewer charge.
  - (b) For the next 4,000 gallons of water consumed each month at the rate of 30¢ per each 1,000 gallons.

- (c) For the next 15,000 gallons of water consumed each month at the rate of 20¢ per each 1,000 gallons.
  - (d) For the next 30,000 gallons of water consumed each month at the rate of 15¢ per each 1,000 gallons.
  - (e) All over 50,000 gallons of water consumed each month at the rate of 10¢ per each 1,000 gallons.
  - (f) At the end of the three months' period consisting of the consecutive months of January, February and March of each year, commencing with the year 1963, the average monthly gross consumption of water by each customer during said three months' period shall be ascertained and the monthly sewage service charges paid by such customer for each of the following twelve months shall be based upon the average monthly consumption of water by such customer during this three-month period. In the event a user or customer of the sewage disposal system has not been a consumer of water during the entire said three months period, the base consumption of such user or customer shall be computed on the portion of said three months period that said user or customer was a consumer of water. For any user or customer of the sewage disposal system who has not been a consumer of water during any of said three months period, the minimum monthly charge to any such user shall be the sum of \$1.00 per month until a base consumption of water for such user or customer is determined as above provided.
- (2) For each customer receiving water from the City's water supply system and having a sewer connection directly or indirectly with the City's sewage treatment plant and system, and discharging sewage in the sewage system which does place an unusual burden on the said sewage system, fair and equitable sewage charges may be fixed from time to time by the governing body of the City, taking into consideration the sewage burden aforesaid.
  - (3) For each customer having a sewer connection with the City's sewage system but receiving water from a source other than the City's water supply system, and discharging sewage in the sewage system which does not place an unusual burden on the said sewage system by reason of volume, type or character of sewage, there shall be a monthly sewer charge of \$1.50.
  - (4) For each customer having a sewer connection receiving water from a source other than the City's water supply system, and discharging sewage in the sewage system which does place an unusual burden on the said sewage system, fair and equitable sewage charges may be fixed from time to time by the governing body of the City, taking into consideration the sewage burden aforesaid. If the quantity or type and character of such sewage discharged into the system shall render it difficult to establish a fair and equitable sewer charge, the customer shall at his sole cost and expense install and maintain in good operating condition suitable meters or measuring devices of standard type and design at an appropriate point or points as necessary to properly measure the customer's sewage discharge and shall permit the city to perform the reading of such metering device, and sewer charges for such customer shall be established in accordance with such metering records.

SECTION 6: WHEN NO SERVICE CHARGE. There shall be no service charge for the use of the sewage disposal system for any premises connected with such system for any billing period in which, during the entire billing period, no water or sewage of any kind has been discharged into the sewage disposal system from said premises and on which premises the water from the City's water system has been disconnected for the entire billing period, and there shall be no service charge for any premises having a water connection and having no sewer connection, providing the lack of said sewer connection is due to the fact said premises are not located within a lateral sewer district within the City of Garnett.

SECTION 7: RIGHT TO INSPECT. The duly authorized officers or employees of the City of Garnett, Kansas, during all business hours of each secular day and upon reasonable request shall be entitled to enter upon the premises of any property having a connection or connections with the sewage disposal system of said City for the purpose of inspecting and testing and reading any water meter or meters and for the purpose of inspecting said property to the end of securing any information relating to the service charge being made, or to be made, against such premises for the use of such system; and it shall be the duty of each owner, agent, or occupant of such property to permit such entry and inspection and to offer such assistance as shall be reasonable to enable such inspector to make such inspection.

SECTION 8: EFFECTIVE DATE OF SERVICE CHARGE. The monthly service charges, established herein, for the use of the sewage disposal system shall apply to the month of April, 1963, and thereafter. The service charges shall be uniformly charged on the basis of a full monthly sewer service charge, irrespective of the fact that the use during a given month may be less than a full month.

SECTION 9: REVENUE PLACED IN SEPARATE FUND: RETIRING BONDED INDEBTEDNESS. The revenue derived from the charges for the use of the sewage disposal system, shall be placed in the City treasury and kept in a separate fund, and shall not be paid out nor distributed except for the purpose of operating, maintaining, and renewing the sewage disposal system and the payment of the salaries of the employees engaged in operating said sewage disposal system, and at any time there may be a surplus in such fund, it shall be semi-annually placed in a sinking fund for the purpose of retiring the bonded indebtedness upon said sewage disposal system, not primarily payable by special assessments against the property in a sewer district; provided, in the event that said surplus funds shall be used to retire such outstanding bonds, the same shall be in addition to the money derived by the taxation of said retirement of such bonds as is now provided by law; provided further, that when a surplus fund is not needed for any of the above mentioned purposes, said surplus may be merged into the city general operating fund.

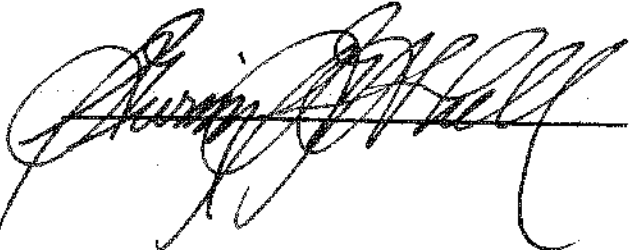
SECTION 10: RESPONSIBILITY OF USER. That it shall be the duty and the responsibility of the user to notify the Office of the City Clerk if such user does not receive a billing for sewage service charge within thirty (30) days after the effective date of this ordinance for the purpose of collection of the charges herein outlined. And it shall also be the duty and the responsibility of each customer who has a water connection with the City of Garnett water supply to notify the Office of the City Clerk if such customer has no connection with the sewage disposal system of said city.

SECTION 11: PENALTY. That any person violating any of the provisions of this ordinance shall upon conviction thereof be deemed guilty of a misdemeanor and be punished by a fine of not exceeding one hundred dollars (\$100.00), or by imprisonment in the city jail not exceeding thirty (30) days, or by both such fine and imprisonment, and shall be committed to the city jail until all such fine and costs of the case are paid.

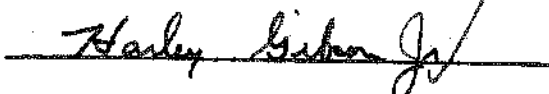
SECTION 12: EFFECTIVE DATE OF ORDINANCE. This ordinance shall be effective for the purpose of collection of the charges herein outlined commencing as of the April, 1963, water billing, following the passage, approval and publication of this ordinance.

PASSED by the Commission this 18 day of MARCH, 1963.

APPROVED by the Mayor this 18 day of MARCH, 1963.

 \_\_\_\_\_, Mayor.

Attest: (SEAL)

 \_\_\_\_\_, City Clerk.

\_\_\_\_\_, 1963

EXTRACT FROM MINUTES

THE GOVERNING BODY of the City of Garnett, Anderson County, Kansas, met in \_\_\_\_\_ session at \_\_\_\_\_, on \_\_\_\_\_, 1963, at \_\_\_\_\_, \_\_\_\_\_ M.

PRESENT were Mayor \_\_\_\_\_, Commissioners \_\_\_\_\_

THE following members being absent \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_. An Ordinance authorizing the acquiring right-of-way, and constructing a sewage disposal plant, together with the necessary outfall sewers and appurtenances, for the City of Garnett, Anderson County, Kansas, and providing for the issuance of \$130,708.00, General Obligation Bonds, to pay the cost of acquiring right-of-way, and constructing a sewage disposal plant, together with the necessary outfall sewers and appurtenances, under the authority of Sections 12-621, 12-624, and Article 1 of Chapter 10, of the General Statutes of Kansas for 1949, and all amendments thereto, was introduced by Mr. \_\_\_\_\_, who moved its passage, which motion was seconded by Mr. \_\_\_\_\_

AFTER a full discussion, the Mayor, Mr. \_\_\_\_\_ called for a vote on said motion, the vote being as follows:

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

THE Mayor then declared the motion duly carried.

CERTIFICATE

I, \_\_\_\_\_, City Clerk of the City of Garnett, Anderson County, Kansas, hereby certify that the above and foregoing is a true and correct copy of portions of the minutes of the meeting of the Governing Body held on \_\_\_\_\_, 1963, as recorded on Page \_\_\_\_\_ of Journal of the proceedings of the Council.

WITNESS My hand and the seal of the City of Garnett, Kansas, this \_\_\_\_\_ day of \_\_\_\_\_, 1963.

\_\_\_\_\_  
City Clerk

(Seal)

ORDINANCE NO. 1899

AN ORDINANCE AUTHORIZING THE ACQUIRING RIGHT-OF-WAY, AND CONSTRUCTING A SEWAGE DISPOSAL PLANT, TOGETHER WITH THE NECESSARY OUTFALL SEWERS AND APPURTENANCES, FOR THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS, AND PROVIDING FOR THE ISSUANCE OF \$130,708.00, GENERAL OBLIGATION BONDS, TO PAY THE COST OF ACQUIRING RIGHT-OF-WAY, AND CONSTRUCTING A SEWAGE DISPOSAL PLANT, TOGETHER WITH THE NECESSARY OUTFALL SEWERS AND APPURTENANCES, UNDER THE AUTHORITY OF SECTIONS 12-621, 12-624, AND ARTICLE 1 OF CHAPTER 10, OF THE GENERAL STATUTES OF KANSAS FOR 1949, AND ALL AMENDMENTS THERETO.

WHEREAS, The City of Garnett, Anderson County, Kansas does hereby by official action of its Governing Body, declare it necessary to acquire right-of-way, and construct a sewage disposal plant, together with the necessary outfall sewers and appurtenances, for the City of Garnett, Anderson County, Kansas; and,

WHEREAS, Said City of Garnett, Anderson County, Kansas has full authority under Sections 12-621, 12-624, and Article 1 of Chapter 10, of the General Statutes of Kansas for 1949, and acts amendatory thereof and supplementary thereto, to issue General Obligation Bonds (Sewer and Sewage Disposal Bonds) of the City of Garnett, Anderson County, Kansas, in the sum of \$130,708.00, for the purpose of paying the cost of acquiring right-of-way, and constructing a sewage disposal plant, together with the necessary outfall sewers and appurtenances; and,

WHEREAS, Said City at large is liable for the payment of said cost; and,

WHEREAS, All legal requirements, as provided in the statutes of the State of Kansas, have been fully complied with, with reference to the acquiring right-of-way, and constructing a sewage disposal plant, together with the necessary outfall sewers and appurtenances, and the issuance of bonds to pay the cost of acquiring right-of-way, and constructing a sewage disposal plant, together with the necessary outfall sewers and appurtenances.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS:

Section 1. That the City of Garnett, Anderson County, Kansas, acquire right-of-way, and construct a sewage disposal plant, together with the necessary outfall sewers and appurtenances.

Section 2. That for the purpose of paying the cost of acquiring right-of-way, and constructing a sewage disposal plant, together with the necessary outfall sewers and appurtenances, there shall be, and hereby are, issued Sewer and Sewage Disposal Bonds, of the City of Garnett, Anderson County, Kansas, in the amount of \$130,708.00, which said issue shall consist of 130 bonds, numbered from 1 to 130, both inclusive, in the denomination of \$1000.00 each, except bond No. 1 in the denomination of \$1,708.00, shall be dated April 1, 1963, shall bear interest as follows, to-wit: Bonds numbered 1 to 17, maturing April 1, 1964 to April 1, 1966, both inclusive, bearing interest at the rate of 2<sup>3</sup>/<sub>4</sub> % per annum; bonds numbered 18 to 47, maturing April 1, 1967 to April 1, 1971, both inclusive, bearing interest at the rate of 3 % per annum; bonds numbered 48 to 81, maturing April 1, 1972 to April 1, 1976, both inclusive, bearing interest at the rate of 3<sup>1</sup>/<sub>4</sub> % per annum; and bonds numbered 82 to 130, maturing April 1, 1977 to April 1, 1983, both inclusive, bearing interest at the rate of 3<sup>1</sup>/<sub>2</sub> % per annum - payable October 1, 1963, and semi-annually thereafter on the first days of April and October of each year until said principal sum shall have been paid, and shall mature in the following amounts, upon the following dates, to-wit:

| <u>NUMBERS</u> | <u>MATURITY</u> | <u>AMOUNT</u>       |
|----------------|-----------------|---------------------|
| 1              | April 1, 1964   | \$ 1,708.00         |
| 2 to 5         | April 1, 1964   | 4,000.00            |
| 6 to 11        | April 1, 1965   | 6,000.00            |
| 12 to 17       | April 1, 1966   | 6,000.00            |
| 18 to 23       | April 1, 1967   | 6,000.00            |
| 24 to 29       | April 1, 1968   | 6,000.00            |
| 30 to 35       | April 1, 1969   | 6,000.00            |
| 36 to 41       | April 1, 1970   | 6,000.00            |
| 42 to 47       | April 1, 1971   | 6,000.00            |
| 48 to 53       | April 1, 1972   | 6,000.00            |
| 54 to 60       | April 1, 1973   | 7,000.00            |
| 61 to 67       | April 1, 1974   | 7,000.00            |
| 68 to 74       | April 1, 1975   | 7,000.00            |
| 75 to 81       | April 1, 1976   | 7,000.00            |
| 82 to 88       | April 1, 1977   | 7,000.00            |
| 89 to 95       | April 1, 1978   | 7,000.00            |
| 96 to 102      | April 1, 1979   | 7,000.00            |
| 103 to 109     | April 1, 1980   | 7,000.00            |
| 110 to 116     | April 1, 1981   | 7,000.00            |
| 117 to 123     | April 1, 1982   | 7,000.00            |
| 124 to 130     | April 1, 1983   | 7,000.00            |
|                |                 | <u>\$130,708.00</u> |

Section 3. Said bonds and coupons shall contain recitals, and be in the form and of the size as provided by the statutes of the State of Kansas.

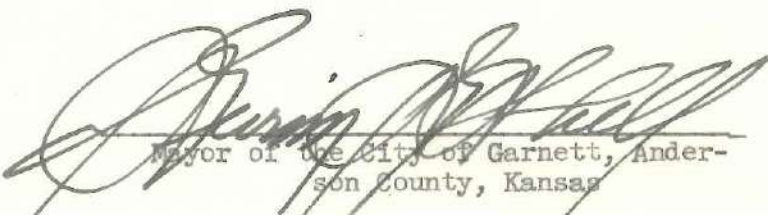
Section 4. That said bonds shall be signed by the Mayor and attested by the Clerk of said City, and shall have the corporate seal affixed, and the interest coupons shall be signed with the facsimile signatures of said Mayor and City Clerk, and both principal and interest shall be payable at the office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

Section 5. 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 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 of Garnett, Anderson County, Kansas.


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 ANDERSON COUNTIAN, the official City paper, as provided by law.

PASSED by the Governing Body and approved by the Mayor this 18<sup>th</sup> day of March, 1963.

  
\_\_\_\_\_  
Mayor of the City of Garnett, Anderson County, Kansas

Attest:

  
\_\_\_\_\_  
City Clerk

(Seal)



ORDINANCE NO. 1904

AN ORDINANCE AUTHORIZING THE ISSUANCE OF TEMPORARY NOTES OF THE CITY OF GARNETT, KANSAS, TO FINANCE THE CONSTRUCTION OF SANITARY SEWERS IN SEWER DISTRICTS NO. 12, 14, 15, and 16 UNTIL SUCH TIME AS BONDS THEREFOR ARE ISSUED.

WHEREAS, Under proceedings duly and regularly had for the construction of sanitary sewers in the City of Garnett, Kansas, designated as Sewer Districts No. 12, 14, 15 and 16, said sewers are now being constructed; and,

WHEREAS, The City has heretofore, by Ordinance No. 1873, authorized the issuance of \$43,094.15 Temporary Notes for Sewer District No. 12; and,

WHEREAS, Said changes in Sewer District No. 12 have been authorized in the construction of said sewers, and Sewer Districts No. 14, 15, and 16 have been created and sewer construction authorized therefor; and

WHEREAS, The City has no funds to finance such improvements until bonds are issued; and,

WHEREAS, Pursuant to Section 10-123 of the General Statutes of Kansas 1961 Supplement, proper and full authority is conferred on the City of Garnett to issue its Temporary Notes for the purpose of financing the construction of said sanitary sewers.

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

Section 1: That, for the purpose of providing funds to pay for the cost of construction of sanitary sewers in the City of Garnett, Kansas, designated as Sewer Districts No. 12, 14, 15, and 16, as authorized by Ordinances No. 1827, 1872, 1875, and 1887 until bonds can be issued therefor, the Mayor and City Clerk be, and they are, hereby authorized to issue Temporary Notes of the City of Garnett, Kansas, not to exceed \$44,926.31, in addition to Temporary Notes issued therefor by Ordinance No. 1873 in the amount of \$43,094.15, or not to exceed an aggregate of \$88,020.46, for the construction of sanitary sewers in the designated districts, the notes of which issue shall be consecutively numbered, bearing interest at the rate of 3%, maturing the 31st day of December, 1963, but which shall be redeemable and cancellable at the time permanent bonds are issued in lieu thereof. Said temporary notes shall be issued from time to time, as required during the progress of the work, and shall not exceed, in the aggregate, the amount of bonds which are to be issued, and are unissued as shown by the approved estimates on file.


Section 2: That said notes shall be signed by the Mayor, or acting Mayor, and attested by the City Clerk under the corporate seal of the City, and when the same have been executed, shall be registered as provided by law.

