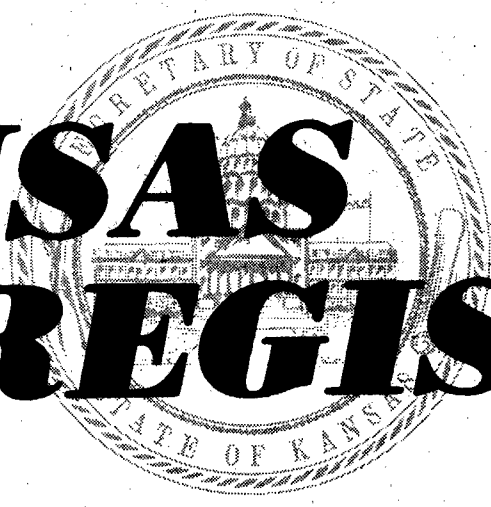


KANSAS REGISTER



State of Kansas

JACK H. BRIER
Secretary of State

Vol. 5, No. 41

October 9, 1986

Pages 1321-1344

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State of Kansas

LEGISLATURE

INTERIM AGENDA

The following committee meetings have been scheduled during the period of October 13 through October 24, 1986:

Date	Room	Time	Committee	Agenda
Oct. 13	514-S	10:00 a.m.	Special Committee on Ways and Means	13th: Public hearing, Proposal No. 41—Extension Programs. 14th: Proposals No. 37 and 39. As time permits, committee discussion of assigned proposals.
Oct. 14	514-S	9:00 a.m.		
Oct. 14	527-S	10:00 a.m.	Legislative Educational Planning Committee	Agenda to be determined.
Oct. 15	527-S	9:00 a.m.		
Oct. 14	519-S	10:00 a.m.	Special Committee on Transportation	Hearing on Proposal No. 31—Vehicle Dealer Bonding Requirements; Proposal No. 30—Selection of Highway Improvement Projects; Proposal No. 34—Mid States Port Authority Powers; Proposal No. 32—Permanent Registration of County and City Owned Vehicles; Proposal No. 33—Reflectorized Sheeting for License Plates and Road Signs and Two License Tag Requirements.
Oct. 15	519-S	9:00 a.m.		

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



PHONE: 913/296-3489

Oct. 15 Oct. 16	123-S 123-S	10:00 a.m. 9:00 a.m.	Task Force on Capital Markets—Legislative Commission on Economic Development	15th: Hearings on workers' compensation, umbrella bond and export finance programs. 16th: Further hearings on banking structure, corporate taxation, umbrella bond programs, and a benefit-cost analysis of existing tax incentives. Preliminary decisions on recommendations.
Oct. 16 Oct. 17	514-S 514-S	10:00 a.m. 9:00 a.m.	Special Committee on Federal and State Affairs	Agenda to be determined.
Oct. 16 Oct. 17	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Judiciary	16th: Proposal No. 20—Children's Task Force; Committee discussion. 17th: Committee discussion and directions to staff.
Oct. 16 Oct. 17	526-S 526-S	10:00 a.m. 9:00 a.m.	Task Force on Agriculture—Legislative Commission on Economic Development	Continued hearings from conferees on recommendations for economic development for agriculture and related businesses.
Oct. 20 Oct. 21	514-S 514-S	10:00 a.m. 9:00 a.m.	Task Force on Higher Education—Legislative Commission on Economic Development	20th: University-business relations. 21st: Governance of post-secondary education.
Oct. 22	123-S	10:00 a.m.	State Task Force on Parimutuel	Work session.
Oct. 23 Oct. 24	526-S 526-S	10:00 a.m. 9:00 a.m.	Special Committee on Communication, Computers and Technology	Committee discussion on Proposals No. 1-4 and directions to staff.
Oct. 23 Oct. 24	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on the Court System	Committee discussion on Proposal No. 5.
Oct. 23 Oct. 24	527-S 527-S	10:00 a.m. 9:00 a.m.	Special Committee on Public Health and Welfare	Agenda to be determined.
Oct. 23 Oct. 24	514-S 514-S	9:00 a.m. 8:00 a.m.	Task Force on Business Training—Legislative Commission on Economic Development	Consultant reports and task force deliberations.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

State of Kansas
SOCIAL AND REHABILITATION SERVICES
KANSAS CITIZENS ADVISORY
COMMITTEE ON ALCOHOL
AND OTHER DRUG ABUSE

NOTICE OF MEETING

The quarterly meeting of the Kansas Citizens Advisory Committee on Alcohol and Other Drug Abuse will be held from 7:30 a.m. to 3:30 p.m. Friday, October 17, at the Ramada Inn, 8787 Reeder (I-35 and 87th St.), Overland Park. Included in the agenda will be Interdepartmental Coordinating Committee on Alcohol and Drug Abuse Education Subcommittee report; marketing the new prevention plan; federal legislation; discussion on current task forces, i.e., Attorney General's Task Force on Drugs and the Liquor Law Review Commission; and the SRS/ADAS long range plan for strengthening alcohol and drug abuse awareness across the state.

JAMES A. McHENRY, JR., Commissioner
 Alcohol and Drug Abuse Services

Doc. No. 004643

State of Kansas
SOCIAL AND REHABILITATION SERVICES
STATE ECONOMIC OPPORTUNITY OFFICE

NOTICE CONCERNING LOW INCOME
WEATHERIZATION ASSISTANCE PROGRAM

In accordance with the Department of Energy regulations dated January 27, 1984, Part VI, Sections 440.14 and 440.15, the State Economic Opportunity Office, a section of Adult Services within the Department of Social and Rehabilitation Services, is accepting applications for the low income Weatherization Assistance Program for the purpose of identifying program operators for 1987 grants. Applicants may be either a public or private nonprofit organization. The Weatherization Assistance Program provides weatherization services at no cost to eligible low income, elderly and handicapped persons.

Requests for proposals will be available to interested organizations after October 15, 1986 upon receipt of written request. Written requests should be made to the State Economic Opportunity Office, Bidle Building, 100 NE, 2700 S.W. 6th, Topeka 66606. Questions may be directed to Jim Spano, Weatherization Assistance Program Coordinator, (913) 296-2458.

LOIS A. MARTIN, Administrator
 Quality Control/Weatherization
 SRS/Adult Service Commission

Doc. No. 004654

State of Kansas
SOCIAL AND REHABILITATION SERVICES
CHILDREN AND YOUTH
ADVISORY COMMITTEE

NOTICE OF MEETING

The Children and Youth Advisory Committee will meet at 1:30 p.m. Monday, October 13, in the Judicial Administrator's conference room, Kansas Judicial Center, 301 W. 10th, Topeka.

STEPHEN CLEGG, JR., Chairman
 Children and Youth Advisory Committee

Doc. No. 004652

State of Kansas
STATE HISTORICAL SOCIETY
HISTORIC SITES BOARD OF REVIEW

NOTICE OF HEARING

The grants review committee of the Kansas Historic Sites Board of Review will conduct a hearing at 10 a.m. Friday, October 31, in the second floor auditorium of the Memorial Building (Center for Historical Research), 120 W. 10th, Topeka, to receive public comments on the applications filed with the Historic Preservation Department for fiscal year 1987 federal Historic Preservation Fund survey and planning grants. Comments may be made to the board orally or in writing.

The following organizations, entities, institutions, etc., submitted preapplications to the Historic Preservation Department and were eligible to file applications:

City of Hutchinson
 City of Independence Main Street Project
 City of Kansas City
 City of Wichita
 Environmental Systems Analysis, Inc.,
 Shawnee Mission
 Kansas State Historical Society (Archeology
 Department), Topeka
 Mo-Kan Regional Council, St. Joseph, MO
 Oswego Historical Society, Oswego
 University of Kansas (Museum of Anthropology),
 Lawrence
 Wichita State University (Department of
 Anthropology), Wichita
 Woodson Restoration, Inc., Yates Center

JOSEPH W. SNELL
 Executive Director

Doc. No. 004640

State of Kansas

KANSAS WATER AUTHORITY**NOTICE OF MEETING**

A conference call meeting of the Kansas Water Authority will be held Monday, October 20, at the Kansas Water Office, Suite 200, 109 W. 9th, Topeka. The Federal and State Affairs Committee of the Authority will meet at 11 a.m. and the full Authority will convene at noon.

The agenda for the committee is: (1) review and possible recommendations on the draft state water plan implementation report and (2) discussion and final arrangements for the state water plan information forum.

The agenda for the Authority meeting will be action on items from the report of the Federal and State Affairs Committee, and other items may be discussed.

The meeting is open to the public.

H. PHILIP MARTIN, Chairman
Kansas Water Authority

Doc. No. 004656

State of Kansas

ATTORNEY GENERAL**Opinion No. 86-136**

Insurance—Kansas Automobile Injury Reparations Act—Evidence of Financial Security. Fletcher Bell, Commissioner of Insurance, Topeka, September 26, 1986.

