

# **KANSAS REGISTER**



**State of Kansas**

**JACK H. BRIER  
Secretary of State**

**Vol. 4, No. 48**

**November 28, 1985**

**Pages 1485-1500**

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## State of Kansas

## LEGISLATURE

## INTERIM AGENDA

Notice is hereby given to interested parties that the following committee meetings have been scheduled during the period of December 2 through December 13, 1985.

Date	Room	Time	Committee	Agenda
Dec. 2	526-S	10:00 a.m.	Special Committee on Transportation	CANCELLED.
Dec. 2 through Dec. 6	TOUR		Joint Committee on State Building Construction	Accompany Senate and House Ways and Means committees on biennial tour to various sites in eastern Kansas.
Dec. 5	522-S	10:00 a.m.	Special Commission on a Public Agenda for Kansas	Agenda to be announced.
Dec. 6	527-S	9:30 a.m.	Legislative Coordinating Council	Legislative matters.
Dec. 6	220-S	9:00 a.m.	State Finance Council	State matters.
Dec. 9	514-S	10:00 a.m.	Joint Committee on Rules and Regulations	Agenda to be determined.
Dec. 10	514-S	9:00 a.m.		
Dec. 11	527-S	10:00 a.m.	Joint Standing Ways and Means Committees	Subcommittee—mental retardation institutions.
Dec. 12	527-S	10:00 a.m.	Special Claims Against the State	Hearings on claims filed to date.
Dec. 13	527-S	9:00 a.m.		

WILLIAM R. BACHMAN  
Director of Legislative  
Administrative Services

Doc. No. 003745

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JACK H. BRIER  
Secretary of State  
State Capitol  
Topeka, KS 66612



PHONE: 913/296-3489

## State of Kansas

**NORTHWEST KANSAS GROUNDWATER  
MANAGEMENT DISTRICT NO. 4****NOTICE OF MEETING  
AND PUBLIC HEARING**

The December board meeting of the Northwest Kansas Groundwater Management District No. 4 is scheduled for 1 p.m. Tuesday, December 10, in the district office, 1175 S. Range, Colby. General administrative matters and other business will be discussed.

The Board will conduct a public hearing on the proposed revised 1986 operating budget at 1:30 p.m., also in the district office.

WAYNE A. BOSSERT  
Manager

Doc. No. 003739

## State of Kansas

**ATTORNEY GENERAL****Opinion No. 85-157**

**Banks and Banking—Banking Code; Deposit of Public Moneys—Security for Deposits; Exemption for Peak Deposit Periods. Jeffery A. Mason, Counsel for Goodland Unified School District No. 252, Goodland, November 13, 1985.**

K.S.A. 1984 Supp. 9-1403(a) permits a school district and a financial institution to designate peak deposit periods for periods of up to 60 days in length and not more than 120 days per year. During such periods, the amount required to be pledged by the financial institution as security for the deposit of public funds is reduced to 50 percent of the amount usually required by K.S.A. 1984 Supp. 9-1402, as amended by L. 1985, ch. 58.

While the statute does not establish a minimum time limit for such peak deposit periods, but instead leaves them to be negotiated between the school district and the financial institution, a designation of two periods of one day each would appear to be unreasonable. Further, no sanctions exist in the statute whereby a financial institution may be required to agree to a specific time period or face a penalty, either civil or criminal in nature.

Finally, determination of peak deposit periods should be made by the school board, although formal written designation is to be made by the treasurer or financial officer of the school district. Cited herein: K.S.A. 1984 Supp. 9-1401; K.S.A. 1984 Supp. 9-1402, as amended by L. 1985, ch. 58, § 1; K.S.A. 1984 Supp. 9-1403; K.S.A. 1984 Supp. 9-1405, as amended by L. 1985, ch. 58, § 4; K.S.A. 1984 Supp. 12-1675; 12-1678a. JSS

ROBERT T. STEPHAN  
Attorney General

Doc. No. 003738

## State of Kansas

**KANSAS WATER AUTHORITY****NOTICE OF MEETING**

The December meeting of the Kansas Water Authority will be in Wichita December 12 and 13 in the Wichita State Office Building, Conference Room One, 3244 E. Douglas. The full Authority will convene at 10 a.m. December 12 and continue at 8:30 a.m. December 13.

Persons not on the Authority's mailing list may request a copy of the agenda by contacting Dotty Kester, Suite 200, 109 S.W. 9th, Topeka 66612, (913) 296-3185.

H. PHILIP MARTIN, Chairman  
Kansas Water Authority

Doc. No. 003744

## State of Kansas

**DEPARTMENT OF TRANSPORTATION****NOTICE TO CONTRACTORS**

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas county will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m., December 19, 1985, and then publicly opened:

**DISTRICT ONE—Northeast**

**Shawnee—40-89 K 2886-01—US-40, Stinson, Tecumseh and Whetstone creeks east of Topeka, clearing and grubbing for bridge replacements. (State Funds).**

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project may be examined at the office of the County Clerk or at the Kansas Department of Transportation district office responsible for the work.