Section 3: That said temporary notes shall contain recitals and be in the form and style as provided by the Statutes of the State of Kansas.


Section 4: That said City is authorized under Section 12-617 and 12-618 of the General Statutes of Kansas of 1949 as amended and by Ordinances No. 1827, 1872, 1875, 1887, 1828, and 1888 of said City to make said improvements.

Section 5: That this ordinance shall take effect and be in force from and after its passage and its publication in the Anderson Countian.

PASSED and APPROVED this 24th day of June, 1963.

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.  
City Clerk

(SEAL)

ORDINANCE NO. 1706

AN ORDINANCE PROHIBITING CAMPING OR OVERNIGHT PARKING AT THE SOUTH CITY PARK OF THE CITY OF GARNETT, KANSAS, AND PROVIDING PENALTIES FOR VIOLATION THEREOF.

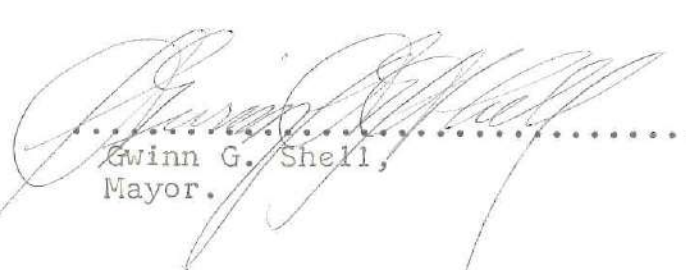
BE IT ORDAINED BY THE CITY OF GARNETT:

Section 1: Camping or overnight parking at the South City Park, commonly known as Crystal Lake Park of the City of Garnett, Kansas, is hereby prohibited.

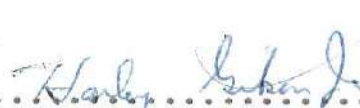
Section 2: Any person violating the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction, shall be fined in an amount not exceeding \$ 100.00.

Section 3: This Ordinance shall take effect and be in force from and after its publication according to law.

PASSED by the Commission the 22<sup>nd</sup> day of July, 1963.

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)

ORDINANCE NO. 1909

AN ORDINANCE PROVIDING THAT USERS OF ELECTRIC ENERGY PRODUCED BY THE CITY OF GARNETT MAKE APPLICATION AND SECURE A PERMIT THEREFOR BEFORE MAKING CONNECTIONS, ALTERATIONS AND EXTENSIONS TO SERVICE ELECTRIC STOVES, HEATING UNITS DRAWING 1,500 WATTS OR MORE, DRYERS, REFRIGERATION UNITS, OR LAUNDRY EQUIPMENT, AND PROVIDING FOR PENALTIES FOR VIOLATION THEREOF.

WHEREAS, the demand for electric service has greatly increased due to the installation of electric heating, refrigeration and laundry units; and,

WHEREAS, in order to meet this demand, it is deemed necessary that the City be notified of the intention of the user to make a connection, alteration, or extension for electric service.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1: That all users of electric energy produced by the City of Garnett shall, before making connections, alterations and extensions to service electric stoves, heating units drawing 1,500 watts or more, dryers, refrigeration units, or laundry equipment, make an application to the City of Garnett, to be filed at the office of the City Clerk, for a permit to make such connection, alteration or extension.

Section 2: That the application shall contain the name of the applicant, the location of the premises, the nature of the connection, alteration, or extension of service desired, and such other information as to inform the City of the electric requirement necessary for the equipment desired to be installed.

Section 3: No permit shall be issued to make such connection, alteration, or extension of service, until the City Electrician shall certify that the City facilities are adequate therefor. All applications shall be processed without delay.

Section 4: Any person making or causing such installation, alteration or extension to be made in violation of the terms of this Ordinance shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not more than One Hundred Dollars (\$100.00).

PASSED by the Commission this 29th day of July, 1963.

  
.....  
Gwinn C. Shell,  
Mayor.

Attest:

.....  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)

ORDINANCE NO. 1910

AN ORDINANCE ESTABLISHING A SPECIAL TRUST FUND FOR THE RECEIPT OF FUNDS FOR THE UPKEEP OF BURIAL LOTS AND REPEALLING ORDINANCE NO. 1289 AND TITLE 9, CHAPTER 7, SECTION 6 OF THE GARNETT CITY CODE:

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

Section 1: The City Clerk of the City is hereby authorized and directed to accept funds from individuals or from trusts established for the upkeep of burial lots selected by the donor; and upon receipt of funds for such purpose, he shall place the same in a special trust fund which is hereby created and established for that purpose.

Section 2: Ordinance No. 1289 and Title 9, Chapter 7, Section 6 of the Garnett City Code and all other ordinances in conflict herewith are hereby repealed.

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

PASSED and APPROVED this 12th day of August, 1963.

*Everett E. Bama*  
.....  
Acting Mayor

Attest:

*Harley Gibson Jr.*  
.....  
City Clerk

ORDINANCE NO. 1917

AN ORDINANCE REPEALING ORDINANCE NO. 1891 OF THE CITY OF GARNETT,  
KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF  
GARNETT:

Section 1: That Sections 1 to 7 of Ordinance No. 1891,  
relating to the licensing of pool and billiard halls or bowling  
alleys is hereby repealed.

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

PASSED and APPROVED this 20th day of January, 1964.

  
.....  
Mayor

Attest:

.....  
  
.....  
City Clerk

(SEAL)

ORDINANCE NO. 1918

AN ORDINANCE PROHIBITING THE USE OF TRADING STAMPS IN THE CITY OF GARNETT, KANSAS, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

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

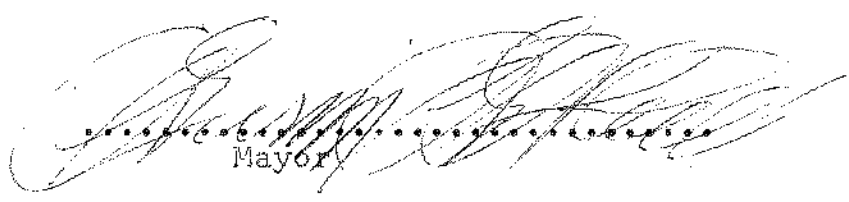
Section 1: It shall be unlawful for any person, firm, association, or corporation to use, issue or distribute, or for any person, firm, association, or corporation to furnish to any other person, firm, association, or corporation to use, issue or distribute, in, with, or for the sale of food, goods, wares or merchandise, any stamps, coupons, tickets, certificates, cards, or other similar devices, which shall entitle the purchaser receiving the same with the sale of food, goods, wares, or merchandise to procure from any person, firm, association or corporation any thing of value upon the production of any number of such stamps, coupons, tickets, certificates, cards, or other similar devices. It shall be unlawful for any person, firm, association or corporation to redeem any stamps, coupons, tickets, certificates, cards, or other similar devices, the use, issuance, distribution, or furnishing of which is made unlawful by the preceding provisions of this section.

Section 2: This ordinance shall not apply to the use, issuance, distribution, furnishing or redemption of any coupon, ticket, certificate, card, or similar device which is issued, distributed, furnished, or redeemed by a manufacturer or packer in connection with the sale of its manufactured or packed products, when such coupon, ticket, certificate, card or other similar device is redeemable, without or with accompanying cash not exceeding five dollars (\$5.00) for any product of said manufacturer or packer or for one specified and particular product not manufactured or packed by said manufacturer or packer.

Section 3: Any person, firm, association or corporation violating the provisions of this ordinance shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine of not more than one hundred dollars (\$100.00) or by imprisonment for not more than three (3) months, or by both such fine and imprisonment, and each day of continued violation shall be a separate offense.

Section 4: This ordinance shall take effect and be in force from and after its passage and publication as by law provided.

PASSED by the Governing Body of the City of Garnett, Kansas, and signed by the Mayor this 20th day of January, 1964.

  
.....  
Mayor

Attest:

  
.....  
City Clerk

AN ORDINANCE making it unlawful for any person to have in his possession any opened container of cereal malt beverages or to consume any cereal malt beverage, on the public streets of the city of Garnett, Kansas, and providing penalties therefor.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF Garnett, Kansas:


Section 1: That it shall be unlawful for any person to have any cereal malt beverage in his possession upon any public street or public right-of-way except in the original and unopened container, or to consume any cereal malt beverage upon any public street or public right-of-way, within the city of Garnett.

Sec.2: Any person convicted of violating the terms of this ordinance shall be punished by a fine not to exceed \$ 100.00 or by imprisonment for a period not to exceed 30 days, or by both such fine and imprisonment.

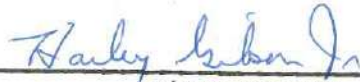
Sec. 3: This ordinance shall take effect and be in force from and after its publication in the official city paper.

Passed by the (~~council~~) (commission) the 24th day of February, 1964 ~~1963~~

APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk



ORDINANCE NO. 1927

AN ORDINANCE REGULATING THE TAPPING OF OR CONNECTIONS TO SANITARY SEWER MAINS IN THE CITY OF GARNETT: DECLARING AN EMERGENCY TO EXIST AND FOR OTHER PURPOSES

BE IT ORDAINED by the Governing Body of the City of Garnett, Kansas:

Section 1: From this date on all taps and connections made to the Public Sewer System shall be made by authorized city employees.

Section 2: Upon application to the City Clerk for a sewer tap, a deposit to cover the cost of the tap must be made in the following amounts:

Four (4) inch tap . . . . . \$10.00

Six (6) inch tap . . . . . \$10.00.

All taps above six inches will be charged for on the basis of actual materials and labor used, plus fifteen (15) per cent for supervision.

Section 3: Any person violating the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in any sum of not less than \$10.00, nor more than \$50.00.

Section 4: All ordinances and parts of ordinances in conflict herewith are hereby repealed.


Section 5: By reason of the fact that permanent damage can be done to the Public Sewer System by improper tapping procedures using unskilled and untrained personnel; an emergency is hereby declared to exist and this ordinance being necessary for the preservation of public being, health and safety shall take effect and be in force from and after its passage.

PASSED this 8 day of June, 1964.

APPROVED:

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.  
City Clerk.

(SEAL)

ORDINANCE NO. 1928

AN ORDINANCE DEFINING LITTERING, MAKING LITTERING AN OFFENSE AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

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

SECTION 1: Littering is hereby defined as the act of throwing, laying, or depositing of any waste material, including but not limited to, cans, bottles, glass, paper, garbage, or any other refuse, upon any street, parking, park, airport, courthouse or any other public grounds, or in or upon any public building within the City of Garnett.

SECTION 2: Littering is hereby declared to be an offense against the City of Garnett.


SECTION 3: Any person violating the provisions of this ordinance shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined in a sum not exceeding \$100.00 and shall be adjudged to pay the costs of said action.

SECTION 4: This Ordinance shall take effect and be in force from and after its publication in The Anderson Countian, according to law.

PASSED and APPROVED this 15<sup>th</sup> day of June, 1964.

  
.....  
Gwind G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)

ORDINANCE NO. 1930

AN ORDINANCE PROVIDING FOR THE GENERAL ADMINISTRATION ORGANIZATION FOR THE CITY OF GARNETT, KANSAS, UNDER THE COMMISSION-CITY MANAGER FORM OF GOVERNMENT; PROVIDING FOR THE VARIOUS ADMINISTRATIVE DEPARTMENTS AND DEFINING THEIR DUTIES, PROVIDING FOR OATHS AND BONDS OF VARIOUS ADMINISTRATIVE OFFICES, AND FURTHER PROVIDING FOR THE CORPORATE SEAL OF THE CITY AND REPEALING ORDINANCES IN CONFLICT HEREWITH.

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

ARTICLE 1. GOVERNING BODY

SECTION 1. GOVERNING BODY: TITLES. The Governing Body of the City of Garnett shall consist of a city Board of Commissioners provided by the laws of Kansas for cities of the second class having the statutory commission-manager plan of government. The said Governing Body may be referred to in this code as the "City Commission," "Commission," "Governing Body," or "Board of Commissioners."

SECTION 2: POWERS GENERALLY. All powers exercised by cities of the second class, or which shall hereafter be conferred upon them, shall be exercised by the City Commission as the Governing Body of the city, insofar as they do not conflict with the provisions of the statutes relating to the city manager plan of government.

SECTION 3: TITLES. No distinction shall be made in title or duties among the Commissioners, except as the Board shall organize itself for business.

SECTION 4: CHAIRMAN: MAYOR. The City Commission shall choose its own chairman annually, and the chairman shall have the title of Mayor during the year of his office to the end that the City shall have an official head on formal occasions.

SECTION 5. ORDER OF BUSINESS. The City Commission shall determine its own order of business.

SECTION 6. MEETINGS. The Board of Commissioners of the City of Garnett shall hold regular meetings two (2) times each month at such times as adopted by resolution and shall hold such adjourned meetings as it shall deem necessary.

SECTION 7. ORDINANCES. The City Commission shall pass all ordinances needful for the welfare of the City

SECTION 8. OFFICES AND SALARIES. The City Commission shall provide for such offices as shall be necessary to carry out the provisions of the laws of Kansas relating to the city manager plan of government and shall determine the compensation of such officers as may be appointed.

SECTION 9. APPOINT CITY MANAGER. The City Commission shall appoint a City Manager as herein provided, and shall be responsible for his efficient administration of the city's business.

SECTION 10. MEMBERS NOT TO INTERFERE. No member of the City Commission shall directly interfere with the conduct of any department, except at the express direction of the Commission.

SECTION 11. DEPARTMENTS. Administrative departments shall be created by the City Commission as the public business may demand. Such departments are herein created by Article 3 of this chapter.

ARTICLE 2. CITY MANAGER

SECTION 1. POWERS AND TERM OF CITY MANAGER. The administration of the City's business shall be in the hands of the City Manager who shall be appointed by and hold office at the pleasure of the City Commission.

SECTION 2. QUALIFICATIONS. The City Manager shall be chosen solely upon the basis of administrative ability. Choice shall not be limited by any residence qualifications.

SECTION 3. SALARY; BOND. The City Manager shall receive a salary to be fixed by the Commission, and shall give surety bond for the faithful performance of his duties in such amount as may be provided by ordinance.

SECTION 4. DUTIES OF MANAGER. (a) The City Manager shall be responsible for the administration of all of the affairs of the City. He shall see that the laws of Kansas and ordinances of the City are enforced.

(b) He shall appoint and remove all heads of departments and all subordinate officers and employees of the city. All such appointments shall be made upon merit and fitness alone. He shall be responsible for the discipline of all appointive officers, and may without notice cause the affairs of any department or the conduct of any officer or employee to be examined.

(c) He shall have the option to require the appointment of a Civil Service Commission as established by the provisions of Section 13-2201 of the General Statutes of 1949 with such amendments thereto as may hereafter be provided by the legislature.

(d) He shall prepare and submit the annual budget to the Governing Body and also keep the city fully advised as to the financial condition and needs of the city.

(e) He may make recommendations to the Commissioners on all matters concerning the welfare of the city, and shall have a seat, but no vote, in all of the public meetings of the Governing Body.

(f) He shall perform such other and further duties as may be required by law or ordinance.

SECTION 5. COUNTERSIGNS WARRANTS. The City Manager shall countersign all warrants and combined warrants and checks issued by the Director of Finances. Expenditures shall be legal only on the basis of appropriations in the budget, and on the authority of warrants (warrants and checks) issued by the Director of Finances and countersigned by the said Manager. In no case shall warrants be issued to exceed the cash balance in such fund.

ARTICLE 3. ADMINISTRATIVE DEPARTMENTS

SECTION 1. DEPARTMENTS CREATED. The following named departments are hereby established for the administration of the affairs of the City of Garnett:

- (a) Department of Law;
- (b) Department of Service;
- (c) Department of Public Welfare;
- (d) Department of Safety;
- (e) Department of Finance;
- (f) Department of Utilities;

SECTION 2. DEPARTMENTAL DIVISIONS: OFFICERS; EMPLOYEES; BOARDS.

(a) The affairs of the various departments shall be administered by the following officers and employees, or departments or boards, the officers and employees thereof or by such other officers and employees, departments or boards as may be provided by other ordinances, all of whom shall be appointed by the City Manager, unless otherwise provided by law, and shall hold office at his pleasure: Provided, that the City Manager need not appoint or employ any officer or employee herein provided for when the business of the City shall not require it. The duties of such officers and employees, departments or boards shall be as herein provided or as provided by other ordinances of the city, or by the laws of the State of Kansas:

Department of Law:

- (1) City Attorney
- (2) Police Judge

Department of Service:

- (1) Street Superintendent
- (2) Service Staff
- (3) City Inspector

Department of Public Welfare:

- (1) Board of Health
- (2) Health Officer
- (3) Department of Parks

Department of Safety:

- (1) Police Department  
(Chief and Members)
- (2) Fire Department  
(Chief and Members)

Department of Finance:

- (1) Director of Finances
- (2) City Clerk
- (3) City Treasurer

Department of Utilities:

- (1) Superintendent of Utilities:

(b) The City Manager is authorized to act and perform the duties of superintendent or director of any of the foregoing departments or divisions for which he is qualified and may designate some city officer as the director of any department or division to which such officer may be assigned where no other provision is made herein for such appointment.

SECTION 3. DEPARTMENT OF LAW. The Department of Law is created for the administration of the legal affairs of the city, and the supervision and control of the department shall be in charge of a director who shall be known as the City Attorney. He shall be charged with the general direction and supervision of the legal affairs of the city.