The Kansas Automobile Injury Reparations Act requires a vehicle's insurance policy identification card to provide the name of the insurer and the policy number. The Act does not require that the identification card state the policy's expiration date. A law enforcement officer may not issue a citation for failure of a card to state an expiration date. Cited herein: K.S.A. 1985 Supp. 40-3104, as amended by L. 1986, ch. 182, § 1; K.S.A. 1985 Supp. 40-3107. TL

Opinion No. 86-137

Taxation—Mortgage Registration and Intangibles; Mortgage Registration—Instruments Subject Thereto. Anne Reves, Pottawatomie County Register of Deeds, Westmoreland, September 26, 1986.

An instrument which purports to assign a debtor's right to receive payment under a contract for the sale of real estate represents a security interest in personality and must be filed accordingly in order to perfect the creditor's security interest. The instrument may also be recorded in the office of the register of deeds in the county in which the real estate is located, as the instrument is such that "real estate may be affected thereby." K.S.A. 58-2221. Further, since the instrument is not a mortgage of real estate as defined in K.S.A. 79-3101, no mortgage registration fee may be assessed for such recording. If, however, the instrument incorporates by reference an executory contract for the sale of the real estate which has never been

recorded, and thus upon which no mortgage registration fee has been paid, then a mortgage registration fee must be collected based on the amount of the indebtedness involved in the executory contract. This is so because one cannot do indirectly (record an executory contract without paying mortgage registration fees) that which one could not do directly. Cited herein: K.S.A. 58-2221; 79-3101; K.S.A. 1985 Supp. 79-3102; K.S.A. 84-9-102; K.S.A. 1985 Supp. 84-9-401. JLM

Opinion No. 86-138

Oil and Gas—Oil and Gas Wells; Regulatory Provisions—Use of Conservation Fee Funds. Senator Roy M. Erlich, 35th District, Hoisington, September 30, 1986.

Under its police power, a state may reimburse itself for the cost of regulating and supervising a business by assessing the necessary expenses to the business which created the necessity for such regulation and supervision. Use of conservation fee fund monies for the prevention and cleanup of pollution from oil and gas activities regulated by the State Corporation Commission is sufficiently related to the regulatory function to make its use for such purposes a valid exercise of the police power. The conservation fee fund may be used to fund the study and cleanup of oil and gas pollution pursuant to section 37 of 1986 House Bill No. 3078 (K.S.A. 55-143, as amended by 1986, ch. 201, § 37), to the extent that such study and cleanup are reasonably related to those activities of the oil and gas industry which are regulated by the commission.

Use of the conservation fee fund by the State Corporation Commission for those oil and gas activities it does not regulate (as authorized by K.S.A. 55-143, as amended by L. 1986, ch. 201, § 37, which references subsection (a)(2)(A) of K.S.A. 65-171d, as amended by L. 1986, ch. 201, § 22), is contrary to the findings of the Kansas Supreme Court in *Panhandle Eastern Pipeline v. Fadeley*. Such use exacts revenue from the oil and gas industry under the guise of a regulatory fee in violation of article 11, section 1 of the Kansas Constitution, and the commerce clause and the 14th Amendment of the United States Constitution. Cited herein: Kans. Const., Art. 11, § 1; U.S. Const., 14th Amendment; K.S.A. 55-131; 55-143; 65-171d, as amended by L. 1986, ch. 33, § 10(f); L. 1986, ch. 201, § 1, 2, 10, 17, 22, 28, 37, 39 and 40; and K.A.R. 28-41-1. CMA

ROBERT T. STEPHAN
Attorney General

Doc. No. 004646

State of Kansas

SECRETARY OF STATE

NOTICE

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

I, JACK H. BRIER, Secretary of State of the State of Kansas, do hereby certify that pursuant to the provisions of K.S.A. 1985 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of October 1, 1986 through October 31, 1986 shall be 11.55 percent.

In testimony whereof: I hereto set my hand and cause to be affixed my seal. Done at the City of Topeka, this 30th day of September, A.D. 1986.

JACK H. BRIER
Secretary of State

Doc. No. 004645

State of Kansas

SECRETARY OF STATE

Kansas Public Disclosure Commission

Opinion No. 86-10

Written September 15, 1986 to Marsha J. Hutchison, Director of Public Affairs, Kansas Medical Society, 1300 Topeka Ave., Topeka, Kansas 66612.

This opinion is in response to your letter of September 8, 1986, in which you request an opinion from the Kansas Public Disclosure Commission concerning the Campaign Finance Act.

We understand you request this opinion in your capacity as Director of Public Affairs for the Kansas Medical Society. You describe the situation where a PAC check was issued for contribution during one election period but not delivered until the following period.

Based on this factual situation, you ask the following two questions:

- (1) On what report should the contribution be reported?
- (2) To which election period is the contribution allocated for the purposes of contribution limitations?

K.A.R. 19-28-2 sets out the relevant law on these issues. That section states:

"(a) All contributions and other receipts received and expenditures and other disbursements made shall be allocated within each election period to the reporting period in which received or made. Contributions to or expenditures by a candidate seeking nomination by convention or caucus or by the candidate committee shall be allocated in the same manner as above except that the date of the convention or caucus shall be considered the primary election date.

(b) A contribution or other receipt made in cash, check, or similar instrument is received on the date it is physically in the hands of the candidate, treasurer, or the treasurer's agent, whichever occurs first.

(c) An expenditure or other disbursement is made

on the date the actual payment is made or the expenditure contracted for, whichever occurs first.

(d) An in-kind contribution is received on the date the services or goods inure to the recipient's benefit."

From a review of this language it is our opinion that the expenditure made by the PAC (the contribution to the candidate) is reported by the PAC on the report during which the check is issued. However, the candidate reports the contribution on the report applicable to the date of actual receipt.

Since the date of receipt by the candidate controls the period to which the contribution is allocated, you have correctly noted that a check issued during one period but received in another will be allocated to the period in which received by the candidate for purposes of the contribution limitations.

Opinion No. 86-11

Written September 15, 1986 to Virginia Kersten, Osage County Clerk/Election Officer, Office of the County Clerk, Osage County, Lyndon, Kansas 66451.

This opinion is in response to your letter of August 15, 1986, in which you request an opinion concerning conflicts of interest.

We understand you request this opinion in your capacity as Osage County Clerk/Election Officer.

You ask whether it is a conflict of interest for an individual to serve as a member of the State Board of Education while serving as a member of a city council.

We have reviewed K.S.A. 46-215 *et seq.* (the state level conflicts law) and K.S.A. 75-4301 *et seq.* (the local level conflicts law) and neither law prohibits the holding of the dual position you have described at the same time.

We would note that there may be some limited circumstances in which the individual would be required to abstain from action in one position or the other, and if you wish further information, don't hesitate to contact our staff for guidance.

Opinion No. 86-12

Written September 15, 1986 to Rodney J. Bieker, Director, Legal Services Section, Kansas State Department of Education, 120 E. 10th, Topeka, Kansas 66612.

This opinion is in response to your letter of July 23, 1986 in which you request verification of an opinion you have given in your capacity as Director of Legal Services Section of the Kansas State Department of Education.

Your memorandum reads as follows:

"You advise that you have been made an offer by the publishers Holt, Rinehart & Winston to write specialty pages for their current secondary mathematics series and to serve on the reviewing panel for one or more of their secondary mathematics texts. You indicate that you will be compensated for these services on a flat fee basis rather than by means of a royalty. You inquire whether the performance of these services would constitute a conflict of interest. You also inquire whether my opinion would differ if you were compensated on the basis of royalty payments.

"In response to your inquiries, please be advised that I have reviewed the provisions of K.S.A. 46-215 *et*

seq., and K.S.A. 75-4301 *et seq.* and have determined that the activities in which you propose to engage would violate neither of these laws. Under both series of statutes, each state employee is prohibited from entering into contracts in his or her capacity as a state employee with any person or business by which he or she is employed or in whose business he or she has a substantial interest. From the information you provided me, it is my understanding that you do not, in your capacity as a state employee, enter into any contracts on behalf of the State of Kansas or the State Department of Education. In addition, it is my understanding that you are not required to, nor do you, in your position, recommend to any educational agency the use of one or more particular textbooks.

"Based upon the understandings expressed above, it is my opinion that you may perform the specified services for this publisher and be compensated therefor, either on a flat rate basis or a royalty basis, without violating the provisions of either K.S.A. 46-215 *et seq.*, or K.S.A. 75-4301 *et seq.* I, however, am sending a copy of this memorandum to the Kansas Public Disclosure Commission and asking them to render an opinion as to whether this proposed activity would constitute a violation of either of the above referenced laws, since this is a matter within the Commission's area of expertise."

We have reviewed your opinion and incorporate it by reference as our opinion.

Opinion No. 86-13

Written September 15, 1986 to Michael A. Flyzik, 2262 Westport Place, Topeka, Kansas 66614.