JOHN B. KEMP  
Secretary of Transportation

Doc. No. 003743

## State of Kansas

## DEPARTMENT OF TRANSPORTATION

## NOTICE TO CONTRACTORS

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m., December 19, 1985, and then publicly opened:

## DISTRICT ONE—Northeast

**Brown**—20-7 K-0139-01—K-20, Grasshopper Creek bridges 28 and 29 west of Horton, 0.3 mile, bridge replacement. (Federal Funds)

**Brown**—20-7 K-0140-01—K-20, Grasshopper Creek drainage bridge 30, 9.8 miles east of US-75, bridge replacement. (Federal Funds)

**Jefferson**—59-44 K-0403-01—US-59, US-24 north to 0.3 miles south of K-92 in Oskaloosa, 10.8 miles, grading, surfacing and bridge. (Federal Funds)

**Jefferson**—237-44 K-2542-01—K-237, junction with US-24 north to Perry Park, 3.4 miles, overlay. (State Funds)

**Johnson**—12-46 K-2536-01—K-12, Caenen Lake Road to Nieman Road, 1.3 miles, overlay. (State Funds)

**Johnson**—169-46 K-2541-01—US-169, junction I-35 east to Murlen Street in Olathe, 0.6 mile, recycle. (State Funds)

**Johnson**—435-46 K-0456-11—I-435, Phase 2, lighting along I-435 ramps, lighting. (Federal Funds)

**Johnson**—435-46 K-1443-03—I-435, Quivera Road interchange, lighting. (Federal Funds)

**Johnson**—46 C-1700-01—County road, 0.1 mile south of junction of US-56 at Gardner, then south, 0.2 mile, bridge replacement. (Federal Funds)

**Johnson**—46 U-0981-01—67th Street in Merriam, 1500 feet west of I-35, 0.1 mile, grading, surfacing and bridge. (Federal Funds)

**Leavenworth**—73-52 K-2538-01—US-73, north junction with K-92 west to 16th Street in Leavenworth, 1.3 miles, overlay. (State Funds)

**Leavenworth**—73-52 K-2705-01—US-73, junction of Kansas Avenue, south 0.6 mile in Lansing, 0.6 mile, overlay. (State Funds)

**Leavenworth**—92-52 K-2539-01—K-92, north junction east to Missouri River bridge, 0.4 mile, overlay. (State Funds)

**Lyon**—99-56 K-1719-01—K-99, junction with US-56 to Lyon-Wabaunsee county line, 6.1 miles, overlay. (State Funds)

**Lyon**—170-56 K-1724-01—K-170, junction K-99 east to Lyon-Osage county line, 8.0 miles, overlay. (State Funds)

**Osage**—170-70 K-2707-01—K-170, Osage-Lyon county line east and north to the end of K-170, 13.7 miles, overlay. (State Funds)

**Shawnee**—89 U-0923-01—Branner Street at the Atchison, Topeka and Santa Fe Railroad viaduct in Topeka, 0.5 mile, bridge replacement. (Federal Funds)

**Wabaunsee**—99-99 K-1720-01—K-99, Wabaunsee-Lyon county line to east junction with K-4, 8.8 miles, overlay. (State Funds)

**Wyandotte**—7-105 K-2702-01—K-7, junction K-7 and Riverview north of US-24 at Bonner Springs, 1.3 miles, overlay. (State Funds)

## DISTRICT TWO—Northcentral

**Saline**—85 U-1040-01—Intersection of Ohio and Albert Streets in Salina, traffic signal. (Federal Funds)

## DISTRICT THREE—Northwest

**Decatur**—20 C-2005-01—County road, 2.0 miles south and 4.6 miles west of Oberlin, then west, 0.1 mile, bridge replacement. (Federal Funds)

**Graham**—283-33 K-2553-01—US-283, Graham-Trego county line north, 2.7 miles, overlay. (State Funds)

**Logan**—25-55 K-2547-01—K-25, Thomas-Logan county line south to US-40, 2.3 miles, conventional seal. (State Funds)

**Norton**—283-69 K-2552-01—US-283, Norton-Graham county line north to the junction of US-36, 20.8 miles, recycle. (State Funds)

**Rawlins**—25-77 K-2218-01—K-25, Rawlins-Thomas county line north to Kansas-Nebraska state line, 30.2 miles, overlay. (State Funds)

**Thomas**—25-97 K-2546-01—K-25, Logan-Thomas county line north, 8.0 miles, conventional seal. (State Funds)

**Trego**—40B-98 K-2179-01—US-40B, 0.1 mile north of the junction of I-70 to US-283, 0.6 mile, overlay. (State Funds)

**Trego**—283-98 K-2174-01—US-283, 0.1 mile north of the junction of I-70 to Trego-Graham county line, 9.1 miles, overlay. (State Funds)

## DISTRICT FOUR—Southeast

**Coffey**—16 C-1897-01—County road, 3.8 miles east and 2.1 miles north of Le Roy, then north, 0.3 mile, bridge replacement. (Federal Funds)

**Crawford**—7-19 K-2743-01—K-7, 0.6 mile south of the junction of K-57 to the north city limits of Girard, 1.1 miles, overlay. (State Funds)

**Crawford**—7-19 K-2744-01—K-7, junction of US-160 north to the south city limits of Girard, 11.4 miles, overlay. (State Funds)

**Crawford**—7-19 K-2745-01—K-7, north city limits of Girard north to the junction of FAS 169, 6.0 miles, overlay. (State Funds)

**Crawford**—126-19 K-2750-01—K-126, junction of K-7 east to the junction of US-69 bypass, 6.0 miles, overlay. (State Funds)

**Franklin**—68-30 K-2557-01—K-68, junction with K-33 east to the Franklin-Miami county line, 1.0 mile, overlay. (State Funds)

**Greenwood**—54-37 K-2223-01—US-54, east city limits of Eureka to the east junction of K-99, 5.5 miles, overlay. (State Funds)

**Greenwood**—96-37 K-2749-01—K-96, Greenwood-Butler county line east to the junction of K-99, 16.4 miles, overlay. (State Funds)

**Greenwood**—99-37 K-1599-01—K-99, junction of

K-96 north to the west junction of US-54, 13.0 miles, overlay. (State Funds)

Labette—59-50 K-2748-01—US-59, junction of FAS 374 west to the junction of K-96, 5.0 miles, overlay. (State Funds)