(a) City Attorney: Qualifications; Duties. The City Attorney shall appear and prosecute or defend all cases where in the city is a party in all courts. He shall draft all ordinances, contracts, agreements, etc. He shall attend such meetings of the Board of Commissioners as directed, and shall advise the City Commissioners, the Manager and officers of the city upon all legal questions affecting the duties of their offices or the interest of the city as may be submitted to him, and perform other professional services incident to his office. No person shall be eligible to the office of City Attorney who is not by profession an attorney at law admitted to practice in the Supreme Court of the State of Kansas.

(b) Duty of Police Judge. The Police Judge shall hear and determine all cases brought into Police Court, and shall have power to bring before said Police Court all parties for trial upon complaints duly and properly made. He shall possess and exercise all the power as conferred and defined by law pertaining to police judges of cities of the second class.

SECTION 4. DEPARTMENT OF SERVICE. The Department of Service is created for the administration of affairs relating to public buildings, streets, alleys and sidewalks, and the general supervision and control of the department shall be in the hands of the City Manager. The Superintendent of Utilities shall perform the duties of Street Superintendent unless otherwise provided by the Governing Body.

(a) Duty of Street Superintendent. It shall be the duty of the Street Superintendent to supervise the keeping in repair of all public buildings, sidewalks, streets, alleys and other public thoroughfares of the city, in the performance of which duty he shall have charge of the cleaning of and removal of snow and ice from all crosswalks, sidewalks and gutters; he shall see that all dirt streets are dragged as soon as possible following each rain; he shall keep in repair all chattered or graveled streets, and shall notify the City Manager of repairs needed on all other improved streets. He shall perform such other duties as may be prescribed by the City Manager.

(b) Extra Help. Street employees, teamsters and laborers may be employed when necessary and their duties shall be such as provided by the City Manager.

(c) City Inspector. The Department of Inspection is created for the purpose of having general control over all inspections as provided for by city ordinances. The City Inspector shall be in charge of the department, subject to the supervision of the City Manager.

SECTION 5. DEPARTMENT OF PUBLIC WELFARE. The Department of Public Welfare is created for the protection of the health of the inhabitants of the city, for the control of sanitary conditions, and supervision of the parks of the city.

(a) Board of Health. The Board of Health shall perform all the duties prescribed by the ordinances of the city and the laws of Kansas.

(b) Health Officer. The Health Officer shall perform all the duties prescribed by the ordinances of the city and laws of Kansas.

(c) Department of Parks. The Department of Parks shall be under the general supervision of a Park Board, consisting of five members, and shall perform such other duties as shall be assigned to it by the City Manager.

SECTION 6. DEPARTMENT OF SAFETY. The Department of Safety is created for the protection of the lives and property of the citizens of the city and of strangers who may be sojourning therein.

(a) Police Department. The Police Department shall be under the supervision of the Chief of Police. The Police Department shall perform such duties as are imposed upon peace officers by law and ordinance.

(b) Fire Department. The Fire Department shall be organized and perform the duties as are provided by ordinance and laws of Kansas and shall be under the supervision of the Fire Chief.

SECTION 7. DEPARTMENT OF FINANCE. The Department of Finance is created for the purpose of having general control over the financial affairs of the city. The director of Finance shall be in charge of the department, subject to the supervision of the City Manager. The Director of Finance shall be the City Clerk.

(a) City Clerk. The City Clerk shall attend all meetings of the Board of Commissioners and shall be the custodian of the city records, and he shall make and keep a record of all proceedings and meetings of the Board of Commissioners in a minute book provided therefor by said Board. He shall make

a record of all ordinances passed by the Board of Commissioners in an ordinance book provided by it, and shall cause to be published all such ordinances in the form directed by the Board of Commissioners and as required by law. He shall file all notices of the publication of ordinances passed by the Board of Commissioners and shall file all papers and records, which shall, at all reasonable times, be open to public inspection. He shall keep a full and accurate account of the bonds issued by the city, and shall record them in a book by number, date and amount of each individual bond, date of maturity, rate of interest and date of cancellation. He shall carry on all the official correspondence of the city giving the same prompt attention, and shall present for the consideration of the Commission all correspondence received and replies given. He shall have charge of the corporate seal of the city and the power to administer oaths for all purposes pertaining to the business of the city. He shall perform such other duties as directed by the City Manager.

(b) City Treasurer. It shall be the duty of the City Treasurer, in addition to other duties prescribed by law, to receive and safely keep all money of the city which may come into his hands, and disburse the same only upon orders and warrants legally drawn, and issued by the Director of Finance, and countersigned by the City Manager. He shall keep the accounts of the city in such a way that a full statement as to the city finances may be made each month. Expenditures shall be legal and moneys paid out by the City Treasurer only on the basis of the appropriations in the budget and on the authority of warrants issued by the Director of Finance, countersigned by the City Manager. All moneys belonging to the city shall be deposited with responsible and solvent banking institutions which will pay the highest interest on funds deposited, and said interest shall accrue to the benefit of the city.

SECTION 8. DEPARTMENT OF UTILITIES. The Department of Utilities is hereby created for the purpose of operating the electric and gas distribution systems, the water works, and the sewage system of the City. The City Manager is hereby designated as Superintendent of Utilities and shall have supervision and control thereof. The City Manager shall appoint such department heads and such officers and employees as may be necessary to the efficient operation of the utility systems of the city.

SECTION 9. ADDITIONAL DEPARTMENTS. The Board of Commissioners may create and establish additional departments and offices as may be necessary for the purpose of a more efficient administration and as business may demand: Provided, that, when other departments and offices are created and established, the officers in charge shall be appointed by and serve at the pleasure of the City Manager and that the duties to be performed and compensation be defined and fixed by ordinance.

SECTION 10. MANAGER MAY ACT IN ANY CAPACITY. The City Manager may perform the duties of any officer whose office he is qualified to fill and in such cases the appointment or employment of such officer may be dispensed with.

#### ARTICLE 4. OATHS AND BONDS

SECTION 1. OFFICER'S OATH. All officers of the city, whether elected or appointed, either under the laws of the State of Kansas or ordinances of the city, shall, before entering upon the duties of their respective offices, take and subscribe an oath or affirmation as follows:

"I do solemnly swear (or affirm, as the case may be) that I will support the constitution of the United States and the constitution of the State of Kansas and faithfully discharge the duties of \_\_\_\_\_ (here enter name of office). So help me God."

SECTION 2. LOYALTY OATH. Every officer and employee of the city shall sign the following oath:

"I, \_\_\_\_\_, swear (or affirm) that I do not advocate nor am I a member of any political party or organization that advocates the overthrow of the government of the United States or of the state by force or violence and that during such time as I am an officer or employee of the City of Garnett, I will not advocate or become a member of any political party or organization that advocates the overthrow of the government of the United States or of this state by force or violence."

Any officer or employee of this city who shall refuse to sign the oath required herein shall, be subject to immediate dismissal, in addition to any other penalty prescribed by law.

SECTION 3. BOND OF COMMISSIONERS. Each member of the Board of Commissioners shall, before entering upon the duties of his office, give a good and sufficient corporate surety bond, to be executed by a responsible bonding company authorized to do business in Kansas, payable to and for the use and benefit of the City of Garnett, in the sum of Five Thousand and no/100 Dollars conditioned for the faithful discharge of his duties, and that he will save the city harmless from all loss caused by his neglect of duty or malfeasance in office, or for the willful expenditure or misappropriation of any moneys, property or securities of such city in violation of law. The said bonds in each case, before being accepted, shall be approved by the Judge of the District Court in and for Anderson County. The cost of such surety bonds shall be borne by the city.

SECTION 4. BONDS OF CERTAIN OFFICERS REQUIRED. The following city officers shall each, before entering upon the duties of his office, give a good and sufficient corporate surety bond to the City of Garnett, which shall be approved as hereinafter provided before such officer shall begin the performance of his duties. The bond shall be in the following amount:

- (a) City Clerk. . . . . \$ 5,000.00 ;
- (b) City Treasurer. . . . . \$ 15,000.00 ;
- (c) City Manager. . . . . \$ 15,000.00 ;
- (d) Police Judge. . . . . \$ 1,000.00 ;
- (e) Treasurer of Library Board. . . . . \$ 1,000.00 ;
- (f) Treasurer of Firemen's Relief Association . 125% of Maximum Balance.

SECTION 5. CONDITION OF BONDS. Each of the bonds required by Section 4 herein, shall be conditioned for the faithful performance of duty and of all acts required by the laws of Kansas and the ordinances of the city, and for the application and payment over to the proper persons of all moneys or property coming into the hands of each such officer by virtue of his office.

SECTION 6. APPROVAL OF BONDS. All bonds given to the city shall be approved as to their form by the City Attorney and as to surety and sufficiency by the Governing Body, unless otherwise provided by the laws of the State of Kansas.

SECTION 7. PREMIUMS. The premiums on all surety bonds required by this article shall be paid as a claim against the city.

ARTICLE 5. CITY SEAL

SECTION 1. CITY SEAL. The corporate seal of the city shall contain the following words, to-wit: "The City of Garnett, State of Kansas."



SECTION 2. KEEPER; CITY CLERK. The City Clerk shall be the keeper of said seal and shall affix it to all instruments and papers to which it is required by ordinance to be affixed.

ARTICLE 6. CONFLICTS.

SECTION 1. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

ARTICLE 7. EFFECTIVE DATE.

SECTION 1. This ordinance shall be in force and effect from and after its publication in the city paper according to law.

PASSED AND APPROVED this 13th day of July, 1964.



.....  
Mayor

ATTEST:



.....  
City Clerk

(SEAL)

AN ORDINANCE PROVIDING FOR THE ESTABLISHMENT, MAINTENANCE AND CONDUCT OF A SUPERVISED RECREATION SYSTEM,

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

SECTION 1: SUPERVISED RECREATION SYSTEM. A supervised system of recreation in the City of Garnett is hereby established.

SECTION 2: RECREATION COMMISSION. For the purpose of carrying on a supervised recreation system there is hereby established in the City of Garnett a Recreation Commission composed of five members chosen by the Governing Body of the City. All of the original members of the Recreation Commission shall hold office until the expiration of their respective terms, which shall expire as follows, to-wit: One on January 1, 1955; two on January 1, 1956; and two on January 1, 1957. Upon the expiration of the terms of such members, the Governing Body shall annually appoint a member or members of said Board who shall hold office for a term of three years from and after the 1st day of January of the year in which he was appointed, and thereafter, all terms shall be for three years from and after the 1st day of January in the year of such appointment. Vacancies shall be filled by the Governing Body in the same manner as the original appointment, the person being appointed for the unexpired term.

SECTION 3: COMMISSION: ORGANIZATION. The Recreation Commission shall, upon appointment, meet and organize and elect a president and secretary and such other officers as may be deemed necessary. That said officers shall continue in office until the 1st day of January of the next succeeding year, at which time, the Commission shall again organize and elect a president and secretary and such other officers as may be deemed necessary, which officers shall hold office for a term of one year. Hereafter, officers shall be elected annually. The Recreation Commission shall appoint a superintendent of recreation and such assistants and other employees as may be necessary to carry on the supervised recreation program of the City.

SECTION 4: COMMISSION: POWERS AND DUTIES. The said Commission shall be charged with the conduct of and the proper operation of the supervised system of public recreation and public playgrounds of the City and shall be empowered to adopt suitable rules and regulations for its government in the conduct of the said program. The Commission is further authorized to use the public facilities of the City and of the Board of Education of said City on such terms and conditions as may be mutually agreeable.

SECTION 5: FUNDS: DISBURSEMENTS: TREASURER. The funds received and set over to the Recreation Commission by the City shall be deposited in a separate fund in the City Treasury, and the Treasurer of said City shall be ex officio treasurer of said Commission. All funds of the Commission shall be deposited in a qualified depository bank of the City, and shall be disbursed upon claims properly itemized and certified as required by law. Warrants and checks shall be signed by the President and Secretary of the Commission and countersigned by the Treasurer of said Commission.

SECTION 6: REPORT OF COMMISSION. On or before January 1st of each year the Recreation Commission shall file, with the City Clerk, an itemized statement of all receipts and disbursements made during the preceding calendar year. Said report shall include a statement of all recreational activities supervised under the direction of said Commission.

SECTION 7: BUDGET. On or before July 1st of each year, the Recreation Commission shall meet with the City Manager of the City to prepare a budget for said Commission to be proposed and adopted as a part of the budget for said City.

SECTION 8: EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication as provided by law.

PASSED and APPROVED by the Governing Body this 10 day of August, 1964.

*[Handwritten Signature]*  
.....  
Gwin G. Shell, Mayor

Attest:

*[Handwritten Signature]*  
.....  
Harley Gibson, Jr.,  
City Clerk

(SEAL)

~~1964~~

AN ORDINANCE CREATING A SEWER TAXING DISTRICT, AND DESIGNATION OF SEWER TAXING DISTRICT

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

Section 1: All of the following described real estate, to-wit:

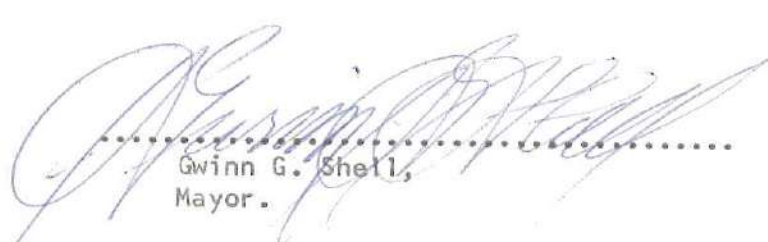
Blocks 17, 18, 24, and 25; Lots 4, 5, 6, 7, 8, and 9 in Block 19; Lots 3, 4, 5, and 6 in Block 23; and Lots 1, 2, 3, and 4 in Block 26, together with vacated alleys in Blocks 17, 18, 23, 24, 25, and 26 included herein; and the West Half of the vacated alleys lying adjacent to and on the East side of Lots 4 and 9 in Block 19, all in Chapman Addition to the City of Garnett; also, Blocks 3, 4, 5, 6, 9, 10, 11, 12, 18, and 19; Lots 1 to 9, inclusive, and 12 to 20, inclusive, Block 7; all of Block 17 lying West of the A. T. & S. F. Railway right-of-way; Lots 1 to 10, inclusive, of Block 23; Lots 1 to 10, inclusive, of Block 24; and Lots 1 to 10, inclusive, of Block 25 in Mandovi Addition to the City of Garnett, all in Anderson County, Kansas;

is hereby created as and designated as Sewer District No. 17.

Section 2: The above designated territory shall constitute a Sewer Taxing District as provided by law.

Section 3: This Ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

PASSED and ADOPTED this 14th day of September, 1964.

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.  
City Clerk

(SEAL)

ORDINANCE NO. 1936

AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF SEWERS IN SEWER DISTRICT NO. 17.

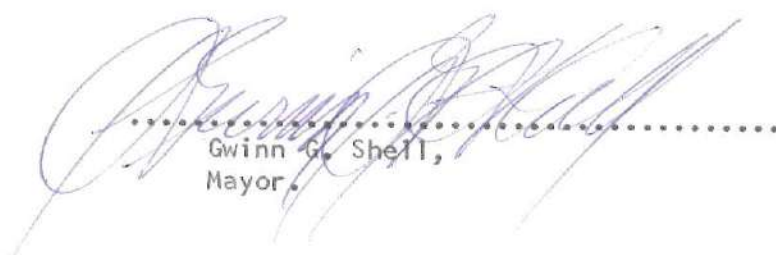
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, KANSAS:

Section 1: That a sewer system be constructed in Sewer District No. 17 in the City of Garnett, Kansas.


Section 2: That sewers be constructed according to the plans and specifications therefor which have heretofore been prepared by the City Engineer, and are now on file with the City Clerk and which are hereby approved, ratified, and adopted.

Section 3: This Ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

PASSED and ADOPTED this 14th day of September, 1964.

  
.....  
Gwinn G. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.  
City Clerk.

(SEAL)

ORDINANCE NO. 1937

AN ORDINANCE AMENDING SECTION 5, ARTICLE 2 OF ORDINANCE NO. 1930 OF THE CITY OF GARNETT, AUTHORIZING THE MAYOR TO COUNTERSIGN WARRANTS AND COMBINED WARRANTS AND CHECKS ISSUED BY THE CITY OF GARNETT.

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

Section 1: Section 5 of Article 2 of Ordinance No. 1930 is hereby amended to read as follows:

SECTION 5. COUNTERSIGNS WARRANTS. The City Manager shall countersign all warrants and combined warrants and checks issued by the Director of Finances. The Mayor shall be authorized and empowered to countersign said warrants and combined warrants and checks in the absence of the City Manager. Expenditures shall be legal only on the basis of appropriations in the budget, and on the authority of warrants (warrants and checks) issued by the Director of Finances and countersigned by the said manager, or by the Mayor in his absence. In no case shall warrants be issued to exceed the cash balance in such fund.

Section 2: Because of an emergency, this Ordinance shall be in force and effect from and after its publication in the City Paper according to law.

PASSED and APPROVED this 28th day of September, 1964.

  
.....  
Gwinn A. Shell,  
Mayor.