This opinion is in response to your letter of September 3, 1986, in which you request an opinion from the Kansas Public Disclosure Commission concerning the conflicts of interest law (K.S.A. 46-215 *et seq.*)

We understand you request this opinion in your capacity as a Social Services Administrator II, Administrator of the Treatment Grants Management Section, Department of Social and Rehabilitation Services, Alcohol and Drug Abuse Services (ADAS).

You advise us that you wish to terminate state employment and accept a position in the private sector. Due to the complexity of the situation, we set out your opinion request below in its entirety:

"I am requesting an opinion from the Kansas Public Disclosure Commission. I am currently employed by the Department of Social and Rehabilitation Services, Alcohol and Drug Abuse Services (ADAS), as a Social Services Administrator II, Administrator of the Treatment Grants Management Section. In this capacity, my major job responsibilities include the monitoring of treatment grants awarded by this agency. This is primarily performed through the supervision of staff and the review of various reports and data. I have also performed legislative monitoring duties on bills that would affect the Alcohol and Drug Abuse field. The last function of my job is to serve on the ADAS internal grant review committee with five (5) other staff persons. The grant review committee reviews all grant applications submitted to ADAS and votes on recommendations to be sent to the Commissioner of ADAS and the Secretary of the Department for final disposition. In this process, the recommendation of the com-

mittee is not final and is subject to final decisions issued by the Commission of ADAS and/or the Secretary of SRS. The committee's recommendations are not final nor are they routinely accepted by the Commissioner and Secretary. These officials have made funding decisions that were not within the recommendations of the grant review committee and have completely overturned recommendations made by this committee.

"Recently, I applied for an administrative position with a private, not-for-profit agency that receives grant dollars from SRS/ADAS. I informed my superiors that I was making this application and received their strong support. Subsequently, I was offered the position, which I accepted. I turned in my resignation to my superiors at SRS/ADAS effective September 12, 1986.

"It has recently been brought to my attention that this action on my part may be a conflict of interest as described in K.S.A. 1985 Supp. 46-233. I was surprised at this suggestion because I felt that I was following appropriate agency behavior and policy by accepting this position, as other staff in similar situations had accepted employment with agencies that received SRS funding.

"The funding for the grants to the non-profit-agency contained both state and federal dollars. The dates in which the ADAS grant review committee reviewed grants to this agency are: November, 1984, November 6, 1985, and June 16, 1986. During 1984 and preceding years, ADAS funding remained at a constant level with no increases. The first priority of ADAS was to continue existing services for clients through continuation of grants to existing agencies that met their goals and objectives established for it, in November 1984, the ADAS grant review committee recommended that the above agency be funded at the same level of funding it received during the prior grant year (\$667,460). To the best of my recollection, I voted to support the ADAS policy of continuing the grant at its existing level. Grant review minutes for this time are not available, but I have attached copies of grant awards and SRS Audit Section reports to verify the funding amounts.

"In Fiscal Year 1986, SRS/ADAS received additional funds, which allowed for the enhancement of continuation grant awards. The policy of ADAS was for grantee's to request previously awarded amounts and to attach a supplemental funding request. ADAS would consider a supplemental funding request if the grantee had met program objectives during the previous grant year and there was sufficient need for funding. The first priority for funding enhancements for grants, according to ADAS policy, was to increase staff salaries. On November 6, 1985, the ADAS grant review committee reviewed the grant application for the above agency and awarded the base amount (\$667,460) plus \$40,456 for salary and fringe benefit increases only (this works out to less than \$1,150 per staff position per year out of 35.5 staff who received increases in salary or fringe). I have attached a copy of the grant review minutes on this action and a copy of a letter signed by Dr. James A. McHenry, Commissioner of ADAS, which clarifies this policy. The non-

(continued)

profit agency was not the only agency approved for enhancement dollars, as other agencies that met the stated criteria were also awarded enhancement funding.

"While I voted in the review process, I was following agency policy in this process. The enhancement amount for salaries for this agency was a 7.66% increase in non-administrative salaries (no increases in administrative salaries were paid with this enhancement). The salaries paid by this agency were extremely low and ADAS was justified in awarding these salary enhancements.

"On June 16, 1986, the ADAS grant review committee reviewed an application for new services from the above agency. During this review I abstained from voting on this proposal, as I had seen the open position announcement from this agency and was considering applying for the position.

"Regardless of my vote on these two continuation grant applications to the non-profit agency, the grant review committee would have recommended funding for this agency. They had performed well and met the criteria for continuation funding. Even if the grant review committee had not voted to continue funding of this agency in 1984 or 1985, there would not have been a legitimate reason for the Commissioner or Secretary to agree with the recommendation of the committee. Any appeal by this agency would have shown that they were providing good services and had met all criteria for continued and enhancement funding.

"While I am a participant on the ADAS grant review committee, I sincerely do not believe that I would be in conflict of interest in accepting an administrative position with this particular agency. As one of six members of the grant review committee, I personally do not make a recommendation on the funding of any grant. The committee as a whole makes a recommendation. The grant review committee serves to provide information to the Commissioner of ADAS and the Secretary of SRS. The recommendations of the grant review committee are merely recommendations, not decisions, and are often overturned by the Commissioner and/or the Secretary.

"Additionally, the grant review committee that I participated on was following agency policy and did not make discretionary decisions on the funding of the grants to the non-profit agency. In 1984, the policy was to fund grants at existing level and to enhance agencies that performed well and had need for enhancement dollars. The non-profit agency met all the criteria, and was recommended a small enhancement for staff salary increases, the first priority on the ADAS enhancement list. Therefore, I feel that the actions that I took as a member of the ADAS grant review committee do not place me in conflict of interest with K.S.A. 1985 Supp. 46-233.

"During the reviews of the grants to the non-profit agency in 1984 and 1985, I had no knowledge that I would be applying for a position with this agency in the future. The inability to apply for these type of positions with community-based alcohol and drug abuse treatment programs would severely limit my career potential and limits the number of job opportunities within my chosen field of work, one in which I have been involved since 1970.

"As I am still extremely interested in the position with this non-profit agency, and coupled with their desire to fill this position quickly, an expeditious response would be greatly appreciated."

K.S.A. 46-233 in pertinent part states:

"Whenever any individual has, within the preceding two years participated as a state officer or employee in the making of any contract with any person or business, such individual shall not accept employment with such person or business for one year following termination of employment as a state officer or employee."

We note at the outset that the non-profit entity constitutes a "business" by definition of K.S.A. 46-230 and the grant to it is a "contract" under K.S.A. 46-231. Thus, the issue turns to whether you have "participated in the making of any such contract within the preceding two years.

On this issue, by abstaining at the meeting on June 16, 1986, we are satisfied you did not participate on that date. The other two occasions mentioned are more troublesome.

In Opinion No. 78-30, which dealt with a somewhat similar situation, we said:

"It is our opinion that for the 'participation' language to be triggered, the participation must generally include discretionary determinations which assist in the selection of the person to be contracted with, or with significant terms of the agreement, or with providing significant factual or specification information concerning a proposed contract. In other words, mere ministerial actions would not constitute 'participation' leading to the prohibition of later accepting employment."

Applying this language to the November 1984 and November 6, 1985 meetings, we can only conclude that you were vested with sufficient discretion that you must be deemed to have participated in the making of the grant to the non-profit agency. Under those circumstances, you could not accept employment with the non-profit agency at this time.

In closing, we recognize the harshness of this ruling as applied to this factual situation. Nothing in your opinion request discloses even the hint of impropriety in your actions. To the contrary you are to be applauded for abstaining in the June 16, 1986 meeting when the possibility of any opening presented itself. Nonetheless, we do not have authority to change the law or grant a waiver to it.

RICHARD E. DIETZ, CHAIRMAN

By Direction of the Commission

Filed with the Secretary of State September 18, 1986.

Doc. No. 004614

State of Kansas

**SOCIAL AND REHABILITATION SERVICES
STATE PLANNING COUNCIL ON
DEVELOPMENTAL DISABILITIES SERVICES****NOTICE OF MEETING**

The State Planning Council on Developmental Disabilities Services will meet from 9 a.m. to 4 p.m. Wednesday, October 15 and Thursday, October 16 in the Boot Adams Alumni Center, University of Kansas, Lawrence.