Labette—50 C-1940-01—County road, 0.3 mile south of Mound Valley, then south, 0.2 mile, bridge replacement. (Federal Funds)

Miami—68-61 K-2558-01—K-68, Miami-Franklin county line east to old US-169, 11.4 miles, overlay. (State Funds)

Miami—61 C-1418-01—County road, 0.5 mile west and 0.8 mile north of Fontana, then north, 0.4 mile, bridge replacement. (Federal Funds)

Miami—61 C-1637-01—County road, 4.5 miles south of Paola, then southeast, 0.1 mile, bridge replacement. (Federal Funds)

#### DISTRICT FIVE—Southcentral

Sedgwick—135-87 K-0781-01—I-135 and I-235 interchange north of Wichita, grading, surfacing and bridge. (Federal Funds)

Sedgwick—87 C-1723-01—County road, 2.0 miles east and 2.7 miles south of Cheney, then south, 0.4 mile, bridge replacement. (Federal Funds)

#### DISTRICT SIX—Southwest

Greeley—27-36 K-2792-01—K-27, junction with K-96 north through Tribune to Greeley-Wallace county line, 16.6 miles, overlay. (State Funds)

Greeley—96-36 K-2285-01—K-96, junction with K-27 east to the Greeley-Wichita county line, 10.2 miles, overlay. (State Funds)

Hamilton—27-38 K-2577-01—K-27, junction of US-50 north to the Hamilton-Greeley county line, 19.4 miles, overlay. (State Funds)

Kearny—47 C-1649-01—County road, 15.6 miles north of Lakin and 3.2 miles east of K-25, then east, bridge replacement. (Federal Funds)

Lane—4-51 K-2300-01—K-4, Lane-Scott county line east to the east junction of K-4 and K-23, 11.9 miles, overlay. (State Funds)

Lane—23-51 K-2306-01—K-23, Lane-Finney county line north to the south city limits of Dighton, 14.6 miles, overlay. (State Funds)

Ness—4-68 K-2290-01—K-4, Ness-Lane county line east to the junction of US-283, 19.0 miles, overlay. (State Funds)

Ness—96-68 K-1647-01—K-96, Ness-Lane county line east to the brick pavement in Ness City, 18.8 miles, overlay. (State Funds)

Scott—4-86 K-2307-01—K-4, junction with US-83 east to Lane-Scott county line, 11.9 miles, overlay. (State Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP  
Secretary of Transportation

Doc. No. 003731

#### State of Kansas

### KANSAS TURNPIKE AUTHORITY

#### NOTICE TO BIDDERS

The Kansas Turnpike Authority division office at 3939 Topeka Blvd., Topeka 66609, is requesting sealed proposals for furnishing all labor and materials and performing all work in accordance with the plans and specifications and other contract documents for bridge repair and deck replacement of Bridge No. 2-3 on the 18th Street Expressway, known as KDOT Project No. 35-105-K-2701-01, also known as KTA Contract No. 969.

Work under this contract consists of the removal of the existing Bridge No. 2-3, 18th Street over I-35, and the construction of a new bridge consisting of a structural steel and reinforced concrete superstructure, a reinforced concrete substructure founded on steel H-piles and drilled shafts, concrete and asphaltic concrete pavement construction, and other miscellaneous work as shown on the plans and specifications.

Proposals, plans and specifications are on file and may be obtained at the office of R. D. Fogo, Chief Engineer-Manager, Kansas Turnpike Authority, 9401 E. Kellogg, Wichita, or may be examined in the offices of the Sedgwick or Wyandotte county clerks.

Sealed proposals will be received at the KTA Topeka division office until 10 a.m. December 18, 1985, at which time they will be publicly opened and read aloud. Proposals must be accompanied by a bid bond in the amount of 5 percent of bid and made payable to the Kansas Turnpike Authority as a guarantee that the bidder will enter into a contract and give a performance bond as required if awarded the contract. The award of contract shall be based on the grand total bid; however, each bidder shall be required to furnish unit prices as part of the bid.

The Authority reserves the right to reject any or all bids and to waive any irregularity therein to determine which is the lowest responsible bid most suitable to the Authority.

R. D. FOGO, Chief Engineer-Manager  
Kansas Turnpike Authority

Doc. No. 003741

## State of Kansas

## DEPARTMENT OF ADMINISTRATION

## GRANT APPLICATIONS IN REVIEW

Below are applications which have been submitted to the Kansas Review Process. For those requiring review, comments should be sent to the Kansas Single Point of Contact, Judy Krueger, Intergovernmental Liaison, State Office Building, 122A-South, Topeka 66612, (913) 296-3919. Comment period is approximately 30 days.

**KS851119-373-20106SM**—Gary Gardner, Mayor, Smith Center 66967, (913) 282-6646, applied for \$484,100 from the U.S. Department of Transportation for the Smith Center airport improvement program.

**KS851119-374-13608BT**—Vickie Villalobos, Central Kansas CASA, Inc., Barton County Courthouse, 3rd Floor, Great Bend 67530, (316) 564-3278, applied for \$20,000 from the U.S. Department of Health and Human Services for volunteers to serve as court-appointed special advocates in a rural area of the 20th Judicial District.

**KS851119-375-13608FI**—Karen Clouse, RN, HOMECARE, Inc., 608 N. 6th, Garden City 67846, applied for \$75,000 from the U.S. Department of Health and Human Services for health, education, and emotional welfare services for pregnant teens.

**KS851119-376-20500DG**—David Peterson, Lawrence-Douglas County Planning Office, P.O. Box 708, Lawrence 66044, (913) 841-7722, ext. 150, applied for \$6,080 from the U.S. Department of Transportation for Section 9 UMTA, Lawrence-Douglas County.