Attest:

.....  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)

AN ORDINANCE ESTABLISHING CLASSIFICATION OF USERS OF ELECTRICAL ENERGY FURNISHED BY THE CITY OF GARNETT, KANSAS, TO ITS CONSUMERS, AND ESTABLISHING MONTHLY RATES FOR THE VARIOUS CLASSIFICATIONS OF USERS; PROVIDING FOR MINIMUM MONTHLY CHARGES; REPEALING ORDINANCE NUMBER 1709 AND ALL ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1. CLASSIFICATION OF USERS. Users of electrical energy furnished by the City of Garnett, Kansas, are hereby classified and defined as follows:

A. Residential Users. Residential users are hereby defined as consumers using electrical energy at the place of abode of the user, not meeting the requirement of any other classification for residence use.

B. All-Electric Power Users. All-electric power users are hereby defined as residential users who use electrical energy for heating as well as for cooking and for other electrical service.

C. Industrial Users. Industrial users are hereby defined as consumers who are principally or primarily engaged in the manufacture or processing of raw materials into finished or semi-finished articles or engaged in the fabrication of materials.

D. Commercial Users. Commercial users are hereby defined as those consumers engaged in business for profit other than industrial users.

SECTION 2. MONTHLY RATES. The following monthly rates for the use of electrical energy are hereby established to users and consumers of the City, expressed in cents per kilowatt hour, (k.w.h.):

A. Residential Rates:

First 50 k.w.h. . . . . 7 cents per k.w.h.  
Next 50 k.w.h. . . . . 5-1/2 cents per k.w.h.  
Excess of 100 k.w.h. . . . . 3 cents per k.w.h.

B. All-Electric Power Rates:

First 50 k.w.h. . . . . 7 cents per k.w.h.  
Next 50 k.w.h. . . . . 5-1/2 cents per k.w.h.  
Next 1,400 k.w.h. . . . . 2-1/2 cents per k.w.h.  
Next 1,500 k.w.h. . . . . 1-3/4 cents per k.w.h.  
Next 9,000 k.w.h. . . . . 1-1/2 cents per k.w.h.  
Excess of 12,000 k.w.h. . . . . 1-1/4 cents per k.w.h.

C. Industrial Rates:

First 200 k.w.h. . . . . 5 cents per k.w.h.  
Next 800 k.w.h. . . . . 3 cents per k.w.h.  
Next 1,000 k.w.h. . . . . 2 cents per k.w.h.  
Next 500 k.w.h. . . . . 1-3/4 cents per k.w.h.  
Excess of 2,500 k.w.h. . . . . 1-1/2 cents per k.w.h.

D. Commercial Rates:

First 50 k.w.h. . . . . 7 cents per k.w.h.  
Next 50 k.w.h. . . . . 5-1/2 cents per k.w.h.  
Next 1,400 k.w.h. . . . . 3 cents per k.w.h.  
Next 1,500 k.w.h. . . . . 2-1/2 cents per k.w.h.  
Next 9,000 k.w.h. . . . . 1-3/4 cents per k.w.h.  
Next 10,000 k.w.h. . . . . 1-1/2 cents per k.w.h.  
Excess of 22,000 k.w.h. . . . . 1-1/4 cents per k.w.h.

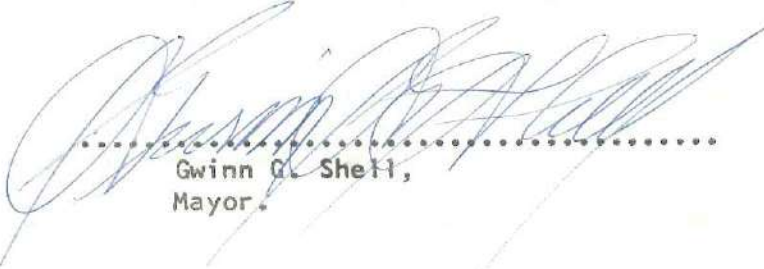
SECTION 3. MINIMUM MONTHLY CHARGE. A minimum monthly charge of \$1.10 is hereby established and shall apply to the user of any class.

SECTION 4. REPEAL. Ordinance No. 1709 and all ordinances in conflict herewith are hereby repealed.


SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect and be in force from and after its publication in the Anderson Countian, beginning January 1, 1965.

PASSED by the Commission on the 28th day of December, 1964.

APPROVED and signed by the Mayor this 28th day of December, 1964.

  
.....  
Gwinn C. Shell,  
Mayor.

Attest:

  
.....  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)



ORDINANCE NO. 1944

AN ORDINANCE REGULATING TRAFFIC UPON THE HIGHWAYS OF THE CITY OF GARNETT, KANSAS; INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," PREPARED AND PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES, EDITION OF 1963, SUCH INCORPORATION BEING AUTHORIZED BY SECTIONS 12-3009 TO AND INCLUDING 12-3012 OF THE 1961 SUPPLEMENT TO THE GENERAL STATUTES OF 1949, AND REPEALING ORDINANCE NUMBERED 1573, BEING THE SAME AS TITLE X OF THE CITY CODE OF GARNETT.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT:

Section 1. Incorporating Standard Traffic Ordinance. There is hereby incorporated by reference for the purpose of regulating traffic upon the highways of the City of Garnett, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 1963, 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 Adopted by Ordinance No. 1944," with all sections or portions thereof intended to be omitted clearly marked to show any such deletion 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, Police Judge and all administrative departments of the city charged with the enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of such standard ordinance similarly marked, deleted and changed as may be deemed expedient.

Section 2. General Penalties. Every person convicted of a violation of any of the provisions of this ordinance shall for first conviction thereof, be punished by a fine of not more than One Hundred Dollars (\$100), or by imprisonment for not more than ten (10) days; for a second such conviction within one (1) year thereafter such person shall be punished by a fine of not more than Two Hundred Dollars (\$200.), or by imprisonment for not more than twenty (20) days, or by both such fine and imprisonment; upon a third or subsequent conviction within one (1) year after the first conviction such person shall be punished by a fine of not more than Five Hundred Dollars (\$500), or by imprisonment for not more than six (6) months, or by both such fine and imprisonment; provided, the penalties prescribed in the Standard Traffic Ordinance incorporated by reference by Section 1 shall prevail as to violation of its provisions.

Section 3. Repeal. Ordinance number 1573, being Title X of the Garnett City Code is hereby repealed.

Section 4. Effective Date. This ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

Passed by the Commission the 28 day of December 1964.

Approved and signed by the Mayor this 28 day of December, 1964.

ATTEST:

.....  
Harley Gibson  
City Clerk

(SEAL)

.....  
Mayor

ORDINANCE NO. 1945

AN ORDINANCE AMENDING TITLE II, CHAPTER 4, SECTION 1, OF THE CITY CODE OF GARNETT, KANSAS, PROVIDING FOR THE APPOINTMENT OF A LIBRARY BOARD AND ESTABLISHING THE TERMS OF THE MEMBERS OF SAID BOARD AND QUALIFICATIONS THEREFOR.

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

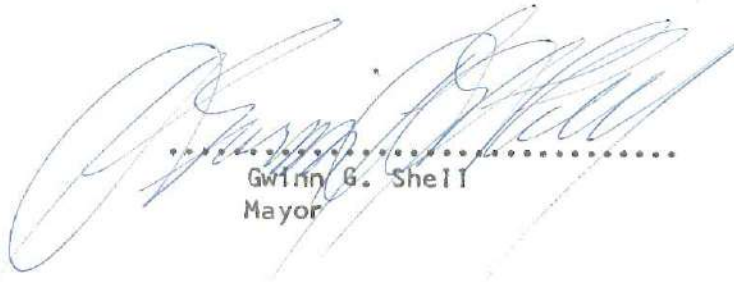
SECTION 1. APPOINTMENT; TERM OF OFFICE: Title 2, Chapter 4, Section 1, of the City Code of the City of Garnett is hereby amended to read as follows: The Mayor shall appoint with the approval of the governing body a Library Board consisting of seven (7) members for the Garnett City Library. One (1) member shall be appointed for a term expiring the first April 30th following date of appointment; two (2) members for terms expiring the second April 30th following date of appointment; two (2) members for terms expiring the third April 30th following date of appointment; and two (2) members for terms expiring the fourth April 30th following date of appointment. In addition to the appointed members of the board the Mayor of Garnett shall be an ex officio member of the Library Board with the same powers as appointed members.

SECTION 2. QUALIFICATIONS: No person holding any office in the City of Garnett shall be appointed a member to said board while holding such office. Upon the expiration of the terms of members first appointed succeeding members shall be appointed in like manner for terms of four (4) years. All members appointed to the Library Board shall be residents of the city of Garnett. Vacancies on the board shall be filled by appointment of a member or members for the unexpired term. No person who has been appointed for two (2) consecutive four-year terms to said board shall be eligible for further appointment to the board until two years after the expiration of the second term.


SECTION 3. EFFICTIVE DATE: This Ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

Passed by the Commission on the 28th day of December, 1964

Approved and signed by the Mayor this 28th day of December, 1964.

  
.....  
Gwynn G. Shell  
Mayor

ATTEST:

  
.....  
Harley Gibson, Jr.  
City Clerk

(SEAL)

ORDINANCE NO. 1960

AN ORDINANCE PROVIDING FOR THE ISSUANCE OF GAS SYSTEM REVENUE BONDS, SERIES 1965, OF THE CITY OF GARNETT, KANSAS, IN THE PRINCIPAL SUM OF \$70,000.00 FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COSTS OF IMPROVEMENTS OF THE GAS DISTRIBUTION SYSTEM OF SAID CITY; PRESCRIBING THE DETAILS OF SAID BONDS; AND PROVIDING FOR THE COLLECTION, SEGREGATION AND DISTRIBUTION OF THE INCOME OF SAID GAS DISTRIBUTION SYSTEM FOR THE PURPOSE OF PAYING THE COSTS OF OPERATION, MAINTENANCE AND IMPROVEMENT OF SUCH UTILITY AND FOR PAYING THE PRINCIPAL OF AND THE INTEREST ON SAID BONDS, AND MAKING CERTAIN AGREEMENTS WITH RESPECT THERETO.

BE IT ORDAINED by the Governing Body of the City of Garnett, Anderson County, Kansas, that:

Section 1: For the purpose of paying the costs of improvements of the gas distribution system for the City of Garnett, Kansas, which improvements shall consist of replacing a part of the present transmission lines in the Gas Distribution System, and doing all things necessary and incidental thereto, as shown by certain plans and specifications now filed in the office of the City Clerk, there shall be and are hereby issued Gas System Revenue Bonds, Series 1965, in the total principal amount of \$70,000.00.

Section 2: Said issue of Gas System Revenue Bonds, Series 1965, shall consist of 70 bonds numbered from 1 to 70, inclusive, shall be dated July 1, 1965, and shall be in the denomination of \$1,000.00 each. Subject to the provision hereinafter set forth, the bonds shall mature, commencing July 1, 1966, as follows:

| <u>Bond Nos.</u> | <u>Maturity Date</u> | <u>Interest Rate</u> |
|------------------|----------------------|----------------------|
| 1 - 6            | July 1, 1966         | 3-3/4%               |
| 7 - 12           | July 1, 1967         | 3-3/4%               |
| 13 - 18          | July 1, 1968         | 3-3/4%               |
| 19 - 25          | July 1, 1969         | 4%                   |
| 26 - 32          | July 1, 1970         | 4%                   |
| 33 - 39          | July 1, 1971         | 4%                   |
| 40 - 46          | July 1, 1972         | 4%                   |
| 47 - 54          | July 1, 1973         | 4%                   |
| 55 - 62          | July 1, 1974         | 4%                   |
| 63 - 70          | July 1, 1975         | 4%                   |

and shall bear interest from date, payable January 1, 1966, and thereafter semi-annually on July 1 and January 1 in each year, at the rates above specified, until the principal sum shall have been paid; provided, however, that the City of Garnett, Kansas, hereby reserves the right to call and redeem any or all bonds numbered 33

through 70, maturing July 1, 1971, through July 1, 1975, inclusive, at the option of the City, on July 1, 1970, or on any interest-payment date thereafter, at the par value thereof, together with accrued interest thereon to the date of redemption, with a premium for bonds called prior to their stated maturity which shall be 3% of the principal amount of any bonds so called. In the event said City shall elect to call for redemption and payment, as aforesaid, any of said bonds numbered 33 through 70, inclusive, prior to their stated maturity, then all of said bonds so subject to redemption shall be redeemed and paid prior to their stated maturity only in the inverse numerical order of said bonds, the outstanding bond having the highest number being the first bond called for payment. In the event of any such redemption, the City shall publish once in the official state paper of the State of Kansas, not less than 30 days prior to the date on which said bonds are called for payment, a notice of the intention of said City to call and pay said bonds, and interest on any bond called for redemption shall cease from and after the date for which call is made.

Said bonds and the interest coupons to be attached thereto shall be payable in lawful money of the United States of America at the office of the State Treasurer of the State of Kansas in the City of Topeka, Kansas.

Section 3: Said bonds shall be signed by the Mayor and shall have the official seal of the City affixed thereto and shall be attested by the City Clerk. Interest coupons shall be attached to said bonds representing the interest to mature thereon and said interest coupons shall bear the facsimile signatures of the Mayor and the City Clerk.

Section 4: The form and contents of said bonds and interest coupons shall be as adopted by resolution of the governing body of the City of Garnett, Kansas.

Section 5: The Mayor and the City Clerk are hereby authorized and directed to prepare and execute said bonds and, when duly executed and registered, to deliver said bonds to the purchaser thereof upon payment of the purchase price.

Section 6: The \$70,000.00 principal amount of Gas System Revenue Bonds, Series 1965, dated July 1, 1965, of the City of Garnett, Kansas, are hereby made a lien on the revenues produced from the natural gas system of the City and shall be paid out of said revenues.

Section 7: The amount received from the sale of said bonds shall be deposited in a separate fund hereby created in the treasury of the City, to be known and hereafter referred to as the "Gas System Construction Fund", and shall be used by said City for the sole purpose of paying the costs of the construction of the natural gas system as hereinabove specified. Any surplus in said "Gas System Construction Fund" not required for the payment of the costs as hereinabove set forth shall be credited to the "Gas System Bond and Interest Account, Account #1" created by Section 9 of this Ordinance.

Section 8: So long as any of the Gas System Revenue Bonds, Series 1965, remain outstanding and unpaid, the City covenants and agrees that all of the revenue derived by said City from the operation of its natural gas system from and after the delivery of any of the bonds herein authorized, including all revenues of all improvements, extensions and enlargements of said system hereinafter constructed or acquired, will be paid and deposited into an operating fund hereby created in the treasury of the City to be known and hereinafter referred to as the "Gas System Fund - 1965" and said revenues will not be mingled with other funds of said City. Said "Gas System Fund - 1965" shall be used only for the purposes authorized by law, including paying the costs of operation, maintenance, alterations, reconstruction, repair, improvement, extension and enlargement of said system, providing an adequate depreciation fund, and paying the principal of and interest on the Gas System Revenue Bonds, Series 1965, and any gas system revenue bonds of the City hereinafter issued, subject to the restrictions as hereinafter set forth, the moneys of said "Gas System Fund - 1965" to be used for the purposes aforesaid in the manner and under the conditions hereinafter set forth.

Section 9: There are hereby created in the treasury of the City four (4) further separate accounts to be known, respectively, as the:

Gas System Bond and Interest Account, Account #1

Gas System Bond Reserve Account, Account #2

Gas System Maintenance Reserve Account, Account #3

Gas System Surplus Account, Account #4,

and the City of Garnett, Kansas, covenants and agrees that from and after the delivery of any of the bonds herein authorized, and continuing so long as any of said bonds shall remain outstanding, said City will maintain said accounts and each of them, and the City Treasurer, on the first day of each month following delivery of the Gas System Revenue Bonds, Series 1965, will allocate all of the revenues then in the "Gas System Fund - 1965" created and referred to in Section 8

of this Ordinance, in the following manner:

(a) There shall first be allocated and credited an amount sufficient to pay the cost of operating and maintaining the natural gas system of the City for the ensuing month, provided, however, the amount so allocated and credited may also include any amount required to pay part or all of the then current expenses of operating and maintaining said system insofar as said expenses may remain unpaid, and provided that such cost of operation and maintenance shall not include the cost of extending or enlarging said system.

(b) There shall next be allocated and credited to the "Gas System Bond and Interest Account, Account #1" the following sums:

1. On the first day of each month beginning August 1, 1965, an equal pro rata portion of the amount required to pay interest on said bonds on the next succeeding interest-payment date, and for the balance of the time that any of said bonds shall remain outstanding and unpaid, an amount equal to one-sixth (1/6) of the amount of interest becoming due on said bonds on the next succeeding interest-payment date; and
2. On the first day of each month beginning July 1, 1965, an amount not less than one-twelfth (1/12) of the principal amount of said bonds becoming due on the next succeeding bond maturity date.

All amounts credited to said "Gas System Bond and Interest Account, Account #1" shall be expended and used by the City for the sole purpose of paying the principal of and interest on said bonds as and when the same become due.

(c) There shall be allocated and credited immediately to the "Gas System Bond Reserve Account, Account #2" from funds on hand the sum of \$8,000.00. All amounts credited to and deposited in said "Gas System Bond Reserve Account, Account #2" shall be expended and used solely to prevent any default in the payment of the principal of and interest on the bonds herein authorized if the moneys in the "Gas System Bond and Interest Account, Account #1" are insufficient to pay such principal and interest or if no other

funds are available for such purpose. No part of the "Gas System Bond Reserve Account, Account #2" shall ever be used or expended by the City to call any of said bonds for payment prior to their ultimate maturity unless there shall remain in said "Gas System Bond Reserve Account, Account #2" after such call and payment the sum of \$8,000.00 or an amount equal to the principal of all of the bonds authorized hereunder then outstanding, together with all interest that will become due thereon to maturity. Moneys accumulated in the "Gas System Bond Reserve Account, Account #2" may be invested in United States Government obligations maturing within five (5) years from the date of purchase.