JOHN KELLY
Executive Secretary

Doc. No. 004655

State of Kansas

**DEPARTMENT OF ADMINISTRATION
DIVISION OF PURCHASES****NOTICE TO BIDDERS**

Sealed bids for the following items will be received by the Director of Purchases, State Office Building, Topeka, until 2 p.m. C.D.T., and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

MONDAY, OCTOBER 20, 1986

#27292 Supplement

University of Kansas Medical Center—CLEANING
COMPOUNDS AND JANITORIAL SUPPLIES
(Dishwashing Supplies)

#27399

University of Kansas Medical Center—
ANTIBIOTIC ANALYZER SUPPLIES

#66836-A

Kansas State University—PLAIN PAPER COPIER,
75M-100M BENCHMARK

#67193

Department of Administration, Division of Accounts
and Reports—PAPER HANDLING EQUIPMENT

#67200

Wichita State University—TISSUE EMBEDDING
EQUIPMENT

#67201

Kansas State University—AUTOMATIC TOWER
CONTROL SYSTEM

#67202

Kansas Neurological Institute—VEHICLES

#67203

University of Kansas—CARPET

#67204

Wichita State University—ELECTRICAL
SUPPLIES

#67238

University of Kansas—SONIC ANEMOMETER

#67249

University of Kansas—TYPESETTING

#67263

Department of Administration, Division of
Information Systems and Communications—
SOFTWARE—VM COMPATIBLE

TUESDAY, OCTOBER 21, 1986

#A-5610(a)

University of Kansas—CONSTRUCT PARKING

LOT NO. 34, ADDITION AND IMPROVEMENTS
ON CAMPUS, COMPUTER CENTER FACILITY

#A-5703

University of Kansas—BATTENFELD HALL
REROOFING

#27394

Statewide—AUTOMOTIVE SHOCK ABSORBERS

#27395

University of Kansas Medical Center—READY MIX
CONCRETE

#27398

University of Kansas—JANITORIAL SERVICE,
Hutchinson

#27400

Kansas Fish and Game Commission—HEAVY
EQUIPMENT WORK, Marion Reservoir

#67210

Department of Transportation—DISTRICT 4
SEALANT, CRACK HOT APPLIED, various locations

#67211

Department of Transportation—AS-1 AGGREGATE,
ALT. AB-3, Pottawatomie

#67212

University of Kansas—REROOF—PARROTT
ATHLETIC CENTER

#67216

Department of Transportation—MOWER
TRIMMER, various locations

#67217

Department of Transportation—GARAGE
EQUIPMENT, various locations

#67219

State Reception and Diagnostic Center—HEATING,
VENTILATION AND AIR CONDITIONING
EQUIPMENT

#67220

Kansas Correctional Industries—HARD WOOD
LUMBER

#67232

Kansas Correctional Industries—COMMERCIAL
MEAT GRINDERS, Oskaloosa

#67260

Winfield State Hospital and Training
Center—JANITORIAL SUPPLIES

WEDNESDAY, OCTOBER 22, 1986

#A-5390 Rebid

Kansas State Historical Society—REROOF
OFFICERS QUARTERS FRONTIER HISTORICAL
PARK, Hays

#27388

Statewide—GLOVES, PACKS AND TRAYS (Class
06)

#67215

Emporia State University and University of
Kansas—SALE OF USED COMPUTER EQUIPMENT

#67226

Department of Transportation—TUNE-UP TOOLS,
various locations

#67227

University of Kansas Medical Center—IMAGE
INTENSIFIER TUBE

#67228

Department of Transportation—VALVE GRINDING
EQUIPMENT, Chanute

#67229

Kansas State University—VIDEO EQUIPMENT

(continued)

THURSDAY, OCTOBER 23, 1986

#27397

Statewide—STATEWIDE TRAVEL SERVICES

#67233

Various agencies—VEHICLES

#67237

Kansas Fish and Game Commission—GRASS
DRILL, Dodge City

#67239

Kansas State University—CRYOGENIC
EQUIPMENT

#67240

University of Kansas Medical Center—LAB
EQUIPMENT

#67247

Kansas State University—COMPUTER NETWORK

#67248

Pittsburg State University—DISK DRIVE
SUBSYSTEM—PRIME COMPATIBLE

FRIDAY, OCTOBER 24, 1986

#67244

Department of Administration, Division of
Information Systems and Communications—VM
SYSTEM SOFTWARE SUPPORT

#67245

Kansas State University—
WORKSTATION—BIBLIOGRAPHICAL CENTER
FOR RESEARCH COMPATIBLE

#67246

Department of Social and Rehabilitation
Services—COMPUTER UPGRADE—WANG
COMPATIBLE

#67250

University of Kansas—FOLDING EQUIPMENT

#67251

Department of Transportation—AS-1 AGGREGATE,
ALT. AB-3 AGGREGATE, Horton

#67252

Department of Transportation—COLD ASPHALTIC
CONCRETE MIX FOR COLD WEATHER USE,
Kansas City metro area

#67253

Department of Transportation—COLD ASPHALTIC
CONCRETE MIX FOR COLD WEATHER USE,
various locations

#67254

Department of Transportation—COLD ASPHALTIC
CONCRETE MIX FOR COLD WEATHER USE,
various locations

#67259

Osawatomie State Hospital—SIGN

TUESDAY, OCTOBER 28, 1986

#67209

Department of Health and Environment—
GEOPHYSICAL CONDUCTIVITY METER

NICHOLAS B. ROACH
Director of Purchases

State of Kansas

STATE CORPORATION COMMISSION

**NOTICE OF PROPOSED NEW SERVICE
AND REQUEST FOR COMMENTS**

Southwestern Bell Telephone Company has filed a tariff with the State Corporation Commission which proposes to introduce an Information Delivery Service, or Dial 976. Dial 976 is a service which would allow customers to dial a telephone number and listen to a prerecorded message offered by a sponsor for a fee.

The service would be available through a local call in Wichita and Topeka. Charges for the service may vary since they would be determined by the sponsor of the message, although billing would be performed by Southwestern Bell. Additional charges would apply if a Dial 976 service is accessed through a long distance call. Southwestern Bell expects the service to generate additional revenue.

The content of 976 messages is determined by the sponsor. Services offered through Dial 976 in other states have included stock market information, news, weather, sports information and adult entertainment. These services are often known as Dial-A-Joke, Dial-A-Prayer, Dial Santa, etc.

Southwestern Bell's filing requires sponsors to clearly set out the charge for calls in all advertising. Messages directed to children would have to include a statement that the child needs parental permission to place the call and that there is a charge for the call.

The proposed tariff further requires sponsors to allow access to adult entertainment messages of an explicit nature only to customers who have obtained an authorized access code. Such access codes would only be issued to individuals who have demonstrated that they are above 18 years of age.

The State Corporation Commission welcomes written comments from the public regarding the proposed service. Comments should be submitted to Judith McConnell, Executive Secretary, State Corporation Commission, 4th Floor, State Office Building, Topeka 66612. Questions may be directed to Karen Matson at the same address, (913) 296-4569.

All correspondence should designate that it pertains to Southwestern Bell's proposed Dial 976 service, Docket No. 86-SWBT-280-TAR. Comments must be received before October 31, 1986.

JUDITH McCONNELL
Executive Secretary

Doc. No. 004649

Doc. No. 004653

**State of Kansas
STATE CORPORATION COMMISSION**

NOTICE OF HEARING

The State Corporation Commission has issued an order which penalized LGS Oil Operations for failure to renew its operator or contractor license as required by K.S.A. 55-155 and K.A.R. 82-3-120.

Pursuant to K.S.A. 55-164, the matter is set for hearing at 1:30 p.m. Tuesday, October 21, in the conference room of the Conservation Division, 200 Colorado Derby Building, 202 W. 1st, Wichita.

ANN T. RIDER
Assistant General Counsel

Doc. No. 004648

(Published in the KANSAS REGISTER, October 9, 1986.)

**NOTICE OF BOND SALE
UNIFIED SCHOOL DISTRICT 248
CRAWFORD COUNTY, KANSAS
GENERAL OBLIGATION
CAPITAL OUTLAY LEVY BONDS
SERIES B, 1986**

Pursuant to K.S.A. 1985 Supp. 10-106, Unified School District 248, Crawford County, Kansas (Girard), will receive sealed bids in the board of education office, 401 N. Summit, Girard, KS 66743 until 7:30 p.m. C.D.T. on Monday, October 20, 1986, for \$310,000 par value general obligation capital outlay levy bonds, series B, 1986, of the district, at which time and place such bids shall be publicly opened. No oral or auction bids will be considered.

The series B, 1986 bonds will be dated as of November 1, 1986 and shall mature on November 1 in each of the years and in the amounts set forth below. Such 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 each year. Interest will be payable semiannually, commencing on May 1, 1988 and each November 1 and May 1 thereafter. The principal and premium, if any, on 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 to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the month next preceding the interest payment dates (the record dates). The fees of the bond registrar for registration and transfer of the bonds shall be paid by the district.

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

Principal Maturing	Maturity Date
\$60,000	November 1, 1988
60,000	November 1, 1989
60,000	November 1, 1990

60,000
70,000

November 1, 1991
November 1, 1992

All of said bonds shall become due without option of prior payment.

Interest Rate

Proposals will be received on the bonds bearing such rate or rates of interest as may be specified by the bidder. The same rate shall apply to all bonds of the same maturity. Each interest rate shall be in an even multiple of 1/8 or 1/20 of 1 percent. The difference between the highest and lowest interest rates shall not exceed 2 percent. No interest rate shall exceed the maximum interest rate allowed by Kansas law, said rate being the 20 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, plus 2 percent, 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.

Bid Form and Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check in the amount of \$6,200 made payable to the order of the district. In the event a bidder whose bid is accepted shall fail to carry out his contract of purchase, the amount of said deposit shall be retained by the school district as liquidated damages. The checks of unsuccessful bidders will be returned promptly.