**KS851119-377-20500DG**—David Peterson, Lawrence-Douglas County Planning Office, P.O. Box 708, Lawrence 66044, (913) 841-7722, ext. 150, applied for \$77,808 from the U.S. Department of Transportation for Section 9A UMTA Lawrence-Douglas County.

**KS851119-378-20505DG**—David Peterson, Lawrence-Douglas County Planning Office, P.O. Box 708, Lawrence 66044, (913) 841-7722, ext. 150, applied for \$20,000 from the U.S. Department of Transportation for Section 8 UMTA Lawrence-Douglas County.

**KS851119-379-13608CD**—Ron Fielder, Learning Cooperative of North Central Kansas, 208 W. 2nd, Concordia 66901, (913) 243-3294, applied for \$145,310 from the U.S. Department of Health and Human Services for an educational program for "at risk" environmentally deprived/low income children.

**KS851120-380-13608SN**—Theresa Counts, Shawnee County Community Assistance and Action, Inc., 605 Topeka Ave., Topeka 66603, (913) 232-8249, applied for \$12,000 from the U.S. Department of Health and Human Services for a transition of Head Start students to public schools program.

**KS851120-381-15250KS**—Joyce Stover, State Corporation Commission, 107 W. 11th, Pittsburg 66762, (316) 231-8540, applied for \$207,565 from the U.S. Department of the Interior for a Kansas permanent program for surface mining control and reclamation.

**KS851120-382-15252KS**—Jacob N. Frank, State Corporation Commission, 107 W. 11th, Pittsburg 66762, (316) 231-8615, applied for \$346,661 from the

U.S. Department of the Interior for an abandoned mined land reclamation program.

**KS851120-383-13608SN**—Peggy Henry, The Villages, Inc., P.O. Box 1695, Topeka 66601, (913) 267-5905, applied for \$124,997 from the U.S. Department of Health and Human Services for pre and post placement services for special needs children and families.

**KS851120-384-13608KS**—Lorne A. Phillips, Ph.D., Kansas Department of Health and Environment, Forbes Field, Topeka 66620, (913) 862-9360, ext. 445, submitted an application to the U.S. Department of Health and Environment for a planning for later life program.

**KS851120-385-13608CL**—Karen Fitzgerald, Child Care Association of Arkansas City, Inc., P.O. Box 1384, Arkansas City 67005, (316) 442-6804, applied for \$3,187 from the U.S. Department of Health and Human Services for a transition of Arkansas City Head Start children to the public schools program.

**KS851121-386-13608JO**—Dr. Phyllis G. Westover, Baker University, 4707 College Blvd., Suite 101, Leawood 66211, (913) 491-4432, applied for \$72,565 from the U.S. Department of Health and Human Services for establishing a private sector incentive for the support of professional academic training.

## Announcements

The Office of Population Affairs (OPA) at the U.S. Department of Health and Human Services announced November 18 two family planning programs: Family Planning Service Delivery Improvement and Research on Adolescent Family Life.

The next application deadline is February 1, 1986. Contacts are Patricia Thompson or Eugenia Eckard, OPA, Humphrey Building, Room 731E, 200 Independence Ave., S.W., Washington, D.C. 20201, (202) 245-1181.

## Awards

The U.S. Department of Health and Human Services announced the award of \$35,135 to the Kansas Department of Health and Environment for a sexually transmitted disease control program.

MARVIN A. HARDER  
Secretary of Administration

Doc. No. 003740

## State of Kansas

**OFFICE OF JUDICIAL ADMINISTRATION  
COURT OF APPEALS DOCKET**

(Note: Dates and times of arguments are subject to change.)

Kansas Court of Appeals  
Court of Appeals Courtroom  
2nd Floor, Kansas Judicial Center  
301 W. 10th, Topeka, Kansas

Before Briscoe, P.J.; Corwin C. Spencer, J. Retired, Assigned;  
and Richard W. Wahl, District Judge, Assigned

Monday, December 9, 1985  
1:00 p.m.

Case No.	Case Name	Attorneys	County
57,388 S.C.	In the interest of Avonne Harris, a child under 18 years of age.	Michael P. McKone Lloyd R. Graham, Assistant County Attorney Michael D. Hepperly	Geary
57,277	In the interest of Dana Ann Rodecap, a juvenile under the age of 18 years, to wit: DOB 4-22-81.	David J. Berkowitz Janet E. Garlow John C. Chappel Todd Thompson	Douglas
57,889	State of Kansas, appellee,	Attorney General James E. Flory, District Attorney Gerald E. Wells, Assistant District Attorney	Douglas
	v.		
57,289	Randy L. Williams, appellant. In the matter of the marriage of Sherry Lynn Smith and Robert Edward Smith.	Edward G. Collister Paula Martin Burns Richard O. Skoog	Douglas
57,386	Federal Land Bank of Wichita, appellee,	Dennis Hall	Jefferson
	v.		
57,387	Charles A. McKinsey and Gayla J. McKinsey, appellants. Kaw Valley State Bank & Trust Co., appellee,	Charles A. McKinsey, <i>pro se</i>  Craig Fontaine	Jefferson
	v.		
	Charles A. McKinsey, appellant.	Charles A. McKinsey, <i>pro se</i>	

Tuesday, December 10, 1985  
9:00 a.m.