As long as the amount of said "Gas System Bond Reserve Account, Account #2" shall aggregate the amount of not less than \$8,000.00, no further payments into said account shall be required, but if the City shall ever be compelled to use and expend any part of said account for the purpose authorized and such use shall reduce the amount in said account below the sum of \$8,000.00, then the City covenants and agrees that after making all allocations and credits at the time required to be made under the provisions of paragraphs (a) and (b) of this Section 9, it will thereafter make an allocation of \$400.00 each month into the "Gas System Bond Reserve Account, Account #2" until said account aggregates not less than \$8,000.00. Moneys in said account shall be used to pay and retire the last outstanding bonds herein authorized, when sufficient to do so.

- (d) There shall be allocated and credited immediately to the "Gas System Maintenance Reserve Account, Account #3" from funds on hand the sum of \$4,000.00. Except as hereinafter provided, all amounts credited to said account shall be used by the City, if no other funds are available therefor, for paying the cost of operating and maintaining the natural gas system of the City and keeping the same in good repair and working order and to pay unusual and unforeseen maintenance expenses of the System so that said system may continue in effective and efficient operation, provided that no moneys in said account shall be used for the purpose of extending or enlarging said system.

Funds in this account may also be used for the purpose set forth in paragraph (c) of this Section 9.

When and if the amount of said "Gas System Maintenance Reserve Account, Account #3" shall aggregate the amount of not less than \$4,000.00, no further payments into said account shall be required, but if the City shall ever be compelled to use and expend any part of said account for purposes authorized and such use shall reduce the amount of said account below the sum of \$4,000.00, then the City covenants and agrees that after making all allocations and credits at the time required to be made under the provisions of paragraphs (a), (b) and (c) of the Section 9, it will thereafter make monthly credits of \$200.00 into said "Gas System Maintenance Reserve Account, Account #3" until said account aggregates not less than \$4,000.00. Moneys in said "Gas System Maintenance Reserve Account, Account #3" may be invested in United States Government obligations maturing within one (1) year from the date of purchase.

(e) After all allocations and payments required or permitted to be made by paragraphs (a), (b), (c) and (d) of this Section 9 shall have been made by the City, all remaining moneys in said "Gas System Fund - 1965" along with any other Gas System Funds on hand shall be allocated and credited to the "Gas System Surplus Account, Account #4." Moneys in said account shall be used by the City for the purpose of making improvements of and extensions to the natural gas system of the City or for the purpose of paying and redeeming, prior to their ultimate maturity, any of the bonds of the City herein authorized which are subject to redemption, in accordance with the conditions set forth herein, or for the purpose of purchasing bonds of the issue herein authorized in the open market at a fair market price, or the City may invest said moneys in United States Government obligations maturing at least sixty (60) days prior to the first call date of the bonds of this issue, or for any other lawful purpose.

(f) If any moneys in any of the above accounts be not invested in the manners permitted above, they may be deposited in a bank located



in the City of Garnett, Kansas.

Section 10. The City of Garnett, Kansas, hereby covenants and agrees that so long as any of the bonds herein authorized remain outstanding and unpaid, said City will not issue any additional bonds or other obligations payable out of the revenues of its natural gas system which stand on a parity or equality with the bonds herein authorized unless all of the following conditions are met:

(a) The issuance of such additional Gas System Revenue Bonds shall be authorized or permitted under the laws of the State of Kansas.

(b) The "Gas System Bond Reserve Account, Account #2" and the "Gas System Maintenance Reserve Account, Account #3" shall at the time be at the maximum amounts hereinbefore provided in Section 9 of this ordinance, namely, Eight Thousand Dollars (\$8,000.00) and Four Thousand Dollars (\$4,000.00), respectively.

(c) The average annual net income derived by the City from the operation of its gas system, such net income being defined as the gross income less only the reasonable expenses of operation, maintenance, and repair of such utility, but before any other payments or charges, for the two fiscal years next preceding the issuance of additional bonds, shall have been equal to at least one hundred fifty per cent (150%) of the maximum amount required to be paid out of said income in any succeeding fiscal year on account of both principal and interest becoming due with respect to all gas system revenue obligations of the City including the additional revenue bonds proposed to be issued.

(d) The City shall not be in default in making any payments at the time required to be made by it into the respective accounts created or established by this ordinance.

(e) The procedures authorizing the issuance of such additional parity or equality bonds shall contain recitals establishing reserve funds in the initial amounts which shall bear the same percentage ratio to the gross amount of such additional parity or equality bonds as the reserve funds of this issue, Series 1965, bears to the gross amount of this issue.

Section 11: Nothing contained in this Ordinance shall prohibit nor restrict the right of the City to issue additional revenue bonds payable from net revenues of the City's natural gas system for the purpose of making further repairs, extensions, reconstruction, enlargements or improvements of said system, or from using moneys in the "Gas System Fund - 1965" to pay the principal of and interest on said additional bonds, provided that:

(a) The City shall not be in default in the payment of principal

of and interest on any of the Gas System Revenue Bonds, Series 1965, nor shall the City be in default in any of the payments required to be made into the respective funds and accounts created or referred to in Sections 7, 8 and 9 of this Ordinance;

- (b) Said additional revenue bonds shall be junior and subordinate to the Gas System Revenue Bonds, Series 1965, so that if at any time the City shall be in default in paying the principal of or interest on such Gas System Revenue Bonds, Series 1965, or if the City shall be in default in making any of the payments required to be made into the funds created or referred to in Sections 7, 8 and 9 of this Ordinance, the City shall make no payments of either principal of or interest on said junior subordinate bonds hereinafter issued until said default or defaults be cured and no default shall exist on the part of the City under the covenants, agreements and conditions contained in this Ordinance.

Section 12: The City of Garnett, Kansas, covenants with each of the purchasers and holders of the Gas System Revenue Bonds, Series 1965, that so long as any of the said bonds remain outstanding and unpaid:

- (a) The City will fix, establish, maintain and collect such rates, fees or charges for the use of or services rendered by the natural gas system of said City, including improvements, extensions and enlargements thereof, which rates, fees or charges shall be sufficient to pay the cost of operation, improvement and maintenance of said system, providing an adequate depreciation fund, and paying the principal of and interest on all natural gas system bonds issued by said City against said system, and which rates, fees or charges will annually produce a net income after the payment of operation and maintenance expenses, in an amount equal to 150% of the average annual principal and interest requirements on the bonds herein authorized, at the time outstanding.
- (b) None of the facilities or services afforded by the natural gas system of the City will be furnished to any user without a reasonable charge being made therefor.

- (c) The City will maintain the natural gas system in good repair and working order and will operate the same in an efficient manner and at reasonable cost.
- (d) The City will not mortgage, pledge or otherwise encumber its natural gas system or any part thereof or any improvements, extension or enlargement thereof, nor will it sell, lease or otherwise dispose of said system or any material part thereof; provided, however, the City may dispose of any property which has become obsolete, nonproductive, or otherwise not usable to the advantage of the City. Any proceed derived from the sale of such property shall become a part of the "Gas System Fund - 1965".
- (e) The City will carry and maintain a reasonable amount of all-risk insurance, including liability insurance, upon the properties constituting its natural gas system insofar as they are of an insurable nature, the amount of such insurance being that which would normally be maintained and carried by a private corporation engaged in a similar type of business.
- (f) The City will install and maintain proper books, records, and accounts, entirely separate from all other records and accounts of the City, in which complete and correct entries will be made of all deals and transactions of or in relation to, the property, business and affairs of the natural gas system. Such accounts shall show the amount of revenues received from said system, the application of such revenue, and all financial transactions in connection therewith. Said books shall be kept by the City according to standard accounting practices applicable to the operation of such a facility. The City will operate its natural gas system on the basis of a fiscal year coinciding with the calendar year. Annually, at the end of each fiscal year, the City will cause an audit to be made by a competent firm of licensed municipal public accountants of the operation of its natural gas system, and if such audit shall disclose that proper provisions have not been made for all of the requirements of this Ordinance and the laws of the State of Kansas, then the governing body of the City shall promptly proceed to cause to be charged for the use of or service rendered

by the natural gas system, rates which will adequately provide for the requirements stated herein and set forth in the laws of the State of Kansas.

Said audit shall be completed as soon as possible after the end of each fiscal year and a copy thereof shall be filed in the office of the City Clerk where it shall be open to public inspection. Duplicate copies of such audit shall be sent promptly by mail to The First Securities Company, Wichita, Kansas.

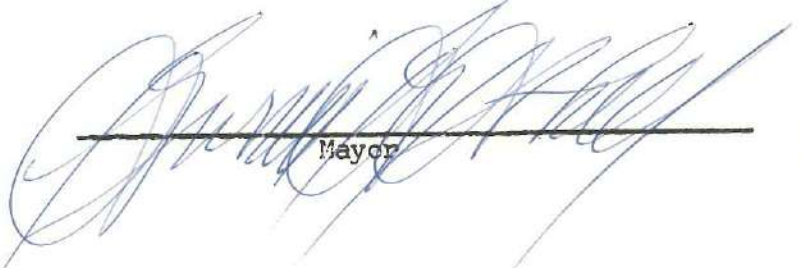
~~(g) At the end of each fiscal year, the City will cause an independent Consulting Engineer experienced in the construction and operation of public utilities to make an examination and report on the condition and operation of the City's gas distribution system, such report to include recommendations as to any changes in such operation deemed desirable. Such report shall also make reference to any unusual or extraordinary items of maintenance and repair and any extensions or improvements that may be needed in the ensuing year. A copy of each such report will be filed in the office of the City Clerk and duplicate copies thereof shall be mailed promptly to the underwriters.~~

(\*) The holder of any of the Gas System Revenue Bonds, Series 1965, shall have the right at all reasonable times to inspect the natural gas system of the City and all records, accounts and data relating thereto, and any such holder shall be furnished by the City with such information concerning the system and the operation thereof that he may reasonably request.

Section 13: The provisions of this Ordinance shall constitute a contract between the City of Garnett and the holders of the Gas System Revenue Bonds, Series 1965, and the holder of any one or more of said bonds may, by any action or proceeding at law or in equity, enforce or compel performance of all duties and obligations required by this Ordinance to be done or performed by said City. Nothing contained in this Ordinance, however, shall be construed as imposing on the City any duty or obligation to levy any taxes either to meet any obligation contained herein or to pay the principal of or interest on any of the revenue bonds of the City.

Section 14: This Ordinance shall take effect and be in full force after its passage, approval and publication in the official city newspaper.

Passed and approved this 28th day of June, 1965.

  
\_\_\_\_\_  
Mayor

(SEAL)

ATTEST:

  
\_\_\_\_\_  
City Clerk

## ORDINANCE NO. 1961

AN ORDINANCE ESTABLISHING CLASSIFICATION OF USERS OF GAS SERVICE FURNISHED BY THE CITY OF GARNETT, KANSAS, TO ITS CONSUMERS, AND ESTABLISHING MONTHLY RATES FOR THE VARIOUS CLASSIFICATIONS OF USERS, REPEALING THAT PART OF ORDINANCE 1676 AND ALL OTHER ORDINANCES IN CONFLICT HEREWITH.

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

Section 1. Classification of Users. Users of gas furnished by the City of Garnett, Kansas are hereby classified and defined as follows:

A. Residential and Commercial Users. Residential and commercial users are hereby defined as consumers using gas service at the place of abode of the user, or at his place of business, or otherwise, not meeting the requirement of any other classification established hereby.

B. Industrial Users. Industrial users are hereby defined as consumers who are principally or primarily engaged in the manufacture or processing of raw materials into finished or semi-finished articles, or engaged in fabrication of materials.

Section 2. Monthly Rates. The following monthly rates for the use of gas service are hereby established for gas delivered by the City to its consumers:

A. Residential and Commercial Rates. For the first Two Thousand (2,000) cubic feet, or any fraction thereof, One Dollar and Ten Cents (\$1.10) minimum; for all gas used in excess of Two Thousand (2,000) cubic feet a Fifty-five Cent (.55c) per Thousand (1,000) cubic feet.

B. Industrial Rates. For industrial users there shall be established a base use, which shall be determined by averaging the use of gas by such user during the months of June, July, August and September of each year. For such base amount, the industrial user shall pay Thirty Five Cents (.35c) per Thousand (1,000) cubic feet, and Thirty-eight Cents (.38c) per Thousand (1,000) cubic feet for all gas used in excess of said base. Upon determination of the base use each year, the new base so determined shall be applied to the billing due November 1, after the base use has been determined, and shall apply for a twelve (12) month period until a new base shall be determined.

Section 3. That part of Ordinance No. 1676 and all other ordinances in conflict herewith are hereby repealed.

Section 4. That this Ordinance shall take effect and be in force from and after its publication in The Anderson Countian

PASSED and APPROVED this 28th day of June, 1965.

S/ Gwinn G. Shell  
Gwinn G. Shell,  
Mayor.

Attest:

S/ Harley Gibson, Jr.  
Harley Gibson, Jr.  
City Clerk.  
(SEAL)

ORDINANCE NO. 1962

AN ORDINANCE AMENDING SECTION 127 (a) OF ORDINANCE NO. 1944, STANDARD TRAFFIC ORDINANCE OF THE CITY OF GARNETT, KANSAS.

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

Section 1: Section 127 (a) Muffler Requirements, of Ordinance No. 1944 is hereby amended to read as follows:

(a) Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise or annoying smoke, and no person shall use a muffler cutout, bypass or similar device upon a motor vehicle on a highway.

Section 2: That this Ordinance shall take effect and be in force from and after its publication in The Anderson Countian.

PASSED and APPROVED this 28th day of June, 1965.

S/ Gwinn G. Shell,  
Gwinn G. Shell,  
Mayor.

Attest:

S/ Harley Gibson, Jr.,  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)

ORDINANCE NO. 1963

AN ORDINANCE REGULATING PLUMBING IN THE CITY OF GARNETT, KANSAS: INCORPORATING BY REFERENCE THE "UNIFORM PLUMBING CODE" PREPARED AND PUBLISHED BY THE WESTERN PLUMBING OFFICIALS ASSOCIATION, ADDITION OF 1964, SUCH INCORPORATION BEING AUTHORIZED BY SECTIONS 12-3009 TO AND INCLUDING 12-3012 OF KANSAS STATUTES ANNOTATED: AND REPEALING TITLE 4, CHAPTER 3, SECTION 1 OF THE ORDINANCES OF THE CITY OF GARNETT, KANSAS.

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

Section 1. Incorporating Uniform Plumbing Code. There is hereby incorporated, by reference, for the purpose of regulating plumbing within the City of Garnett, Kansas, that certain Uniform Plumbing Code prepared and published in book form by the Western Plumbing Officials Association, Addition of 1964, known as "Western Plumbing Officials Uniform Plumbing Code". Not less than three copies of said Uniform Plumbing Code Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 1963", and filed with the City Clerk to be opened for inspection and available to the public at all reasonable hours. The Police Department, Police Judge, and all administrative departments of the City charged with the enforcement of the Ordinance shall be supplied, at the cost of the City, such number of officials' copies of such uniform ordinance, similarly marked, deleted and changed or modified as adopted as may be deemed expedient.

Section 2. General Penalties. Every person convicted of a violation of any of the provisions of this ordinance shall be punished in accordance with the penalties code of said City, Title 1, Chapter 3, Section 1 to 5, inclusive.

Section 3. Repeal. Title 4, Chapter 3, Section 1 of the Ordinances of the City of Garnett are hereby repealed.

Section 4. Effective Date. This Ordinance shall take effect and be in force from and after its publication in the Anderson Countian.

PASSED and APPROVED this 28th day of June, 1965.

S/ Gwinn G. Shell  
Gwinn G. Shell,  
Mayor.

Attest:

S/ Harley Gibson, Jr.,  
Harley Gibson, Jr.,  
City Clerk.

(SEAL)



ORDINANCE NO. 1968

AN ORDINANCE REGULATING AND PROHIBITING THE SALE AND USE OF EXPLOSIVES  
IN THE CITY OF GARNETT, KANSAS, AND FOR THE PROTECTION OF PERSONS AND  
PROPERTY IN SAID CITY.

BE IT ORDAINED by the Governing Body of the City of Garnett, Kansas:

Section 1. It shall be unlawful for any person or persons in the  
City of Garnett, Kansas, to expose for sale, offer for sale, or sell, any  
dymanite cap, blank cartridge, fire cracker, torpedo, sky rocket, or other  
fire-works or explosives.

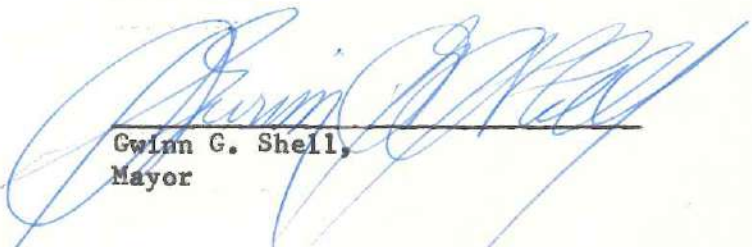
Section 2. It shall be unlawful for any person or persons to use,  
fire off, explode or cause to be exploded, in the City of Garnett, Kansas,  
any of the fire works or explosives mentioned in section one of this  
ordinance.