Award of Bids

The sealed bids for the bonds shall be opened publicly and only at the time and place specified in this notice, and the bonds will be sold to the best bidder. The district reserves the right to reject any and all of the bids, and to waive any irregularities. 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 determined by deducting the amount of any premiums paid from the aggregate amount of interest upon all of the bonds from their date until their respective maturities. In the event more than one bid is received at the same net interest cost, the successful bidder will be selected by lot. The district reserves the right to refuse to issue and deliver the bonds in the event that H.R. 3838, as passed by the United States House of Representatives on December 17, 1985, or any amendment thereof or supplemental thereto, is enacted prior to the date of the issuance of the bonds.

Delivery of the Bonds

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 Fred W. Rausch, Jr., bond counsel, Topeka, Kansas. The cost of said legal opinion will be paid by the district. The numbers, denominations of bonds and the name of the initial registered owners to be initially printed on the bonds shall be submitted in writing by the successful bidder to the bond registrar not later than November 10, 1986. The purchaser will

(continued)

be furnished with a complete transcription of proceedings evidencing the 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 will be made in immediately available funds. Delivery of the bonds will be made to the successful bidder on or about December 19, 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.

Legal Opinion and Tax Exemption

All legal matters relating to the authorization and issuance of the bonds are subject to the approving opinion of Fred W. Rausch, Jr., Topeka, Kansas, as bond counsel, whose approving opinion will be printed on the bonds and an original of which will be delivered at closing to the purchasers of the bonds.

Authority and Security for the Bonds

The bonds are being used pursuant to the provisions of K.S.A. 72-8801 *et seq.* The bonds will be general obligations of the school district, payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount on all the taxable tangible property within the school district.

Pending Federal Legislation Concerning Tax Exempt Obligations

On December 17, 1985, the United States House of Representatives passed H.R. 3838, the Tax Reform Act of 1985, which bill is presently pending in Congress. The bill in its present form imposes additional requirements which must be satisfied in order for interest on obligations issued by or on behalf of state and local governments to be exempt from federal income taxation. On June 24, 1986, an amendment to the bill in the nature of a substitute was adopted by the United States Senate. On August 16, 1986, a joint conference committee composed of representatives of the United States Senate Committee on Finance and the United States House of Representatives Committee on Ways and Means adopted an outline of agreements that it had reached relating to the bill. The conference agreement provides that the provisions of the bill relating to obligations of state and local governments would generally be effective for obligations issued after August 15, 1986. Certain of these provisions would impose requirements which must be met subsequent to the issuance and delivery of such obligations in order for interest thereon to be and to remain exempt from federal income taxation.

The school district has covenanted to the extent permitted by law to take all actions necessary to maintain the federal tax exempt status of the interest on the bonds. The bill as agreed to in principle in the conference agreement is subject to change, and if it becomes law may contain requirements which differ from those contained in the bill as agreed to in principle in the conference agreement. Therefore, there can be no assurance that the school district will be able to comply with such requirements. The failure or

inability of the school district to comply with the requirements of the bill could jeopardize the tax exempt status of the bonds. In such event, the bonds are not callable and the interest rate on the bonds will not be adjusted to reflect the loss of the tax exemption.

With respect to Section 802 of the bill relating to interest incurred by financial institutions to carry tax exempt bonds, the school district intends to designate the bonds as qualified project bonds for purposes of Section 802(e) of the bill. The school district does not intend to issue bonds in excess of \$10,000,000 during this calendar year.

Purpose of Issue

The bonds are being issued for the purpose of constructing and equipping various capital improvements in the school district. The total estimated projected cost of said improvements is \$310,000, which is being funded by the proceeds of this issue.

CUSIP Identification Numbers

It is anticipated that CUSIP identification numbers will be printed on certificated bonds or assigned to uncertificated bonds, but neither the failure to print such number on any bond nor any error with respect thereto shall constitute cause for failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with the terms of the successful bid and this notice of bond sale. All expenses in relation to the assignment and printing of CUSIP numbers on the bonds will be paid for by the district.

Assessed Valuation

Assessed valuation for U.S.D. 248, Crawford County (Girard), Kansas, for the year 1986, is as follows:

Equalized assessed valuation of taxable, tangible property	\$15,892,061
Tangible valuation of motor vehicles	\$ 3,764,044
Equalized assessed tangible valuation for computation of bonded debt limitations ..	\$19,656,105

Bonded Indebtedness

The total bonded indebtedness of the district, at the date hereof, including this \$310,000 issue, is \$920,000.

Additional Information

Additional copies of this notice of sale and further information may be received from the office of Unified School District 248, 401 N. Summit, Girard, KS 66743, or from Fred W. Rausch, Jr., Bond Counsel, Suite 201, 220 S.W. 33rd, Topeka, KS 66611.

Dated September 24, 1986.

UNIFIED SCHOOL DISTRICT No. 248
Crawford County, Kansas (Girard)
By Mildred Oles, Clerk of the
Board of Education

Doc. No. 004650

State of Kansas

**OFFICE OF JUDICIAL ADMINISTRATION
SUPREME COURT DOCKET**

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

Monday, October 27, 1986
9:30 a.m.

Case No.	Case Name	Attorneys	County
59,056	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Geary N. Gorup, Assistant District Attorney	Sedgwick
	v. Rorie G. Johnson, Appellant.	Benjamin C. Wood	
58,725	State of Kansas, Appellant,	Robert T. Stephan, Attorney General Geary N. Gorup, Assistant District Attorney	Sedgwick
	v. Leroy L. Willcox, Appellee.	Charles O'Hara	
58,575	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Geary N. Gorup, Assistant District Attorney	Sedgwick
	v. Donald E. Hicks and Walter Collins, Jr., Appellants.	William Cather	
59,112	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Geary N. Gorup, Assistant District Attorney	Sedgwick
	v. Dennis W. Coen, Appellant.	Benjamin C. Wood	
1:30 p.m.			
59,106	State of Kansas, Appellee,	Robert T. Stephan, Attorney General Geary N. Gorup, Assistant District Attorney	Sedgwick
	v. Billy C. Bennett, Appellant.	Benjamin C. Wood	
59,392	State of Kansas, Appellant,	Robert T. Stephan, Attorney General Morgan Metcalf, County Attorney	Butler
	v. Mitchell A. Moffett, Appellee.	Mitchell A. Moffett, <i>pro se</i>	
58,983	Sudbury Transportation, Inc., A Kansas Corporation, Appellant,	Patrick L. Dougherty	Sedgwick
	v. Larry V. Wolgast, Secretary of Human Resources, State of Kansas, Appellee.	H. Dean Cotton	
58,759	In the Matter of the Marriage of Raymond E. Adams, Jr., and Sandra Sue Dublin Adams.	Herbert A. Marshall Ann L. Hoover	Wabaunsee
58,809	In the Matter of the Complaint against Darrel E. Johnson, Respondent.	Bruce Miller Darrel E. Johnson, <i>pro se</i> Jack Focht	Original

(continued)

Tuesday, October 28, 1986

9:30 a.m.

Case No.	Case Name	Attorneys	County
59,284	State of Kansas, Appellant, v. John David Puckett, Appellee.	Robert T. Stephan, Attorney General Bruce W. Beye, Assistant District Attorney J. R. Russell	Johnson
59,046	State of Kansas, Appellant, v. Duane Leo McNatt, Appellee.	Robert T. Stephan, Attorney General Bruce W. Beye, Assistant District Attorney Donald C. Long	Johnson Summary Calendar—No Argument
58,561	Thelma L. Phillips, Appellee, v. David W. Carson, <i>et al.</i> , Appellants.	Mark S. Gunnison Robert G. Herndon John Anderson, Jr. Scott I. Asner Michael L. Sexton John H. Fields William F. Zimmerman	Johnson
59,295	Henry Hollingsworth, Appellant, v. Fehrs Equipment Company of Kansas City, a Kansas Corporation, <i>et al.</i> , Appellees.	Leo L. Logan H. David Blair Lee Smithyman John E. Joslin J. Franklin Hummer Thomas F. Sullivan	Wyandotte

1:30 p.m.

59,038	State of Kansas, Appellee, v. Paul Chandler, Appellant.	Robert T. Stephan, Attorney General Michael Buser, Assistant District Attorney Benjamin C. Wood	Johnson
58,404	State of Kansas, Appellee, v. Donald E. Alexander, Appellant.	Robert T. Stephan, Attorney General James E. Flory, District Attorney Wesley M. Norwood	Douglas
58,919	Cynthia Hilyard, <i>et al.</i> , Appellees, v. The Estate of Dorothy Clearwater, Deceased, <i>et al.</i> , Appellants.	Jerry R. Palmer Kevin L. Diehl Patrick M. Salsbury	Shawnee
Consolidated with			
59,113	State Farm Mutual Automobile Insurance Company, Appellee, v. Elizabeth Rockwell, Appellant.	H. Newlin Reynolds Steven Ediger	Reno
59,084	State of Kansas, Appellee, v. Mark Randall Buhler, Appellant.	Robert T. Stephan, Attorney General James Flory, District Attorney Benjamin C. Wood	Douglas

Wednesday, October 29, 1986
9:30 a.m.