Case No.	Case Name	Attorneys	County
58,014 S.C.	Betty L. Bigger, appellee,	Gary Terrill Jan Fisher	Shawnee
	v.		
57,995	Kansas Department of Revenue and State Self-Insurance Fund, appellants. State of Kansas, appellee,	Gary M. Howland  Attorney General Gene M. Olander, District Attorney	Shawnee
	v.		
	James L. Johnson, appellant.	Ronald E. Wurtz	

(continued)

57,294	State of Kansas, appellee,	Attorney General Sue Carpenter, Assistant District Attorney	Shawnee
	v.		
	Melvin C. Campfire, appellant.	Ernest Vincent Pease, Jr.	
57,406	Lester J. Wilson, appellant,	Charles S. Scott	Shawnee
	v.		
	Division of Motor Vehicles, State of Kansas, appellee.	Brian Cox	
57,389	St. Francis Hospital and Medical Center, appellee, Kenneth E. Hill, Defendant and Third-Party Plaintiff,	Stephen Sobilloff Henry P. Boaten Stephen P. Dees	Shawnee
	v.		
	Goodyear Tire & Rubber Co., Inc., appellant.	J. Stephen Pigg	
		1:00 p.m.	
57,376	Ronald H. Miller, appellant,	C. Bruce Works	Shawnee
	v.		
	Mark R. Gober and SAFECO Insurance Co. of America, appellees.	Jerome V. Bales James Benfer	
58,086	Thomas L. Markus, appellee,	Gary L. Jordan	Franklin
	v.		
	Bob White Motors, Inc. and Federated Insurance, appellants.	John A. Emerson	
58,114	State of Kansas, appellee,	Attorney General Wendell J. Barker, County Attorney	Franklin
	v.		
	Randall Ray Reineking, appellant, Emil F. Wiley, appellant.	Leonard M. Robinson	
56,924	In re appeal of Nelson & Co., Inc., and Nelson & Co. Building Co., Salina, Kansas (taxpayers), from an Order of the Director of Taxation dated May 27, 1982.	James T. Graves William L. Edds Cleo G. Murphy Nancy E. Freund	Saline

Kansas Court of Appeals  
Court of Appeals Courtroom  
3rd Floor, Old Sedgwick County Courthouse  
541 N. Main, Wichita, Kansas

Before Meyer, P.J.; Rees, J.; and  
Fred S. Jackson, District Judge, Assigned

Monday, December 9, 1985  
1:00 p.m.

Case No.	Case Name	Attorneys	County
57,347 S.C.	In the matter of the marriage of Dwight Adams and Jane E. Adams.	Daniel J. Shanelec Jane E. Adams, <i>pro se</i>	Butler
57,350	Vicki O. Burris and Vicki O. Burris as next friend for Jeremy Michael Burris and Shauna Lyn Burris, minors, appellants,	James L. Hargrove	Butler
	v.		
	Board of County Commissioners of Butler County, Kansas, appellees.	Norman G. Manley	
57,626 S.C.	Doyle E. Boyd, appellant,	Myrlen L. Bell	Pratt
	v.		
	Nathalie Boyd, appellee.	Michael R. O'Neal	



58,298	State of Kansas, appellant,	Attorney General C. Douglas Wright, County Attorney	Cowley
	v. James D. Hartman, appellee.	J. Michael Smith Orvel Mason	
58,023	State of Kansas, appellee,	Attorney General Neal Brady Geary Gorup, Assistant District Attorney	Sedgwick
	v. Allen B. Scoughton, appellant.	Eric A. Stahl	
57,959	State of Kansas, appellee,	Attorney General Geary Gorup, Assistant District Attorney	Sedgwick
	v. Donald E. Hicks, appellant.	Eric A. Stahl	

Tuesday, December 10, 1985  
9:00 a.m.

Case No.	Case Name	Attorneys	County
57,651	State of Kansas, appellee,	Attorney General Geary Gorup, Assistant District Attorney	Sedgwick
	v. Max L. Potts, appellant.	Charles A. O'Hara	
58,013	Carl Dwight Tucker, appellant,	Charles A. O'Hara	Sedgwick
	v. State of Kansas, appellee.	Attorney General Geary Gorup, Assistant District Attorney	
57,830	State of Kansas, appellee,	Attorney General Kimberly Gee Vines Geary Gorup, Assistant District Attorney	Sedgwick
	v. Timothy J. Conde, appellant.	John E. Cowles	
[57,856]	Clifford F. Griffin, appellant,	James S. Phillips, Sr.	Sedgwick
[57,857]	v.		
[57,982]	United Refrigerated Services, Inc. and/or Workers' Compensation Fund and Commercial Union Assurance, appellees.	Frederick L. Haag	
57,614	Dold Foods, Inc., appellee,	Stephen M. Joseph	Sedgwick
	v. Teresa A. Richardson, <i>et al.</i> , appellants.	Richard A. Shull	
1:00 p.m.			
57,639	Ron P. Fink, d/b/a Petro Kansas, appellee,	Susan K. McKee David P. Calvert	Sedgwick
	v. Jerry Allen, d/b/a Allen Pipe & Supply Co., and United States Fidelity & Guaranty Life Insurance Co., appellant.	Linda S. Parks	
57,483	Cropp & Associates, CPA, appellant,	Mark S. Jones Robert D. Overman	Shawnee
	v. Kansas Department of Human Resources and Norman G. Rising, appellees.	Bud Evans	

(continued)

58,157	Floyd Austin, appellee, v. Iowa Beef Processors, Inc., appellant.	Michael T. Harris Michael W. Merriam	Lyon
58,235	Gary L. McArthur, v. Glass King Manufacturing, Inc., and Aetna Life & Casualty, appellees, and Workers' Compensation Fund, appellant.	Casey R. Law Harry Bleeker Brock McPherson	Barton

**Kansas Court of Appeals  
Johnson County Courthouse,  
Division No. 6, Courtroom 300  
Olathe, Kansas**

Before Abbott, C.J.; Parks, J.;  
and Harry G. Miller, District Judge Retired, Assigned

Thursday, December 12, 1985  
1:00 p.m.