Section 3. Nothing in this ordinance shall be construed to prohibit  
the sale or use of black powder, dymanite, or other explosives for industrial  
purposes, or the sale and use of loaded cartridges and other amunition for  
fire arms, not prohibited by other ordinances; and provided further that  
the City Commission may grant permission to any responsible person, persons,  
or committee, for patriotic displays of fire works on the Fourth of July,  
or such occasions as they may deem proper, with proper safeguard as to fire  
protection.

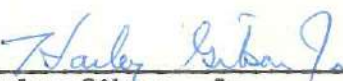
Section 4. This ordinance shall take effect and be in force from and  
after its passage by the City Commission and publication in the official  
city paper.

PASSED by the City Commission this 9th day of August, 1965.

APPROVED:

  
\_\_\_\_\_  
Gwinn G. Shell,  
Mayor

Attest:

  
\_\_\_\_\_  
Harley Gibson, Jr.  
City Clerk

(Seal)

ORDINANCE NO. 1970

AN ORDINANCE PROVIDING FOR THE GRADING, CURBING, CURBING AND GUTTERING, MACADAMIZING, OR OTHERWISE IMPROVING PARK STREET IN THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS, BETWEEN FOURTH AVENUE AND SEVENTH AVENUE.

WHEREAS, A petition has been presented to the Governing Body of the City of Garnett, Kansas, signed by a majority of the resident owners of the real property liable to taxation for the grading, curbing, curbing and guttering, macadamizing, or otherwise improving Park Street in the City of Garnett, Anderson County, Kansas, between Fourth Avenue and Seventh Avenue; and,

WHEREAS, Said petition has been determined to be sufficient; and,

WHEREAS, The Governing Body of the City of Garnett deems it necessary to grade, curb, curb and gutter, macadamize, and otherwise improve said Park Street and the intersections thereof.

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

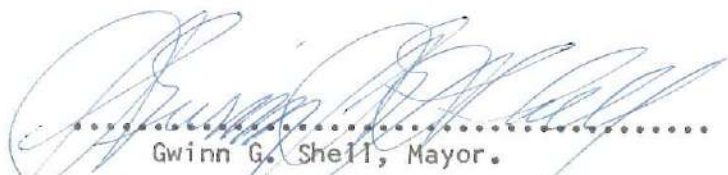
Section 1: That, in the judgment of the Governing Body of the City of Garnett, Kansas, and in accordance with the petition therefor filed herein by the resident property owners of the real property liable to taxation for such improvement, that Park Street in the City of Garnett between Fourth Avenue and Seventh Avenue, together with all intersections thereof, be graded, curbed, or curbed and guttered, macadamized, or otherwise improved with rock and blacktop surfacing, and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file, and are hereby ordered as the plans and specifications that shall govern the construction of the work..

Section 2: That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor, and by the City as a whole as it may be liable therefor. *No ratio of costs.*


Section 3: That, for the purpose of fulfilling and completing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of Kansas Statutes Annotated, and bonds will be issued to pay for such improvements in accordance with the provisions of said statutes.

Section 4: That this ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian, as provided by law.

PASSED and APPROVED this 27 day of September, 1965.

  
.....  
Gwinn G. Shell, Mayor.

Attest:

  
.....  
Harley Gibson, Jr., City Clerk.

(SEAL)

ORDINANCE NO. 1971

AN ORDINANCE PROVIDING FOR THE GRADING, CURBING, CURBING AND GUTTERING, MACADAMIZING, OR OTHERWISE IMPROVING OF GRANT STREET BETWEEN FIRST AVENUE AND THIRD AVENUE AND THIRD AVENUE FROM HAYES STREET TO GRANT STREET, CITY OF GARNETT, ANDERSON COUNTY, KANSAS.

WHEREAS, A petition has been presented to the Governing Body of the City of Garnett, Kansas, signed by a majority of the resident owners of the real property liable to taxation for the grading, curbing, curbing and guttering, macadamizing, or otherwise improving Grant Street between First Avenue and Third Avenue and Third Avenue between Hayes Street and Grant Street in the City of Garnett, Anderson County, Kansas; and,

WHEREAS, Said petition has been determined to be sufficient; and,

WHEREAS, The Governing Body of the City of Garnett deems it necessary to grade, curb, curb and gutter, macadamize, or otherwise improve said Grant Street and Third Avenue and the intersections thereof.

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

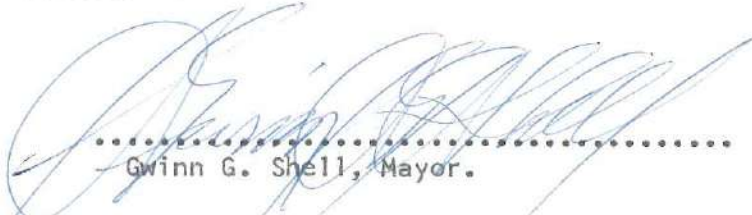
Section 1: That, in the judgment of the Governing Body of the City of Garnett, Kansas, and in accordance with the petition therefor, filed herein by the resident property owners of the real property liable to taxation for such improvement, that Grant Street between First Avenue and Third Avenue and Third Avenue between Hayes Street and Grant Street in the City of Garnett, Anderson County, Kansas, together with all intersections thereof, be graded, curbed, or curbed and guttered, macadamized, or otherwise improved with rock and blacktop surfacing, and built in accordance with plans and specifications prepared by the City Engineer of said City, as approved and placed on file, and are hereby ordered as the plans and specifications that shall govern the construction of the work.

Section 2: That the cost and necessary expense incurred in such improvements shall be paid for by the owners of the property liable therefor, and by the City as a whole as it may be liable therefor.


Section 3: That, for the purpose of fulfilling and completing the improvements as authorized in this ordinance, other necessary and legal steps will be taken as may be needed to comply with the provisions of Kansas Statutes Annotated, and bonds will be issued to pay for such improvements in accordance with the provisions of said statutes.

Section 4: That this ordinance shall take effect and be in force from and after its final passage and publication in the Anderson Countian, as provided by law.

PASSED and APPROVED this 27 day of September, 1965.

  
.....  
Grinn G. Shell, Mayor.

Attest:

  
.....  
Harley Gibson, Jr., City Clerk.

(SEAL)

ORDINANCE NO. 1973

AN ORDINANCE APPORTIONING THE COST AND EXPENSE OF CONSTRUCTING SEWERS IN SEWER DISTRICTS NUMBER 12, 14, 15, and 16, IN GARNETT, KANSAS, AND LEVYING ASSESSMENTS UPON AND AGAINST THE SEVERAL LOTS, PIECES OF LAND AND TRACTS CONTAINED IN SAID DISTRICTS TO PAY SUCH COST AND EXPENSE.

WHEREAS, the total cost of the construction of sewers as provided for in Ordinances Numbered 1827, 1872, 1875 and 1887, being for sewer districts No. 12, 14, 15 and 16 in the City of Garnett, has been ascertained; and

WHEREAS, the cost to be paid for by such assessment against the lots, pieces of land and tracts within said Sewer Districts No. 12, 14, 15, and 16 has been ascertained to be \$96,294.50; and

WHEREAS, the amount against each lot, piece of land or tract liable by law to be assessed for the cost of such improvement has been made by three disinterested parties and has been equalized, approved and apportioned by the governing body at a meeting called and held for that purpose and the portion and cost of the expenses of such work and improvement specially assessed upon said lots, pieces of land, and tracts has been ascertained and determined to be the same as set out in the preceding paragraph; now therefore

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

Section 1. That for the purpose of paying the costs and expenses of constructing sanitary sewers in Sewer Districts No. 12, 14, 15 and 16 as defined and described in Ordinances No. 1827, 1872, 1875 and 1887 and to provide funds for payment of the bonds necessary and required to be issued by said city covering that portion of the improvements to be paid by installments, there is hereby apportioned and assessed against the several lots, pieces of land and tracts withing said Sewer Districts numbered 12, 14, 15 and 16, liable for the cost and expenses of the construction of said sewers the sum set opposite each lot, piece of land, or tract respectively.

The said lots, pieces of land and tracts are assessed and described as follows, to-wit:

BRONSTON HEIGHTS ADDITION, CITY OF GARNETT

| <u>Lot</u> | <u>Assessment</u> |
|------------|-------------------|
| BLOCK ONE  |                   |
| One        | \$ 110.00         |
| Two        | 110.00            |
| Three      | 110.00            |
| Four       | 110.00            |
| Five       | 110.00            |
| Six        | 110.00            |
| Seven      | 110.00            |
| Eight      | 110.00            |
| Nine       | 110.00            |

Lot

Assessment

|              |           |           |
|--------------|-----------|-----------|
| Ten          | . . . . . | \$ 110.00 |
| Eleven       | . . . . . | 110.00    |
| Twelve       | . . . . . | 110.00    |
| Thirteen     | . . . . . | 110.00    |
| Fourteen     | . . . . . | 110.00    |
| Fifteen      | . . . . . | 110.00    |
| Sixteen      | . . . . . | 110.00    |
| Seventeen    | . . . . . | 110.00    |
| Eighteen     | . . . . . | 110.00    |
| Nineteen     | . . . . . | 110.00    |
| Twenty       | . . . . . | 110.00    |
| Twenty-one   | . . . . . | 110.00    |
| Twenty-two   | . . . . . | 110.00    |
| Twenty-three | . . . . . | 110.00    |
| Twenty-four  | . . . . . | 110.00    |

BLOCK TWO

|                |           |        |
|----------------|-----------|--------|
| One            | . . . . . | 110.00 |
| Two            | . . . . . | 110.00 |
| Three          | . . . . . | 110.00 |
| Four           | . . . . . | 110.00 |
| Five           | . . . . . | 110.00 |
| Six            | . . . . . | 110.00 |
| E 8 ft. of     |           |        |
| Seven          | . . . . . | 35.20  |
| W 4 1/2 ft. of |           |        |
| E 1/2 of Seven | . . . . . | 19.80  |
| W 1/2 of       |           |        |
| Seven          | . . . . . | 55.00  |
| Eight          | . . . . . | 110.00 |
| Nine           | . . . . . | 110.00 |
| Ten            | . . . . . | 110.00 |
| Eleven         | . . . . . | 110.00 |
| Twelve         | . . . . . | 110.00 |
| Thirteen       | . . . . . | 110.00 |
| Fourteen       | . . . . . | 110.00 |
| Fifteen        | . . . . . | 110.00 |
| Sixteen        | . . . . . | 110.00 |
| Seventeen      | . . . . . | 110.00 |
| Eighteen       | . . . . . | 110.00 |
| Nineteen       | . . . . . | 110.00 |
| Twenty         | . . . . . | 110.00 |
| Twenty-one     | . . . . . | 110.00 |
| Twenty-two     | . . . . . | 110.00 |
| Twenty-three   | . . . . . | 110.00 |
| Twenty-four    | . . . . . | 110.00 |
| Twenty-five    | . . . . . | 110.00 |
| Twenty-six     | . . . . . | 110.00 |
| Twenty-seven   | . . . . . | 110.00 |
| Twenty-eight   | . . . . . | 110.00 |
| Twenty-nine    | . . . . . | 110.00 |
| Thirty         | . . . . . | 110.00 |
| Thirty-one     | . . . . . | 110.00 |
| Thirty-two     | . . . . . | 110.00 |
| Thirty-three   | . . . . . | 110.00 |
| Thirty-four    | . . . . . | 110.00 |
| Thirty-five    | . . . . . | 110.00 |
| Thirty-six     | . . . . . | 110.00 |

Lot

Assessment

BLOCK THREE

|              |        |
|--------------|--------|
| One          | 110.00 |
| Two          | 110.00 |
| Three        | 110.00 |
| Four         | 110.00 |
| Five         | 110.00 |
| Six          | 110.00 |
| Seven        | 110.00 |
| Eight        | 110.00 |
| Nine         | 110.00 |
| Ten          | 110.00 |
| Eleven       | 110.00 |
| Twelve       | 110.00 |
| Thirteen     | 110.00 |
| Fourteen     | 110.00 |
| Fifteen      | 110.00 |
| Sixteen      | 110.00 |
| Saventeen    | 110.00 |
| Eighteen     | 110.00 |
| Nineteen     | 110.00 |
| Twenty       | 110.00 |
| Twenty-one   | 110.00 |
| Twenty-two   | 110.00 |
| Twenty-three | 110.00 |
| Twenty-four  | 110.00 |

BLOCK FOUR

|              |        |
|--------------|--------|
| One          | 110.00 |
| Two          | 110.00 |
| Three        | 110.00 |
| Four         | 110.00 |
| Five         | 110.00 |
| Six          | 110.00 |
| Seven        | 110.00 |
| Eight        | 110.00 |
| Nine         | 110.00 |
| Ten          | 110.00 |
| Eleven       | 110.00 |
| Twelve       | 110.00 |
| Thirteen     | 110.00 |
| Fourteen     | 110.00 |
| Fifteen      | 110.00 |
| Sixteen      | 110.00 |
| Seventeen    | 110.00 |
| Eighteen     | 110.00 |
| Nineteen     | 110.00 |
| Twenty       | 110.00 |
| Twenty-one   | 110.00 |
| Twenty-two   | 110.00 |
| Twenty-three | 110.00 |
| Twenty-four  | 110.00 |

247

Lot

Assessment

BLOCK FIVE

|              |           |        |
|--------------|-----------|--------|
| One          | . . . . . | 110.00 |
| Two          | . . . . . | 110.00 |
| Three        | . . . . . | 110.00 |
| Four         | . . . . . | 110.00 |
| Five         | . . . . . | 110.00 |
| Six          | . . . . . | 110.00 |
| Seven        | . . . . . | 110.00 |
| Eight        | . . . . . | 110.00 |
| Nine         | . . . . . | 110.00 |
| Ten          | . . . . . | 110.00 |
| Eleven       | . . . . . | 110.00 |
| Twelve       | . . . . . | 110.00 |
| Thirteen     | . . . . . | 110.00 |
| Fourteen     | . . . . . | 110.00 |
| Fifteen      | . . . . . | 110.00 |
| Sixteen      | . . . . . | 110.00 |
| Seventeen    | . . . . . | 110.00 |
| Eighteen     | . . . . . | 110.00 |
| Nineteen     | . . . . . | 110.00 |
| Twenty       | . . . . . | 110.00 |
| Twenty-one   | . . . . . | 110.00 |
| Twenty-two   | . . . . . | 110.00 |
| Twenty-three | . . . . . | 110.00 |
| Twenty-four  | . . . . . | 110.00 |
| Twenty-five  | . . . . . | 110.00 |
| Twenty-six   | . . . . . | 110.00 |
| Twenty-seven | . . . . . | 110.00 |
| Twenty-eight | . . . . . | 110.00 |
| Twenty-nine  | . . . . . | 110.00 |
| Thirty       | . . . . . | 110.00 |
| Thirty-one   | . . . . . | 110.00 |
| Thirty-two   | . . . . . | 110.00 |
| Thirty-three | . . . . . | 110.00 |
| Thirty-four  | . . . . . | 110.00 |
| Thirty-five  | . . . . . | 110.00 |
| Thirty-six   | . . . . . | 110.00 |

BLOCK SIX

|          |           |        |
|----------|-----------|--------|
| One      | . . . . . | 110.00 |
| Two      | . . . . . | 110.00 |
| Three    | . . . . . | 110.00 |
| Four     | . . . . . | 110.00 |
| Five     | . . . . . | 110.00 |
| Six      | . . . . . | 110.00 |
| Seven    | . . . . . | 110.00 |
| Eight    | . . . . . | 110.00 |
| Nine     | . . . . . | 110.00 |
| Ten      | . . . . . | 110.00 |
| Eleven   | . . . . . | 110.00 |
| Twelve   | . . . . . | 110.00 |
| Thirteen | . . . . . | 110.00 |
| Fourteen | . . . . . | 110.00 |

Lot

Assessment

BLOCK SIX  
(continued)

|              |           |        |
|--------------|-----------|--------|
| Fifteen      | . . . . . | 110.00 |
| Sixteen      | . . . . . | 110.00 |
| Seventeen    | . . . . . | 110.00 |
| Eighteen     | . . . . . | 110.00 |
| Nineteen     | . . . . . | 110.00 |
| Twenty       | . . . . . | 110.00 |
| Twenty-one   | . . . . . | 110.00 |
| Twenty-two   | . . . . . | 110.00 |
| Twenty-three | . . . . . | 110.00 |
| Twenty-four  | . . . . . | 110.00 |

UNPLATTED TRACTS, CITY OF GARNETT,  
ANDERSON COUNTY, KANSAS

Description

Assessment

Tract No. 1: Commencing at the Northwest corner of Block 3, Bronston Heights Addition to the City of Garnett, thence South 314 feet, thence West 190.2 feet, thence North 94 feet, thence West 30 feet, thence North 220 feet, thence East 220.2 feet to place of beginning, being a tract in the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas;

\$ 1500.00

Tract No. 2: Beginning at a point 220.2 feet West of the Northwest corner of Block 3, Bronston Heights Addition to the City of Garnett, thence West 475.8 feet, thence South 314 feet, thence East 508.8 feet, thence North 94 feet, thence West 30 feet, thence North 220 feet to point of beginning, being a tract in Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas;