Case No.	Case Name	Attorneys	County
58,787	State of Kansas, Appellee, v. Nelson Ray Johnson, Appellant.	Robert T. Stephan, Attorney General Robert A. Walsh, County Attorney Benjamin C. Wood Steven R. Zinn	Cloud
59,132	Rodney A. Moore, next of kin of Kathleen A. Grubb, <i>et al.</i> , Appellants, v. The State Bank of Burden, a Kansas Banking Corporation, <i>et al.</i> , Appellees.	Steven L. Cranford Steven D. Gough	Cowley
57,748	In the Matter of the Estate of William B. Moe, Deceased.	J. Stan Sexton John Q. Royce Fred Swoyer John C. Nodgaard	Republic On Petition for Review
58,846	Farmers Cooperative Association, Appellant, v. Kansas State Board of Agriculture, <i>et al.</i> , Appellees.	Steve R. Fabert Mike Sheahon Michael E. Francis George E. Erickson Kenneth M. Wilke	Shawnee

1:30 p.m.

59,470	City of Junction City, Kansas, Appellant, v. Linda L. Riley, Appellee.	Gregory K. Barker David Troup	Geary
59,067	State of Kansas, Appellee, v. James L. Jennings, Appellant.	Robert T. Stephan, Attorney General C. William Ossmann, Assistant District Attorney Benjamin C. Wood	Shawnee
58,811	State of Kansas, Appellee, v. Lois Ann Wheaton, Appellant.	Robert T. Stephan, Attorney General Robert A. Fox, Assistant County Attorney Benjamin C. Wood	Reno
58,828	State of Kansas, Appellee, v. Arnold L. Ruebke, Jr., Appellant.	Robert T. Stephan, Attorney General Timothy J. Chambers, County Attorney Richard J. Rome	Reno

Thursday, October 30, 1986
9:30 a.m.

Case No.	Case Name	Attorneys	County
58,926	State of Kansas, Appellee, v. Johnny Ray Huff, Appellant.	Robert T. Stephan, Attorney General Frank E. Kohl, County Attorney Benjamin C. Wood	Leavenworth

(continued)

59,047	State of Kansas, Appellee, v. Kermit O. Wilson, Appellant.	Robert T. Stephan, Attorney General Michael Sheahon, Assistant County Attorney James S. Phillips, Jr.	Saline
59,099	The Home State Bank, Lewis, Kansas, a Banking Corporation, Appellee, v. Curtis R. Johnson and Donna Jo Johnson, <i>et al.</i> , Appellants.	Rae E. Batt W. Thomas Gilman	Edwards
58,394	Becky Davis, <i>et al.</i> , Appellants, v. Melvin Odell, <i>et al.</i> , Appellees.	Paul M. Dent Richard Scaletty Edward Powers, Jr.	Wyandotte
1:30 p.m.			
59,117	State of Kansas, Appellee, v. Don R. Sales, Appellant.	Robert T. Stephan, Attorney General Sally Davis Pokorny, County Attorney Benjamin C. Wood	Montgomery
58,650	State of Kansas, Appellee, v. David Leroy Andrews, Appellant.	Robert T. Stephan, Attorney General David Heger, County Attorney Benjamin C. Wood	Miami
59,066	Clayton F. Hughes, Administrator of the Estates of Clayton F. Hughes, Jr., <i>et al.</i> , Appellees, v. Lynn E. Martin, Administrator of the Estate of Michael W. Baldwin, Deceased, Appellant.	Lee H. Tetwiler Karl V. Shawver, Jr.	Miami
58,564	State of Kansas, Appellee, v. Thomas P. Bird, Appellant.	Robert T. Stephan, Attorney General Rodney Symmonds, County Attorney Benjamin C. Wood	Lyon

Friday, October 31, 1986
9:30 a.m.

Case No.	Case Name	Attorneys	County
59,556	Michael Tom Sawyer, Appellant, v. Marilyn K. Chapman, <i>et al.</i> , Appellees.	Mark J. Bredemeier Larry Wall Gregory G. Lower Henry H. Blase Royce E. Wallace Leon Patton, Assistant Attorney General	Sedgwick
7562	In the Matter of Tyson Wayne Whiteside.		Show Cause

LEWIS C. CARTER
Clerk of the Appellate Courts

(Published in the *KANSAS REGISTER*, October 9, 1986.)

**NOTICE OF REDEMPTION
CITY OF WICHITA, KANSAS
INDUSTRIAL REVENUE BONDS
SERIES IX, 1982
(JAYHAWK II, LTD)**

Notice is hereby given that pursuant to Section 4 of Ordinance No. 3788 of the city of Wichita, Kansas, passed and approved on June 1, 1982, there will be redeemed on December 1, 1986 all bonds maturing after December 1, 1986 at a redemption price equal to the principal amount thereof, plus accrued interest thereon to said redemption date.

On December 1, 1986, all bonds will be due and payable at the principal office of the Southwest National Bank of Wichita, Wichita, Kansas. All coupons maturing subsequent to December 1, 1986 must be attached and surrendered with said bonds. From and after December 1, 1986, interest on the aforesaid bonds will cease to accrue.

Dated September 24, 1986.

**THE SOUTHWEST NATIONAL BANK
OF WICHITA
Trustee
P.O. 1401
Wichita, KS 67201**

Doc. No. 004639

(Published in the *KANSAS REGISTER*, October 9, 1986.)

**NOTICE OF REDEMPTION
RENO COUNTY, KANSAS
SINGLE FAMILY MORTGAGE
REVENUE BONDS
1979 SERIES A
SERIAL BONDS DUE
NOVEMBER 1987-1999
TERM BONDS DUE
NOVEMBER 1, 2010**

Notice is hereby given that \$385,000 principal amount of the bonds, as listed below, are called for redemption on November 1, 1986 at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date.

The serial numbers of the coupon bonds to be redeemed in full are as follows:

231	875	1467	2052	2634	3216	3798
277	930	1520	2104	2686	3269	3852
330	981	1573	2156	2739	3322	3905
383	1042	1626	2240	2792	3373	3923
427	1092	1679	2267	2845	3428	3942
515	1156	1732	2315	2895	3481	3958
596	1194	1785	2368	2951	3534	
653	1234	1838	2421	3004	3587	
729	1308	1891	2474	3057	3640	
767	1361	1945	2527	3110	3693	
823	1420	1997	2580	3163	3746	

The serial numbers of the registered bonds to be redeemed in part is:

Bond Number	Principal Amount	Amount Called
R216	\$10,000	\$5,000
R338	5,000	5,000
R348	15,000	5,000
R351	5,000	5,000
R358	5,000	5,000

On November 1, 1986, all bonds designated for redemption will become due and payable upon presentation thereof to one of the offices of the paying agents.

Coupon bonds with the May 1, 1987 coupon and all subsequent coupons attached should be presented to one of the offices of the paying agents:

Continental Illinois National Bank and Trust Company of Chicago
Attention: Corporate Trust Operations
30 N. LaSalle St., 16th Floor
Chicago, IL 60697

Marine Midland Bank, N.A.
Coupon Paying Department
140 Broadway, 12th Floor
New York, NY 10010

Kansas State Bank and Trust Company
Attention: Trust Department
123 N. Market
P.O. Box 427
Wichita, KS 67201

The registered bonds should be presented to the principal paying agent, Continental Illinois National Bank and Trust Company.

Interest on the bonds called for redemption will cease to accrue on November 1, 1986.

Coupons for November 1, 1986 may be detached and presented in the usual manner.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities, may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the above described securities who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their securities for collection.

Dated September 26, 1986.

By Continental Illinois National Bank and Trust Company of Chicago, Trustee

Doc. No. 004620

(Published in the KANSAS REGISTER, October 9, 1986.)

**NOTICE OF REDEMPTION
WATERWORKS SYSTEM REVENUE BONDS
OF THE CITY OF COFFEYVILLE, KANSAS**

Notice is hereby given that the city of Coffeyville, Kansas has called for redemption and payment prior to maturity all of its outstanding waterworks system revenue bonds, series of 1976, dated March 1, 1976, having stated maturities of November 1, 1989 through November 1, 1996, inclusive, and being numbered 95 to 240, inclusive.

All of said bonds will be redeemed and paid at par value, together with accrued interest to date of redemption, together with a premium of 3 percent of the principal of the bonds being redeemed and paid. All of the bonds so called for redemption and payment will cease to bear interest from and after the respective dates for which such call is made.

STACY JOHNSTON
City Clerk
City of Coffeyville, Kansas

Doc. No. 004642

(Published in the KANSAS REGISTER, October 9, 1986.)

**NOTICE OF REDEMPTION
SEDGWICK COUNTY, KANSAS
SINGLE FAMILY MORTGAGE REVENUE BONDS
(MULTIPLE ORIGINATORS AND SERVICERS)
1981 SERIES A**

Notice is hereby given that \$3,365,000 principal amount of the bonds, as listed below, are called for redemption on November 1, 1986 at the redemption price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date.