Case No.	Case Name	Attorneys	County
57,110	Michael P. O'Keefe, appellant, v. Larry F. Snyder, appellee.	Timothy J. Knopp Larry J. Luttjohann	Johnson
57,037	Pleasant Valley Farms Association, appellant, v. Nancy L. Edwards, appellee.	George M. Wolf Richard W. Byrum	Johnson
57,191	Michelle R. West, appellant, v. Todd R. Martin, appellee.	Thomas J. Koehler David K. Martin	Johnson
57,236	Shannon Valley Estates Homes Association, appellee, v. Theodore Ave-Lallemant, <i>et al.</i> appellants.	Marc A. Elster H. Reed Walker Mark D. Wasserstrom	Johnson
57,403	Frances M. Power, appellant, v. Floyd W. Power, appellee.	Kathleen W. Dillon William D. Wingfield	Johnson
57,363	Mary L. and Jim Moseley, appellants, v. Frank and Alice Wilson, appellees.	Robert E. Wonder Barry L. Warren	Wyandotte

Friday, December 13, 1985  
9:00 a.m.

Case No.	Case Name	Attorneys	County
57,132 S.C.	Ernest Lee Lofland, appellee, v. Darell Dobbins, d/b/a Tel-Tech Communications, appellant.	Robert Jenkins Joseph Conry D. William Provance	Wyandotte
57,903 S.C.	In the matter of the marriage of Larry John Arndt and Estelle Louise Arndt.	Stuart D. Mitchelson Paula J. Laurenzana	Johnson
[57,354] [57,516] (CON.)	In the matter of the estate of Andjel Turk, deceased, a/k/a Angel Turk.	J. R. Russell Hylton Harman Dennis L. Horner	Wyandotte
57,586	Ronald Wall, appellee, v. James Wilson, appellant.	Darrel W. Frogley Paul Hasty, Jr.	Wyandotte

57,162	Jeannette Hammer and Clinton J. Hammer, appellees, v. Roy Lee McMahan, Roy McMahan, Sr., & Missouri Auto Dealers Exchange Co., v. Aetna Casualty and Surety Co., a Corporation, appellants.	Thomas R. Buchanan  Keith Martin	Johnson
57,408	Kansas Farm Bureau Insurance Co., Inc., appellee, v. Thomas G. Hopp and Terry L. Hake, appellants.	Richmond M. Enochs  Donald W. Vasos	Johnson
57,480	Howard L. Gabe, appellant, v. North American Plant Breeders Inc., appellee.	Ronald L. Gold  Leonard J. Johnson Marc E. Elkins	Johnson
1:00 p.m.			
57,256 S.C.	In the matter of the marriage of Suzanne D. Tolle and Larry Tolle.	Wesley M. Norwood Ruben Jorge Krisztal	Leavenworth
57,990	Clarence Seaver, <i>et al.</i> , appellees,  v. Connecticut Players Foundation, Inc., d/b/a Long Wharf Theatre Co., Defendant and Third Party Plaintiff, Allied Truck Rental, Inc. and Avis Truck Rental System and Avis Rent-A-Car, Inc., appellants.	James E. Rumsey Mark Parkinson Clifford T. Mueller Gerald L. Cooley	Douglas
57,508	Bruce A. Pyle, appellant,  v. Mary F. Perry, <i>et al.</i> , appellees.	James Forrest McMahon James O. Schwinn Daniel P. Hanson Wm. Terry Fitzgerald Bruce Keplinger	Johnson
57,637	Marian E. Watkins, appellant, v. Travelodge International Inc., Trusthouse Forte, Inc. and Roger L. Manfred, appellees.	David P. Woodbury  Sheryl B. Etling Christopher Bacon	Johnson
57,448	Albert A. Carter, appellant, v. Rew Materials, Inc. and its representatives, appellees.	Brandon L. Myers  Thomas Boeding Georgann Eglinski	Wyandotte

LEWIS C. CARTER  
Clerk of the Appellate Courts

(Published in the KANSAS REGISTER, November 28, 1985.)

**NOTICE OF BOND SALE  
UNIFIED SCHOOL DISTRICT NO. 258  
ALLEN COUNTY, KANSAS  
\$180,000  
GENERAL OBLIGATION  
IMPROVEMENT BONDS  
SERIES 1985**

Unified School District No. 258, Allen County, Kansas, will receive sealed bids at the office of the district located at 910 New York St., Humboldt, KS 66748, until 7 p.m. local time December 11, 1985 for \$180,000 par value general obligation improvement bonds, Series 1985, of the district, at which time and place such bids shall be publicly opened. The bonds initially issued will be dated December 1, 1985 and shall mature on December 1 in each of the years and in the amounts set forth below. The bonds shall consist of fully registered certificated bonds, each in the denomination of \$5,000 or integral multiples thereof not exceeding the principal amount of the bonds maturing in any year. Interest will be payable semiannually on June 1 and December 1 of each year, commencing June 1, 1987. The principal of the bonds shall be payable in lawful money of the United States of America at the principal office of the Treasurer of the State of Kansas (the paying agent and bond registrar) to the registered owners thereof upon presentation of the bonds for payment and cancellation. Interest on the bonds shall be payable in lawful money of the United States of America by check or draft of the paying agent to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the calendar month next preceding the interest payment date (the record dates). The fees of the bond registrar for the registration and transfer of the bonds shall be paid by the district.