\$ 3640.00

Tract No. 3: Beginning at a point on the West line of the Southeast Quarter of Section 25, Township 20, Range 19, Anderson County, Kansas, 660 feet South of the Northwest corner of said quarter section, thence East 660 feet, thence South 486 feet, thence West 660 feet, thence North 486 feet to place beginning, less the County Road on the West side thereof, and excepting therefrom a tract described as follows: Beginning 1108 feet South and 1957.5 feet West of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, Garnett, Anderson County, Kansas, thence West 309 feet, thence North 250 feet, thence East 309 feet, thence South 250 feet to place of beginning; the above property being located in the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas;

\$ 4416.00

Tract No. 4: Beginning 1108 feet South and 1957.5 feet West of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, Garnett, Anderson County, Kansas, thence West 309 feet, thence North 250 feet, thence East 309 feet, thence South 250 feet to place of beginning;

\$ 2009.00



Description

Assessment

Tract No. 5: Beginning at a point 915 feet South and 660 feet East of the Northwest corner of the Southeast Quarter of Section 25, Township 20, Range 19, Garnett, Anderson County, Kansas; thence South 231 feet, thence East 110 feet, thence North 231 feet, thence West 110 feet to place of beginning; \$ 522.50

Tract No. 6: Beginning at a point 660 feet South and 660 feet East of the Northwest corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence East 248 feet, thence South 486 feet, thence West 138 feet, thence North 231 feet, thence West 110 feet, thence North 255 feet to point of beginning; \$ 1255.75

Tract No. 7: Commencing 99.72 rods West of the intersection of the North line of Seventh Avenue and the East section line of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 20.28 rods, East 16 feet, North 7.17 rods, thence West 101 feet, thence South to the North line of Seventh Avenue, thence East to beginning; \$ 385.00

Track No. 8: Commencing 47.857 rods West of the intersection of the North line of Seventh Avenue and range line between Ranges 19 and 20, City of Garnett, Anderson County, Kansas, thence North 336 feet, West 129.65 feet, South 336 feet, East 129.65 feet to beginning; \$ 922.50

Track No. 9: Commencing at a point 40 rods West of the intersection of the North line of Seventh Avenue and the range line between Ranges 19 and 20, City of Garnett, Anderson County, Kansas, thence North 336 feet, thence West 129.64 feet, thence South 336 feet, thence East 129.64 feet to beginning; \$ 922.50

Track No. 10: Beginning 34 rods West and 60 feet South of the Northeast corner of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 400 feet, West 396 feet, North 200 feet, East 237 feet, North 200 feet, East 159 feet to place of beginning; \$ 1707.00

Tract No. 11: Beginning at a point 815 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 140 feet, East 100 feet, North 140 feet, West 100 feet to beginning; \$ 400.00

Tract No. 12: Beginning at a point 815 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, South 140 feet, West 100 feet, North 140 feet, East 100 feet to beginning; \$ 400.00

Description

Assessment

Tract No. 13: Beginning at a point 920 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 140 feet, West 93 feet, North 140 feet, East 93 feet to beginning; \$ 393.00

Tract No. 13-A: Beginning at a point 1013 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 140 feet, East 56 feet, South 260 feet, West 231 feet, North 260 feet, East 80 feet, North 140 feet, East 95 feet to beginning; \$ 1500.00

Tract Ng. 14: Beginning at a point 1108 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 140 feet, thence West 80 feet, thence North 140 feet, thence East 80 feet to beginning; \$ 380.00

Tract No. 15: Commencing at a point 1188 feet West and 60 feet South of the Northwest corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 400 feet, thence West 198 feet, thence North 260 feet, thence East 80 feet, thence North 140 feet, thence East 118 feet to beginning; \$ 1018.00

Tract No. 16: Beginning at a point 1306 feet West and 60 feet South of the Northwest corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 140 feet, thence West 80 feet, thence North 140 feet, thence East 80 feet to beginning; \$ 380.00

Tract No. 17: Beginning at a point 1386 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 400 feet, West 264 feet, North 400 feet, East 264 feet to beginning; \$ 1714.00

Tract No. 18: Beginning at a point 1650 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 133 feet, West 80 feet, North 133 feet, East 80 feet to beginning; \$ 380.00

Tract No. 19: Beginning at a point 1730 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 133 feet, East 80 feet, South 237 feet, West 330 feet, North 44 feet, West 69 feet, North 296 feet, East 319 feet to beginning; \$ 2369.00

Description

Assessment

- Tract No. 20: Beginning at a point 2049 feet West and 60 feet South of the Northeast corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 296 feet, West 100 feet, North 296 feet, East 100 feet to beginning; \$ 566.00
- Tract No. 21: Beginning at the Northwest corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence East 186 feet, South 224 feet, East 150 feet, North 224 feet, East 155 feet, South 356 feet, East 169 feet, South 74 feet, West 660 feet, North 430 feet to place of beginning, except public road to West and Street to North; \$ 2675.00
- Tract No. 22: Beginning at a point 186 feet East of the Northwest corner of the Southeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence South 224 feet, East 150 feet, North 224 feet, West 150 feet, to beginning, excepting Street on North side thereof; \$ 600.00
- Tract No. 23: Beginning at a point 2015 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 201 feet, North 500 feet, East 201 feet, South 500 feet to beginning; \$ 1900.00
- Tract No. 24: Beginning 1880 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 500 feet, West 135 feet, South 500 feet, East 135 feet to beginning; \$ 877.50
- Tract No. 25: Beginning at a point 1772 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 500 feet, West 108 feet, South 500 feet, East 108 feet to beginning; \$ 724.50
- Tract No. 26: Beginning at a point 1692 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 500 feet, West 80 feet, South 500 feet, East 80 feet to beginning; \$ 570.00
- Tract No. 27: Beginning at a point 1692 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 500 feet, East 188 feet, South 500 feet, West 188 feet to beginning; \$ 1332.00
- Tract No. 28: Beginning at a point 1504 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 160 feet, East 56 feet, South 160 feet, West 56 feet to beginning; \$ 356.00

Description

Assessment

Tract No. 29: Beginning at a point 1448 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 160 feet, East 72 feet, South 160 feet, West 72 feet to beginning; \$ 372.00

Tract No. 30: Beginning at a point 1376 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 160 feet, West 128 feet, North 340 feet, East 346 feet, South 500 feet, West 218 feet to beginning; \$ 3052.00

Tract No. 31: Beginning at a point 1158 feet West and 560 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 300 feet, North 40 feet, East 300 feet, South 40 feet, to beginning; \$ None

Tract No. 32: Beginning at a point 1158 feet West and 600 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 300 feet, North 75 feet, East 300 feet, South 75 feet, to beginning; \$ 562.50

Tract No. 33: Beginning at a point 1158 feet West and 675 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 300 feet, North 75 feet, East 300 feet, South 75 feet to beginning; \$ 562.50

Tract No. 34: Beginning at a point 1158 feet West and 750 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 158 feet, North 300 feet, East 158 feet, South 300 feet to beginning; \$ 1350.00

Tract No. 35: Beginning at a point 1316 feet West and 750 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 142 feet, North 300 feet, East 142 feet, South 300 feet to beginning; \$ 1113.00

Tract No. 36: Beginning at a point 1120 feet North and 416 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 296 feet, North 200 feet, East 296 feet, South 200 feet, to beginning; \$ 1346.00

Tract No. 37: Beginning at a point 1120 feet North and 712 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 105 feet, North 200 feet, East 105 feet, South 200 feet to beginning; \$ 555.00

DescriptionAssessment

Tract No. 38: Beginning at a point 1120 feet North and 817 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 70 feet, North 200 feet, East 70 feet, South 200 feet to beginning; \$ 350.00

Tract No. 39: Beginning at a point 1120 feet North and 887 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 127 feet, North 200 feet, East 127 feet, South 200 feet to beginning; \$ 577.00

Tract No. 40: Beginning at a point 1120 feet North and 1014 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 450 feet, North 200 feet, East 450, South 200 feet to beginning; \$ 1800.00

Tract No. 41: Beginning at a point 1120 feet North and 1544 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 148 feet, North 100 feet, West 188 feet, North 100 feet, East 336 feet, South 200 feet to beginning; \$ 748.00

Tract No. 42: Beginning at a point 1120 feet North and 1692 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 188 feet, North 100 feet, East 188 feet, South 100 feet to beginning; \$ 788.00

Tract No. 43: Beginning at a point 1120 feet North and 1880 feet West of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 120 feet, North 200 feet, East 120 feet, South 200 feet to beginning; \$ 570.00

Tract No. 44: Beginning at a point at the Southwest corner of Block 20 in what was formerly Orchard Park Addition to the City of Garnett, the same being described as 2240 feet West and 1510 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 200 feet, East 216 feet, South 200 feet, West 216 feet to beginning; \$ 891.00

Tract No. 45: Beginning at a point 2240 feet West and 1310 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 190 feet, East 376 feet, South 190 feet, West 376 feet to beginning; \$ 1353.75

Tract No. 46: Beginning at a point 2240 feet West and 1120 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 120 feet, East 376 feet, South 120 feet, West 376 feet to beginning; \$ 855.00

| <u>Description</u>   | <u>Assessment</u> |
|--|-------------------|
| Tract No. 47: Beginning at a point 2240 feet West and 1000 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 120 feet, East 376 feet, South 120 feet, West 376 feet to beginning;   | \$ 855.00         |
| Tract No. 48: Beginning at a point 2240 feet West and 880 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 150 feet, East 376 feet, South 150 feet, West 376 feet to beginning;  | \$ 1068.75        |
| Track No. 49: Beginning at a point 2240 feet West and 730 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 100 feet, East 376 feet, South 100 feet, West 376 feet to beginning;  | \$ 712.50         |
| Track No. 50: Beginning at a point 2240 feet West and 630 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 140 feet, East 376 feet, South 140 feet, West 376 feet, to beginning;   | \$ 997.50         |
| Track No. 51: Beginning at a point 2240 feet West and 490 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 100 feet, East 376 feet, South 100 feet, West 376 feet to beginning;  | \$ 712.50         |
| Tract No. 52: Beginning at a point 2240 feet West and 390 feet South of the Northeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence North 90 feet, East 376 feet, South 90 feet, West 376 feet to beginning;  | \$ 641.25         |
| Tract No. 53: Beginning at the Southeast corner of Lot 3, Block 1, Harper Addition to the City of Garnett, Anderson County, Kansas, thence North 140 feet, East 75 feet, South 140 feet, West 75 feet to beginning, being the same tract as beginning 712 feet West and 60 feet North of the Southeast corner of the Northeast Quarter of Section 25, Township 20, Range 19, City of Garnett, Anderson County, Kansas, thence West 75 feet, North 140 feet, East 75 feet, South 140 feet to beginning; | \$ 375.00         |

KIM ADDITION, CITY OF GARNETT  
ANDERSON COUNTY, KANSAS

| <u>Lot</u>              | <u>Assessment</u> |
|-------------------------|-------------------|
| BLOCK ONE, KIM ADDITION |                   |
| One . . . . .           | \$ None           |
| Two . . . . .           | \$ 380.00         |

| <u>Lot</u>                             | <u>Assessment</u> |
|--|-------------------|
| BLOCK ONE, KIM ADDITION<br>(continued) |                   |
| Three . . . . .                        | \$ 380.00         |
| Four . . . . .                         | \$ 380.00         |
| Five . . . . .                         | \$ 380.00         |

|                         |           |
|-------------------------|-----------|
| BLOCK TWO, KIM ADDITION |           |
| One . . . . .           | \$ None   |
| Two . . . . .           | \$ 380.00 |
| Three . . . . .         | \$ 380.00 |
| Four . . . . .          | \$ 380.00 |
| Five . . . . .          | \$ 380.00 |
| Six . . . . .           | \$ 380.00 |
| Seven . . . . .         | \$ 380.00 |
| Eight . . . . .         | \$ None   |
| Nine . . . . .          | \$ 380.00 |
| Ten . . . . .           | \$ 380.00 |
| Eleven . . . . .        | \$ 380.00 |
| Twelve . . . . .        | \$ 380.00 |
| Thirteen . . . . .      | \$ None   |

|                           |           |
|---------------------------|-----------|
| BLOCK THREE, KIM ADDITION |           |
| One . . . . .             | \$ None   |
| Two . . . . .             | \$ 380.00 |
| Three . . . . .           | \$ 380.00 |
| Four . . . . .            | \$ 380.00 |
| Five . . . . .            | \$ 380.00 |

HARPER'S ADDITION, CITY OF GARNETT,  
ANDERSON COUNTY, KANSAS

| <u>Lot</u>  | <u>Assessment</u> |
|---|-------------------|
| BLOCK ONE, HARPER'S ADDITION  |                   |
| One . . . . .   | \$ 456.00         |
| Two . . . . .   | \$ 455.00         |
| Three Tract A - Beginning at Southwest corner<br>Lot 3, East 15 ft. to center of ravine,<br>Northeasterly with ravine to point on<br>North line of Lot 3, 25 ft. from North-<br>west corner, West 25 ft. South to begin-<br>ning;                             | \$ None           |
| Three Tract B - Beginning 15 ft. East of South-<br>west corner of Lot 3, at center of ravine,<br>Northeasterly with ravine to point on<br>North line of Lot 3, 25 ft. East of North-<br>west corner, East 55 ft., South 133 ft.,<br>West 65 ft. to beginning; | \$ 150.00         |

Lot Assessment

BLOCK ONE, HARPER'S ADDITION  
(continued)

|  |           |
|--|-----------|
| Four . . . . .   | \$ 380.00 |
| Five . . . . .   | \$ 385.00 |
| Six Tract A-Beginning at Northwest corner<br>of Lot 6, East 60 ft., South 177 ft.<br>West 59 ft., North 12 ft., West 1 ft.,<br>North 165 ft. to beginning;                 | \$ 225.00 |
| Six Tract B - Beginning 60 ft. East of North-<br>west corner Lot 6, South 177 ft., East<br>116 ft., North 7 ft., East 75 ft., North<br>170 ft., West 191 ft. to beginning; | \$ None   |

MAYS ADDITION, CITY OF GARNETT,  
ANDERSON COUNTY, KANSAS

Lot Assessment

BLOCK ONE, MAYS ADDITION

|                    |           |
|--------------------|-----------|
| One . . . . .      | \$ 400.00 |
| Two . . . . .      | \$ 400.00 |
| Three . . . . .    | \$ 380.00 |
| Four . . . . .     | \$ 380.00 |
| Five . . . . .     | \$ 380.00 |
| Six . . . . .      | \$ 400.00 |
| Seven . . . . .    | \$ 400.00 |
| Eight . . . . .    | \$ 400.00 |
| Nine . . . . .     | \$ 400.00 |
| Ten . . . . .      | \$ 380.00 |
| Eleven . . . . .   | \$ 380.00 |
| Twelve . . . . .   | \$ 380.00 |
| Thirteen . . . . . | \$ 400.00 |
| Fourteen . . . . . | \$ 400.00 |

BLOCK TWO, MAYS ADDITION

|               |            |
|---------------|------------|
| One . . . . . | \$ 3000.00 |
|---------------|------------|

WESTWOOD ACRES ADDITION, CITY OF GARNETT,  
ANDERSON COUNTY, KANSAS

Lot Assessment

BLOCK ONE, WESTWOOD ACRES ADDITION

|                     |           |
|---------------------|-----------|
| One . . . . .       | \$ 410.00 |
| Two . . . . .       | \$ 400.00 |
| Three . . . . .     | \$ 400.00 |
| Sixteen . . . . .   | \$ 400.00 |
| Seventeen . . . . . | \$ 400.00 |
| Eighteen . . . . .  | \$ 410.00 |



Section 2. That the owner of any such lot or piece of land or tract above described may at any time within thirty (30) days after the publication and taking effect of this ordinance, pay the sum hereby apportioned and assessed against such lot, piece of land or tract and shall not thereafter be further liable for the cost and expense of constructing said improvements under this assessment.

Section 3. That unless said assessment is paid within the time provided in Section 2 of this Ordinance, said sum so apportioned and assessed against such lot, piece of land, or tract respectively, shall be collected in ten equal annual installments, the first one of which installments shall, together with the interest on the whole amount be certified by the City Clerk of the said City of Garnett, Kansas, to the County Clerk of Anderson County, Kansas, and entered on the tax roll for the year 1966 and collected as other taxes, and one installment shall, with one year's interest on the amount remaining due be so certified and entered on the tax rolls for each year thereafter for nine (9) consecutive years.

The several amounts so apportioned and assessed and placed on the tax rolls shall bear interest at the rate fixed in the bonds to be issued for said improvement, which assessment with interest added on the full amount still due, shall be certified at the time of certifying other taxes to the County Clerk of Anderson County, Kansas, and the City Clerk of said City is hereby directed to make extensions each year of the amount so assessed for the year with interest on the unpaid installments for one year and certify the same to the County Clerk of Anderson County, Kansas, in the same manner and at the same time prescribed by law for certifying other taxes to be collected as other taxes are collected.

Section 4. This ordinance shall take effect and be in force from and after its publication once in the Anderson Countian.

Passed and Approved this 4th day of October, 1965.

S/ Cwinn G. Shell  
Mayor

Attest:

Harley Gibson Jr.,  
City Clerk.