Coupon Bonds at \$5,000

The serial numbers of the coupon bonds to be redeemed are as follows:

172	1192	1374	1571	1783	2032
194	1193	1376	1575	1790	2034
217	1194	1378	1577	1791	2037
239	1195	1379	1579	1795	2041
269	1198	1380	1581	1796	2043
297	1199	1381	1584	1798	2045
319	1201	1383	1585	1799	2048
337	1202	1385	1586	1800	2052
356	1204	1386	1587	1801	2054
387	1208	1388	1588	1804	2056
409	1215	1390	1590	1808	2057
432	1216	1391	1596	1810	2060
452	1217	1392	1598	1813	2061
469	1218	1394	1599	1814	2064
486	1219	1395	1602	1817	2066
511	1220	1396	1603	1818	2069
536	1223	1398	1604	1822	2070
557	1224	1399	1605	1825	2074
578	1225	1400	1606	1826	2078
604	1227	1403	1608	1830	2079
627	1228	1405	1611	1831	2082
648	1229	1406	1612	1835	2084
669	1230	1407	1613	1836	2087
690	1235	1408	1614	1840	2089
711	1236	1410	1619	1841	2091

732	1237	1412	1620	1843	2092
754	1238	1413	1621	1844	2095
774	1239	1414	1622	1846	2096
795	1241	1416	1626	1849	2099
816	1242	1417	1629	1851	2102
837	1244	1418	1631	1852	2105
839	1246	1419	1632	1853	2106
860	1247	1422	1634	1857	2109
881	1248	1423	1635	1859	2110
902	1250	1424	1639	1861	2114
923	1251	1426	1640	1863	2115
944	1252	1428	1643	1864	2118
965	1254	1431	1644	1867	2122
986	1255	1432	1647	1869	2123
1007	1257	1433	1649	1870	2124
1028	1259	1434	1651	1871	2127
1050	1260	1435	1652	1873	2128
1070	1261	1437	1655	1876	2131
1089	1262	1446	1659	1877	2132
1101	1263	1448	1660	1878	2133
1103	1265	1450	1661	1880	2136
1104	1268	1451	1666	1882	2138
1105	1270	1453	1667	1885	2141
1107	1271	1454	1669	1886	2144
1108	1272	1455	1670	1888	2147
1109	1275	1458	1673	1891	2148
1110	1277	1459	1674	1895	2149
1111	1278	1460	1676	1896	2150
1112	1279	1462	1677	1897	2151
1113	1280	1463	1678	1899	2152
1114	1282	1464	1682	1900	2154
1116	1283	1466	1684	1902	2155
1118	1284	1468	1686	1904	2158
1119	1286	1470	1687	1906	2159
1120	1287	1471	1692	1909	2162
1122	1288	1476	1694	1913	2163
1123	1290	1477	1695	1915	2165
1124	1291	1478	1696	1916	2167
1126	1295	1480	1700	1918	2172
1127	1297	1481	1703	1921	2305
1128	1298	1482	1704	1922	2438
1130	1300	1485	1706	1926	2571
1131	1301	1487	1709	1930	2704
1133	1302	1488	1711	1931	2837
1136	1304	1491	1712	1935	2970
1137	1305	1495	1714	1938	3118
1139	1306	1498	1715	1939	3236
1140	1308	1499	1718	1942	3369
1141	1309	1502	1720	1944	3502
1142	1310	1503	1724	1945	3635
1144	1311	1505	1727	1947	3675
1145	1313	1506	1729	1948	3901
1146	1314	1508	1730	1949	4034
1148	1316	1509	1731	1957	4167
1150	1319	1510	1732	1958	4300
1151	1320	1511	1734	1961	4434
1154	1322	1515	1738	1962	4560
1155	1323	1516	1739	1965	4699
1157	1324	1517	1740	1967	4832
1158	1326	1518	1741	1970	4968
1159	1327	1522	1742	1972	5098
1160	1328	1523	1746	1975	5231
1161	1329	1529	1747	1976	5364
1162	1331	1531	1748	1980	5497
1163	1333	1532	1749	1983	5630
1166	1334	1534	1751	1988	5767
1168	1335	1536	1752	1990	5896
1171	1337	1539	1756	1992	6034
1172	1338	1540	1758	1993	6162
1175	1340	1542	1759	1997	6295
1176	1343	1543	1760	1999	6449
1177	1344	1544	1763	2002	6561
1178	1345	1549	1765	2003	6694
1179	1346	1550	1767	2005	6827
1180	1347	1551	1769	2007	6960
1181	1355	1553	1770	2008	6990
1182	1358	1557	1772	2010	7020

1184	1359	1560	1773	2012	7040
1185	1360	1563	1776	2021	
1188	1361	1565	1778	2023	
1189	1362	1566	1780	2027	
1190	1372	1567	1781	2028	
1191	1373	1570	1782	2029	

The serial numbers of the registered bonds to be redeemed in whole or in part and the principal amounts to be redeemed are as follows:

Bond Numbers	Total Principal	Amount Called
R 22	\$ 10,000	\$10,000
R 24	10,000	10,000
R 33	10,000	10,000
R 34	10,000	10,000
R 35	2,500,000	90,000
R 60	5,000	5,000
R107	10,000	10,000
R143	5,000	5,000

Coupon bonds with the May 1, 1987 and all subsequent coupons attached and all registered bonds should be presented to the paying agent or co-paying agents at the following addresses:

Continental Illinois National Bank
and Trust Company of Chicago
Attention: Collection Division
231 S. LaSalle St., 16th Floor
Chicago, IL 60697

Southwest National Bank of Wichita
P.O. Box 1401
Wichita, KS 67201

Morgan Guaranty Trust Company of New York
23 Wall St.
New York, NY 10015

Coupons for November 1, 1986 should be detached and presented in the usual manner.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the above described securities who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their securities for collection.

Dated: September 30, 1986.

CONTINENTAL ILLINOIS NATIONAL BANK
AND TRUST COMPANY OF CHICAGO
Trustee for Sedgwick County, Kansas

Doc. No. 004641

KANSAS FACTS

Its people are its pride

The soil and the sky furnish Kansas' two best known exports—wheat and airplanes. But the state's greatest contribution—a product of its rich pioneer heritage—is its people. They are vigorous, hard-working and out-spoken. "The Kansas spirit," wrote Carl Becker in a 1910 essay, "is one that finds something exhilarating in the challenge of an extreme difficulty."

During the brawling, bustling era of the "cowtown," several Kansas lawmen achieved near mythic proportions. James Butler "Wild Bill" Hickok, who called Kansas home in the 1860s and 1870s, gained fame as city marshal of untamed Abilene. During the same era, Wyatt Earp was a lawman in Abilene and Dodge City and "Bat" Masterson was sheriff of Ford County. Even after leaving western Kansas, Masterson, who was extremely popular in Dodge City, was often called back to help settle disputes. He spent his last years as a sports writer for a New York City newspaper. William Frederick Cody earned his nickname "Buffalo Bill" while hunting buffalo to supply meat to laborers on the Kansas Pacific Railroad. Cody, an Indian scout and Pony Express rider, lived much of his life in Kansas.

Edmund G. Ross, a U.S. Senator from 1866 to 1871, is remembered for his part in the impeachment trial of President Andrew Johnson. Ross, voting against the wishes of most other Republicans, cast his vote for Johnson's acquittal. The popular story that Ross' vote alone saved Johnson is said by historians to be exaggerated, since other Republicans did vote for acquittal and still others might have done so if necessary. However, Ross' vote did occur at the right time in the roll call to provide the needed number of votes for acquittal, and it is acknowledged that Ross acted with great personal courage in voting for Johnson. Ross was accused of being a traitor and the incident virtually ended his political career in Kansas. Ross is profiled in President John F. Kennedy's book, "Profiles in Courage."

U.S. Senator John J. Ingalls gained nationwide acclaim in the 1860s as an orator. While a state senator, Ingalls submitted the design for the Great Seal of Kansas. He also proposed the state motto, "Ad Astra per Aspera," Latin for "To the Stars Through Difficulties."

Kansas has produced a President of the United States, a Vice President and unsuccessful major party nominees for both positions. Dwight D. Eisenhower, who was raised in Abilene, gained national fame as Commander-in-Chief of the Allied Armies in Europe during World War II. Later, "Ike" rode that popularity into the White House. He was U.S. President from 1953 to 1961. He is buried in Abilene. Topekan Charles Curtis, who was part Kaw Indian, served as Vice President of the United States under Herbert Hoover. Curtis served in the U.S. House of Representatives from 1893 to 1907 and served in the U.S. Senate from 1907 until he was elected vice president

(continued)

in 1929. As Senate Majority Leader under President Woodrow Wilson in 1919, Curtis led the floor fight for women's suffrage. Alf Landon, Kansas governor from 1933 to 1937, was the Republican Presidential nominee in 1936. Landon lost the election to Franklin D. Roosevelt by one of the greatest margins in American political history. Senator Bob Dole, of Russell, was the Republican candidate for Vice President in 1976. In 1984, Dole was elected majority leader of the U.S. Senate.