The bonds will mature serially in accordance with the following schedule:

Principal Amount	Maturity Date December 1:
\$10,000	1987
15,000	1988
15,000	1989
15,000	1990
15,000	1991
20,000	1992
20,000	1993
20,000	1994
25,000	1995
25,000	1996

Proposals will be received on the bonds bearing such rate or rates of interest, not exceeding eight different rates, as may be specified by the bidder. The repetition of a rate will not constitute a different rate. The same rate shall apply to all bonds of the same maturity. Each interest rate specified shall be in an even multiple of 1/8 or 1/20 of 1 percent. The difference between the highest and lowest interest rate specified in any bid shall not exceed 2 percent. No interest rate shall exceed the maximum interest rate allowed by

Kansas law, said rate being 2 percent above the twenty bond index of tax exempt municipal bonds published by Credit Markets in New York, New York, on the Monday next preceding the day on which the bonds are sold, and no bid of less than par plus accrued interest will be considered. Bids for less than the entire issue of bonds will not be considered.

Bids shall be submitted on the official bid form furnished by the district, and shall be addressed to the district at the above address to the attention of Anna E. Cole, Clerk of the Board of Education of the district, and shall be marked "Bond Bid." All bids must state the total interest cost of the bid and the average annual interest rate, certified by the bidder to be correct, and the district will be entitled to rely on the certificate of correctness. Bids must be accompanied by a certified or a cashier's check equal to 2 percent of the total amount of the bid and shall be payable to Unified School District No. 258, Allen County, Kansas. In the event a bidder whose bid is accepted shall fail to carry out his contract of purchase, said deposit shall be retained by the district as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

The bonds, duly printed, executed and registered, will be furnished and paid for by the district, and the bonds will be sold subject to the unqualified approving opinion of Cosgrove, Webb & Oman of Topeka, Kansas, bond counsel, whose opinion will be paid for by the district.

The number, denomination of bonds and names of the initial registered owners shall be submitted in writing by the successful bidder to the bond registrar not later than December 30, 1985.

The purchaser will be furnished with a complete transcript of proceedings, evidencing authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. Payment for the bonds shall be made in funds which are immediately available for use by the district. Delivery of the bonds will be made to the successful bidder on or before January 9, 1986 at any bank in the state of Kansas or Kansas City, Missouri, at the expense of the district; delivery elsewhere will be made at the expense of the purchaser.

The bonds will constitute general obligations of the district payable from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable, tangible property within the district. The bonds are being issued for the purpose of paying the costs of constructing classrooms for an elementary school building, pursuant to K.S.A. 72-6761 and K.S.A. 10-101 *et seq.*, as amended and supplemented.

Sealed bids for the bonds shall be opened publicly and only at the time and place specified in this notice. The district reserves the right to reject any and all of the bids, and waive any irregularities. Unless all bids are rejected, the bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the district, and the net interest cost will be deter-

mined by deducting any amount of any premium paid from the aggregate amount of interest upon all of the bonds from their date until their respective maturities.

Assessed valuation figures for the district, for the year 1984, are as follows:

Equalized assessed valuation of taxable tangible property .....	\$17,491,667
Taxable value on motor vehicles and assessed valuation of motor vehicle dealers' inventory	\$ 1,577,302
Equalized assessed tangible valuation for computation of bonded debt limitations ..	\$19,068,969

Total general obligation bonded indebtedness of the district is \$895,000. The general obligation bonded indebtedness of the district as of the date of the proposed issuance of the bonds will be \$1,075,000.

Additional copies of this notice of bond sale or further information may be received from John C. McArthur, Beecroft, Cole & Company, Inc., One Townsite Plaza, Topeka, KS 66603, (913) 234-5671, financial advisors for the district.

Dated this 21st day of November, 1985.

ANNA E. COLE, Clerk of the Board of Education  
Unified School District No. 258  
Allen County, Kansas

Doc. No. 003736

**State of Kansas  
DEPARTMENT OF ADMINISTRATION  
DIVISION OF PURCHASES**

**NOTICE TO BIDDERS**

Sealed bids for items hereinafter listed will be received by the Director of Purchases, State Office Building, Topeka, until 2 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

**MONDAY, DECEMBER 9, 1985**

#A-5305

Youth Center at Atchison, Atchison—FURNISH AND INSTALL EXHAUST FANS, 12 BATHROOMS, SEQUOIA COTTAGE

#26831-A

Statewide—CATHETERS (Class 07)

#26856

University of Kansas, Lawrence—FIRE EXTINGUISHER SERVICE

#63926

Kansas Correctional Industries, Lansing—POLYETHYLENE PAILS—FIVE GALLON

#63927

Kansas Technical Institute, Salina—LAWN TRACTOR

#63928

Kansas State University, Manhattan—SEDANS

#63939

Wichita State University, Wichita—WORD PROCESSING STATION—IBM COMPATIBLE

#63940

Kansas State University, Manhattan—LABORATORY FURNITURE

**TUESDAY, DECEMBER 10, 1985**

#A-5336

Fort Hays State University, Hays—PROVIDE DIRECT BURIAL STEAM AND CONDENSATE LINES TO CUSTER HALL, ON CAMPUS

#A-5415

University of Kansas Medical Center, Kansas City—PROVIDE REPLACEMENT ELEVATORS

#26853

University of Kansas Medical Center, Kansas City—PLASTIC LAMINATE

#26857

Statewide—MICROFILM SUPPLIES

#26858

University of Kansas Medical Center, Kansas City—ELECTRIC AND ELECTRONIC TYPEWRITER MAINTENANCE

#26859

Statewide—MICROCOMPUTER SOFTWARE

#26861

University of Kansas Medical Center, Kansas City; Kansas State University, Manhattan; Wichita State University, Wichita; and other state agencies—ANIMAL BEDDING