ORDINANCE NO. 1982

AN ORDINANCE AMENDING SECTION TWO (2) "B" OF ORDINANCE 1943 PROVIDING FOR ALL-ELECTRIC POWER RATES WITHIN THE CITY OF GARNETT, KANSAS.

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

SECTION 1. The following monthly rates for the use of electrical energy are hereby established to users and consumers of the City of Garnett, Kansas, expressed in cents per kilowatt hour, (K.w.h.), for All-Electric Power users during the period of October 1 to the next May 31:

All-Electric Power Rates:

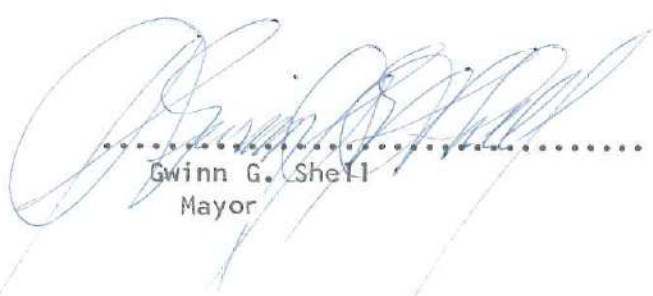
|                         |                        |
|-------------------------|------------------------|
| First 50 k.w.h. . . . . | 7 Cents per k.w.h.     |
| Next 50.k.w.h. . . . .  | 5-1/2 cents per k.w.h. |
| Over 100 k.w.h. . . . . | 1-1/2 cents per k.w.h. |

SECTION 2. That the rates established by Ordinance No. 1943 shall be in effect for the period of June 1 to September 30 of each year, for all-electric power users.

SECTION 3. That the billings for use to all electric power users shall be adjusted to the above rates for and after October 1, 1965.


SECTION 4. This Ordinance shall take effect and be in force from and after its publication in the official city paper.

PASSED and APPROVED THIS 14<sup>th</sup> DAY OF MARCH, 1966.



.....  
 Gwinn G. Shell  
 Mayor

ATTEST:



.....  
 Harley Gibson, Jr.  
 City Clerk

(SEAL)

ORDINANCE NO. 1983

AN ORDINANCE RELATING AND PERTAINING TO THE REPAIR, CLOSING, DEMOLITION OR REMOVAL OF STRUCTURE UNFIT FOR HUMAN USE OR HABITATION; ORDINANCE PROVISIONS; CREATING MINIMUM STANDARDS FOR STRUCTURES; "RESIDENTIAL" AND "NONRESIDENTIAL" DEFINED.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GARNETT, ANDERSON COUNTY, KANSAS:

Section 1: WHEREAS, The Governing Body of the City of Garnett, Kansas, has found that there exists in such municipality structures which are unfit for human use or habitation due to dilapidation, defects increasing the hazards of fire, accidents or other calamities, lack of ventilation, light or sanitary facilities, or due to other conditions, including those set forth in Section 5 hereof, which renders such structures unsafe or unsanitary or dangerous or detrimental to the health, safety or morals, or otherwise inimical to the welfare of the residents of the said City, and it is hereby deemed necessary by such Governing Body of said City to require or cause the repair, closing or demolition or removal of such structures in the manner hereinafter provided.

Section 2: DEFINITIONS, A "residential" structure or "dwelling" shall mean any building or structure or part thereof, used and occupied for human habitation or intended to be so used, and includes any appurtenances belonging thereto or usually enjoyed therewith. A "nonresidential" structure shall mean any structure which is used for other than residential purposes, or a part of such structure, or a structure a part of which is used for other than nonresidential purposes and, where applicable the premises on which such structures are situated.

Section 3: The City Manager is hereby designated and appointed to exercise the powers prescribed by this ordinance, and shall be hereafter referred to as the "public officer" in this ordinance.

Section 4: (a) Whenever a Petition is filed with the City Manager, or his designated agent by at least five (5) residents of the municipality charging that any structure is unfit for human use or habitation, or whenever it appears to the City Manager, or his designated agent, on his own motion, that any structure is unfit for human use or habitation, he shall, if his preliminary investigation discloses a basis for such charges, issue and cause to be served upon the owner, every mortgagee of record and all parties in interest in such structure (including persons in possession) a complaint stating the charged<sup>n</sup> in that respect. Such com-

plaint shall contain a notice that a hearing will be held before the public officer or his designated agent at a place therein fixed not less than ten(10) days nor more than thirty (30) days after the serving of said complaint: the owner, mortgagee and parties in interest shall have the right to file an answer to the complaint and to appear in person, or otherwise, and give testimony at the place and time fixed in the complaint; and that the rules of evidence prevailing in courts of law or equity shall not be controlling in hearings before <sup>the</sup> public officer.

(b) If, after such notice and hearing the public officer determines that the structure under consideration is unfit for human use or habitation he shall state in writing his findings of facts in support of such determination and shall issue and cause to be served upon the owner thereof an order which.

(1) If the repair, alteration or improvement of the said structure can be made at a reasonable cost in relation to the value of the structure, which shall not exceed Fifty percentage of the fair market value of such structure, the owner of said property shall within the time specified in the order, repair, alter, or improve such structure to render it fit for human use or habitation or shall vacate and close the structure until conformance with this ordinance is met; or,

(2) If the repair, alteration, or improvement of the said structure cannot be made at a reasonable cost in relation to the value of the structure ~~cannot be made at a reasonable cost in relation to the value of the structure~~, that is to say, under Fifty percent of such fair market value, which is hereby deemed to be a reasonable cost by the Governing Body of said City, the owner shall within the time specified in said order ~~remove~~ or demolish such structure.

(c) If the owner fails to comply with an order to repair, alter, or improve or to vacate and close the structure for a period more than thirty (30) days from the date of such order, the public officer may cause such structure to be repaired, altered or improved, or to be vacated and closed.

(d) If the owner fails to comply with an order to remove or demolish the structure for a period more than thirty (30) days from the date of such order, the public officer may cause such structure to be removed or demolished.

(e) The amount of the cost of such repairs, alterations or improvements, or vacating and closing, or removal or demolition by the public officer shall be a lien against the real property upon which such cost was incurred and such lien, including as part thereof allowance of his costs and the necessary attorney's fees, may be foreclosed in judicial proceedings, in the manner provided or authorized by law for loans secured by liens on real property or shall be assessed as a special assessment against the lot or parcel of land on which the structure was located and the City Clerk shall at the time of certifying other city taxes, certify the unpaid portion of the aforesaid costs and the County Clerk shall extend the same on the tax rolls of the county against said lot or parcel of land. If the structure is removed or demolished by the public officer he shall sell the materials of such structure and shall credit the proceeds of such sale against the cost of the removal or demolition and if there be any balance remaining it shall be paid to the parties entitled thereto as determined by proper judicial proceedings instituted by the public officer after deducting the costs of such judicial proceedings, including his necessary attorney's fees incurred therein, as determined by the Court.

Section 5. The public officer herein designated may determine that the structure is unfit for human use or habitation if he finds that conditions exist in such structure which are dangerous or injurious to the health, safety or morals of the occupants of such buildings or other residents of such municipality, or which have a blighting influence on properties in the area. Such conditions may include the following, without limitations: Defects therein increasing the hazards of fire, accident, or other calamities; lack of adequate ventilation, air pollution; light or sanitary facilities; dilapidation; disrepair, structural defects, uncleanness; overcrowding; inadequate ingress and egress; dead and dying trees; limbs or other unsightly natural growth; unsightly appearances that constitute a blight to adjoining property, the neighborhood or the City; walls, sidings or exteriors of a quality and appearance not commensurate with the character of the properties in the neighborhood; unsightly stored or parked material, equipment, supplies, machinery, trucks or automobiles or parts thereof, vermin infestation; inadequate drainage; or any violation of health, fire, building or zoning regulations, or any other laws or regulations relating to the use of land and the use and occupancy of buildings and improvements.

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Section 6. Complaints or orders issued by the public officer pursuant to this ordinance shall be served upon persons either personally or by registered or certified mail, but if the whereabouts of such persons is unknown and the same cannot be ascertained by the public officer in the exercise of reasonable diligence, and the public officer shall make an affidavit to that effect then the serving of such complaint or order upon such persons may be made by publishing the same once each week for two (2) consecutive weeks in the official newspaper of the City. A copy of such complaint or order shall be posted in a conspicuous place on the premises affected by the complaint or order. A copy of such complaint or order shall also be filed with the Clerk of the District Court of Anderson County, Kansas.

Section 7. Any person affected by the order issued by the public officer may petition the District Court of Anderson County, Kansas, pursuant to laws of the State of Kansas, for relief pursuant to K. S. A. Section 17-4759; as amended.

Section 8. The City Manager or his duly designated agent acting as the public officer in this ordinance is hereby authorized to exercise such powers as may be necessary or convenient to carry out and effectuate the purposes and provisions of this article, including the following powers in addition to others herein granted: (1) To investigate the structure conditions in the municipality in order to determine which structures therein are unfit for human use or habitation; (2) to administer oaths, affirmations, examine witnesses and receive evidence; (3) to enter upon premises for the purposes of making examinations; provided that such entries shall be made in such manner as to cause the least possible inconvenience to the persons in possession, and to obtain an order for this purpose from a court of competent jurisdiction in the event entry is denied or resisted; (4) to appoint and fix the duties of such officers, agents and employees as he deems necessary to carry out the purposes of such ordinance; and (5) to delegate any of his functions and powers under such ordinance to such officers, agents and employees as he may designate.

Section 9. Nothing in this ordinance shall be construed to abrogate or impair the powers of this City to enforce any other provisions of its ordinances or its charter or regulations, nor to prevent or punish violations thereof; and the powers conferred by this section upon the City Manager or other public officials shall be in addition and supplemental to the other powers conferred by said City.

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Section 10. It shall be unlawful for any person, corporation, association, partnership or individual to use or occupy any such structure which has been found to be injurious to the public health, safety, morals, or welfare as hereinbefore set forth. Any person convicted of a violation of this section shall upon conviction be fined not less than Five Dollars (\$5.00) or more than One Hundred Dollars (\$100.00), or be imprisoned not less than five (5) days nor more than three (3) months, or be both so fined and imprisoned.

Section 11. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The Governing Body hereby declares that they would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

Section 12. This ordinance shall take effect and be in force from and after its publication in the Anderson Countain.

PASSED and APPROVED by the Board of Commissioners this 28 day of March, 1966.

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Gwin C. Shell, Mayor.

Attest:

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Harley Gibson, Jr., City Clerk.

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ORDINANCE NO. 1986

AN ORDINANCE RELATING TO THE USE OF LAKE GARNETT, GARNETT, KANSAS, AMENDING ORDINANCES NO. 1622, REPEALING ORDINANCE NO. 1768, AND PROVIDING FOR PENALTIES FOR VIOLATION THEREOF.

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

Section 1: The operation of boats with outboard motors shall be permitted on Lake Garnett in accordance with the further provisions of this ordinance.

Section 2: Boating and water skiing on Lake Garnett shall be permitted under the supervision of the Garnett Boat Club. That boating and water skiing shall be permitted on each Sunday from twelve o'clock noon to sunset; on alternating Saturdays from twelve o'clock noon to sunset; and on each Wednesday between twelve o'clock noon and ten o'clock P. M., beginning April 1st and ending December 1st of each year. That boating and water skiing shall, also, be permitted between twelve o'clock noon and sunset on July 4th and Labor Day of each year; provided however, that no boating or water skiing hereunder shall be permitted in restricted areas as may be designated by the resident game protector on said lake during the period April 1st to June 1st of each year.

Section 3: That motor boats may be operated on Lake Garnett at other times, provided that the speed of said boat shall be restricted to trolling speed only.

Section 4: That anyone operating a motor boat on said lake shall do so at his own risk and shall comply with all rules for safety in the operation of said boats.

Section 5: That boats with motors in excess of seven and one-half (7½) horsepower shall be registered with the City Clerk by the owners or operators thereof.

Section 6: Any person violating any of the provisions of this Ordinance, or any rule or regulation contained herein or made by the Governing Body of the City pursuant thereto shall be guilty of a misdemeanor and, on conviction, shall be fined in an amount not less than \$10.00, nor more than \$100.00.

Section 7: This Ordinance shall be construed as amending Ordinance No. 1622 and repealing Ordinance No. 1768 of the City of Garnett.

Section 8: This Ordinance shall be in full force and effect from and after its adoption and passage and publication in the official city paper, according to law.

PASSED and ADOPTED this 11th day of April, 1966.

.....  
Ernest Burns  
.....  
Mayor

Attest:

.....  
Harley Gibson Jr.  
.....  
City Clerk

(SEAL)



ORDINANCE NO. 1987

AN ORDINANCE REQUIRING A PERMIT TO MOVE ANY STRUCTURE, HOUSE OR BUILDING ACROSS OR THROUGH ANY STREET OR ALLEY EITHER COMING INTO OR GOING FROM THE INCORPORATED LIMITS OF THE CITY OF GARNETT.

Section 1. Permit

It shall be unlawful for any person, firm or corporation to move any house, building or other structure across or through any street, alley or sidewalk in the City of Garnett without having first obtained a moving permit from the City Clerk. Such permit shall be issued by the City Clerk upon approval of the City Manager of the application thereof and the payment of a fee for each house, building or other structure to be moved as provided in section 2 of this ordinance.

Section 2. Application for Permit.

All applications for permits to move houses, buildings or other structures described in section 1, hereof, shall be to the City Manager. If said houses, buildings or other structures are under four hundred (400) square feet in area, the application shall be accompanied by a permit fee of Twenty-Five Dollars (\$25.00). If said house, building or structure is over four hundred (400) square feet in area, the application shall be accompanied by a permit fee of Fifty Dollars (\$50.00).

The said application shall further specify the day and hour said moving is to commence, the place from and the place to which said structure is to be moved, the description of said structure, and the route through the city over which said structure is proposed to be moved, and such application shall be made as aforesaid, at least forty eight (48) hours prior to the commencement of the moving of said structure. If it shall be necessary to move any utility poles, or to raise, cut or in any way interfere with any cables or wires, or to cut or trim any trees, or

to remove any street signs, the application shall state the name of the owner or owners of said poles, wires, cables or trees that will have to be cut, moved or raised, and shall also state when and where the cutting, moving or raising of said poles, cables, wires or trees will be necessary.

Section 3. Notice and payment

The applicant shall, upon the filing of such application, give at least twenty-four (24) hours' notice to the person, firm or corporation owning or operating such poles, wires or cables as are necessary to be cut, moved or raised for the purpose of any such building or structure heretofore described, and such notice shall state when and where it will be necessary to cut, remove or raise such poles, wires or cables. The applicant shall also give the City Manager notice of any trees that shall be cut or trimmed and he shall make arrangements to have said trees cut or trimmed or, if the city personnel perform the necessary work, pay to the City of Garnett a just fee for services performed as determined by the City Manager on the basis of a time and motion survey.

Section 4. Route

The City Manager shall have the right, power and authority to prescribe and direct the route over which any house, building or structure is to be moved through the City of Garnett, and it shall be his duty to investigate all applications for permits to move structures described in Section 2 hereof, and to inspect the progress of the moving of the same from time to time and see that the same are being moved in accordance with the provisions of this ordinance.

Section 5. Lights

It shall be the duty of any person, firm or corporation moving any house, building or structure upon, across or through any street, alley or sidewalk in the city to display warning lights thereon at night visible to anyone approaching such building or structure from any direction, and shall also notify the Chief of the

Fire Department and Chief of Police where said building or structure is stopped for the night.

Section 6. Bond

It shall be the duty of all persons who propose to engage in the business of house moving to make written application to the Board of City Commissioners of the City of Garnett for a license to engage in said business which said license may be granted or refused by said Board, same shall not be issued until there has been deposited by the applicant for such license with the City Clerk a good and sufficient bond, to be approved by the Board of Commissioners in the principal sum of Five Thousand Dollars (\$5,000), conditioned that said principal will faithfully observe all the laws of the State of Kansas, and the ordinances of the City of Garnett, while engaged in said business, and that he will protect, save harmless and indemnify the City of Garnett, against any and all damages caused by said person in his operations as house mover to any of the streets, pavements, curbing, gutters, crosswalks, shade trees or any other public or private property caused or occasioned by the moving of any such house, building or other object as herein provided; that said bond shall be further conditioned to protect and save harmless the City of Garnett, against any and all loss or damage that may be caused to either the City of Garnett, or person or property of any person due to the carelessness, negligence or any act of commission or omission on the part of said person, firm or corporation in the moving of said building or other object; that said Board shall be further conditioned, that is is made for the benefit of any third person who may suffer any injury to person or property and that an action may be brought directly by such person on said bond as against the principal and the sureties thereon.

Section 7. Penalty

Any person, firm or corporation, or any agent or employee of any person, firm or corporation violating any of the provisions of this article, or failing to comply

with any of the provisions thereof, shall, upon conviction thereof, be fined in any sum not less than Twenty-five Dollars (\$25.00) and not exceeding One Hundred Dollars (\$100.00), or be imprisoned not to exceed thirty (30) days, or be both so fined and imprisoned.

Section 8.

This ordinance shall take effect and be in force from and after its publication in The Anderson Countian, the official newspaper of said City.

Approved and passed this 11<sup>th</sup> day of April, 1966.

Everett Burns  
Mayor

Attest:

Harley Gibson Jr.  
City Clerk

(SEAL)