#63943

Kansas State University, Manhattan—NIM BINS

#63944

University of Kansas, Lawrence—HPLC DETECTOR

#63945

University of Kansas, Lawrence—SOLVENT DELIVERY SYSTEM

#63946

Department of Administration, Division of Printing, Topeka—ENVELOPES—24 POUND

#63947

University of Kansas Medical Center, Kansas City—VIDEO EQUIPMENT

#63948

University of Kansas Medical Center, Kansas City—CONTINUOUS FORMS

#63949

Department of Social and Rehabilitation Services, Topeka—CONTINUOUS MAILERS

#63950

Kansas State Industrial Reformatory, Hutchinson—PICKUP

#63951

Larned State Hospital, Larned—FURNISH AND INSTALL PROJECTION TELEVISION UNITS

**WEDNESDAY, DECEMBER 11, 1985**

#A-5261

Norton State Hospital, Norton—CORNICE REPAIR, KENNEY BUILDING

#A-5457

University of Kansas, Lawrence—ROOFING SYSTEM REPLACEMENT, LEWIS HALL

#26860

University of Kansas Medical Center, Kansas City—BIOMEDICAL ENGINEERING MECHANICAL MATERIALS

#26865

Department of Human Resources, Topeka—JANITORIAL SERVICES

#63956

University of Kansas, Lawrence—PLAIN PAPER COPIER

(continued)

#63962

Adjutant General's Department, Topeka—REPAIR  
AND MODIFICATION OF OVERHEAD DOORS

THURSDAY, DECEMBER 12, 1985

#A-5101

University of Kansas, Lawrence—LIPPINCOTT  
HALL/ROBINSON GYMNASIUM RESTROOM  
MODIFICATIONS FOR HANDICAP  
ACCESSIBILITY

#26864

Statewide—BAKERY PRODUCTS

#63591-A

Department of Human Resources, Topeka—ZIP  
CODE CONVERSION

#63963

University of Kansas, Lawrence—STERILE  
BENCH/INCUBATOR

#63964

Kansas Highway Patrol, Topeka—SUBURBAN

#63965

Kansas Technical Institute, Lansing—FURNISH  
AND INSTALL BOILER

#53969

Kansas State Industrial Reformatory,  
Hutchinson—TOBACCO

#63972

Kansas State University, Manhattan—FURNISH  
AND INSTALL EXTERIOR ALUMINUM DOORS

#63973

Emporia State University, Emporia—ROOF OVER  
SCHILLINGER LOUNGE OF CENTRAL DORM IN  
THE MORSE HALL COMPLEX

#63974

University of Kansas, Lawrence—PRINTING AND  
BINDING OF "PRAIRIE"

#63975

University of Kansas, Lawrence—  
SPECTROPHOTOMETER

#63976

University of Kansas, Lawrence—VIDEO  
EQUIPMENT

#63977

Kansas State Industrial Reformatory,  
Hutchinson—LAUNDRY EQUIPMENT

#63978

Kansas Correctional Industries, Lansing—  
ANTI-SKIMMING AGENT FOR PAINT

#63979

Kansas Highway Patrol, Topeka—DEER WARNING  
WHISTLES

#63980

Kansas Department of Transportation,  
Topeka—PLASTIC FENCE

FRIDAY, DECEMBER 13, 1985

#A-4846

Kansas State Historical Society, Topeka—  
CONSTRUCT SANITARY SEWER LINE FOR  
GRINTER PLACE, Muncie

#A-5477

University of Kansas, Lawrence—PROVIDE  
MECHANICAL CHANGES, WESCOE HALL, ON  
CAMPUS

#26866

Statewide—POTATO CHIPS AND RELATED  
PRODUCTS

#26867

Statewide—BASIC CLOTHING

#26868

Statewide—FLEXIBLE DISKS

#63984

Wichita State University, Wichita—MAILING  
EQUIPMENT

#63985

Kansas Department of Transportation,  
Garden City—HERBICIDES

#63986

Kansas State Penitentiary, Lansing—TOBACCO

#63991

Kansas State University, Manhattan—  
PHOTOELECTRIC SMOKE DETECTORS

#63992

Kansas Department of Transportation,  
Topeka—FURNISH LABOR AND MATERIAL TO  
REPLACE EXTERNAL INSULATION ON  
PORTABLE ASPHALT TANKS

#63993

Kansas Department of Transportation,  
Norton—STEEL POST

MONDAY, DECEMBER 16, 1985

#A-5000

Topeka State Hospital, Topeka—ROOFED PATIOS  
AND PLAY PAD

THURSDAY, DECEMBER 19, 1985

#26855

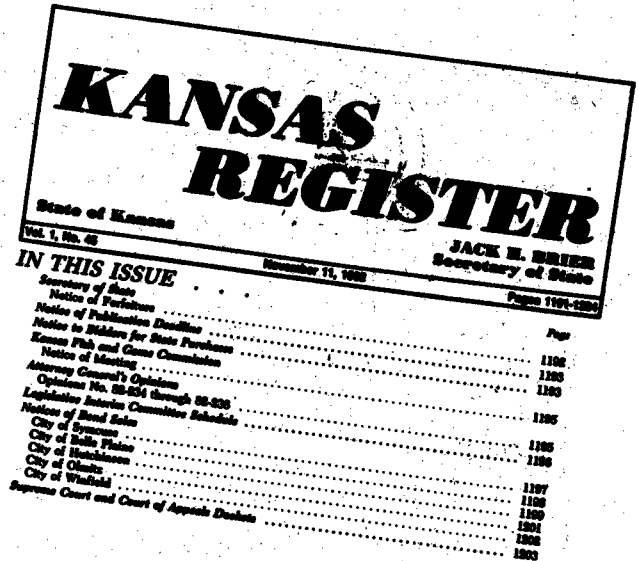
University of Kansas Medical Center, Kansas  
City—LEASE OF TELEVISION SYSTEM

NICHOLAS B. ROACH  
Director of Purchases

Doc. No. 003742

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