Between 1854 and 1936 more newspapers were published in Kansas than any other state. Kansas journalists have always been highly opinionated; early day Kansas newspaper editors were dubbed "Pistol-Packin' Pencil Pushers." No man more typified Kansas journalism than William Allen White, editor and publisher of the Emporia Gazette. White's audience and influence spread far beyond Kansas borders and in 1923 he was awarded a Pulitzer Prize for his editorial, "To An Anxious Friend."

The Hutchinson News received a Pulitzer Prize in 1965 for its role in getting reapportionment of state legislative districts in Kansas. Ben Hibbs, who was born in Fontana and grew up in Pretty Prairie, was editor of the Saturday Evening Post from 1942 to 1961, during which time he modernized the magazine's style and broadened its scope. He was senior editor of Reader's Digest from 1962 to 1972. William "Bill" Kurtis, formerly co-anchor for the CBS "Morning News," attended the University of Kansas and Washburn University, where he received a law degree. Kurtis was also an anchorman for WIBW-TV IN Topeka. He later covered such historical news events as the trial of the Chicago Seven and the fall of Saigon. Radio, and television news commentator John Cameron Swayze was born in Wichita. Swayze, who attended the University of Kansas, worked for both NBC and ABC and is also an author.

Well-known Kansas artists include Henry Worrall, Topeka, who did portraits and Kansas landscapes during the 1860s. He was known for his contributions to popular magazines of the day. The works of John Steuart Curry, who was born on a farm in Jefferson County, include the stunning murals in the east and west wings of the Kansas Capitol. Best known among those murals is the towering figure of John Brown. Beside him are the contending free-soil and pro-slavery forces. At their feet, two figures symbolize the million and a half killed in the Civil War. The late Laurence Schmeckebier, author and art critic, called the Capitol murals "the greatest mural achievements in America." Artist Sven Birger Sandzen came to the United States from Sweden in 1894 to teach at Bethany College in Lindsborg. Museums there honor him. Artist Rudolph Wendelin is known as the "caretaker" of the Smokey Bear image. As a U.S. Forest Service artist, Wendelin has drawn Smokey numerous times and approved commercial versions of Smokey. Now retired, Wendelin's recent work includes a historical mural for Rawlins County, where he spent his childhood.

Kansans excel in other fine arts as well. William Inge, a native of Independence, was a Pulitzer Prize-

winning playwright. He wrote "Picnic," "Bus Stop," and "Come Back, Little Sheba." Also, from Independence, Vivian Vance, of TV's "I Love Lucy." Gordon Parks, born in Fort Scott, is a world-renowned photographer, writer and motion picture producer. He won a Pulitzer Prize for photography in 1973. Parks wrote the books "The Learning Tree" and "A Choice of Weapons," and he directed the movie "Shaft." Brian Lanker, a photographer for the Topeka Capital-Journal, also won a Pulitzer Prize for photography in 1973. Actor Edward Asner, who played popular television character "Lou Grant," is from the Kansas City, Kansas area and Milburn Stone, who played "Doc" on the long-running series "Gunsmoke," grew up in Kansas. Stone's characterization of "Doc" was patterned after his own country-doctor grandfather. Don Johnson, star of the award-winning "Miami Vice," is a Wichita native. He attended the University of Kansas.

George Washington Carver, once called the "foremost agricultural scientist of the age," lived in various parts of Kansas during his youth. He was graduated from Minneapolis High School and briefly homesteaded in Ness County. Burlingame was the birthplace of Earl Sutherland, who won the Nobel Prize for physiology and medicine in 1971. The Menninger family of Topeka founded and operates the world-famous Menninger Foundation mental health facility. Industrialist Walter P. Chrysler, who established the Chrysler Corporation in 1925, was born at Wamego and grew up in Ellis.

Kansas' motto, "To the Stars Through Difficulties," has taken on even greater significance in view of the accomplishments of four native sons. Clyde Tombaugh discovered the planet Pluto on February 18, 1930. Tombaugh, who grew up in Burdette, began his amateur observations with a telescope purchased from Sears and Roebuck. A generation later, Ron Evans was commander of the pilot ship during the flight of Apollo 17 to the moon. Evans was born in St. Francis and is a graduate of Topeka public schools and the University of Kansas. Evans was the first of three Kansas astronauts. Joe Engle, a Chapman native, was commander of the Space Shuttle Columbia's second mission. Engle was the number two Air Force pilot for NASA-AFB X-15 program. He made nine flights in the X-15. Steve Hawley, who was born in Ottawa and raised in Salina, was a mission specialist aboard the maiden flight of the Space Shuttle Discovery. Like Evans, both Engle and Hawley attended the University of Kansas. Hawley is married to Sally Ride, the United State's first female astronaut.

Behind the grease paint worn by the clown "Weary Willie" was Emmett Kelly, a native of Sedan. A museum has been established in Kelly's honor in his hometown.

General Frederick Funston became a national hero in 1906 as he oversaw rescue and clean-up efforts following the San Francisco earthquake. Funston Street in San Francisco was named in his honor. Funston, who was born and reared on a farm near Iola, also received the Congressional Medal of Honor. General Bernard W. Rogers, Fairview, has been commander of the NATO forces in Europe since 1979. Another mili-

tary leader from Kansas was General Lewis Walt, former assistant commandant of the U.S. Marine Corps. General Walt is from Wabaunsee County. Frank E. Petersen, Jr., the first black brigadier general in the history of the U.S. Marine Corps, is from Topeka. He was named NAACP Man of the Year in 1979. In July, 1985, General Larry D. Welch, a graduate of Liberal High School, became commander-in-chief of the Strategic Air Command. Prior to that assignment, Welch had been vice chief of staff for the U.S. Air Force. Welch began his military career in Liberal after enlisting in the Kansas National Guard in 1951.

Along with the famous were the infamous . . .

Boston Corbett, the man who shot John Wilkes Booth, was born in Concordia. Corbett was part of a 25-man calvary troop sent to capture Booth, who had assassinated President Abraham Lincoln, and return him alive. Corbett disobeyed orders and shot and killed Booth. He became somewhat of a hero for his actions, even collecting a reward. Corbett eventually returned to Kansas where he became an Assistant Doorkeeper in the Kansas House of Representatives. On February 15, 1887, he attained additional notoriety by firing shots at the House members from the west balcony of the House chamber. He was judged insane and committed to the Topeka Insane Asylum. He escaped in 1888 and disappeared without a trace.

During the 1870s the Bender family of Parsons took

in unsuspecting travelers and murdered them. Led by daughter Kate, the family murdered at least 11 people.

John Richard Romulus Brinkley became famous for his goat gland transplants—surgical procedures which were supposed to restore sexual potency to human males. Between 1918 and 1930, Brinkley performed as many as 16 transplants a day at his clinic in Milford. He also operated the first radio station in Kansas, giving medical advice and prescriptions over the air. Despite criticism of his methods and revocation of his medical license, Brinkley ran for governor as a write-in candidate in 1930 and apparently received the most votes. However, 50,000 votes were voided and thrown out by election officials, and the Democratic candidate was declared the winner. Brinkley ran again in 1932, but with little enthusiasm. He was defeated, and soon after that he moved to Texas, where he died of a heart attack in 1942.

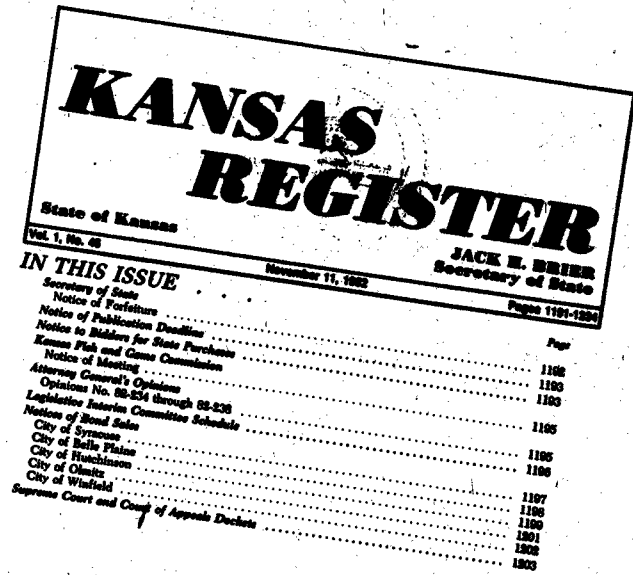
Bank robber and bootlegger Alvin "Creepy" Karpis began his life of crime in Topeka, where he spent his childhood. In 1936 Karpis replaced John Dillinger as "Public Enemy Number One."

Truman Capote's "In Cold Blood" is based on the chilling murder of the Clutter family at Holcomb in November, 1959. Perry Smith and Richard Hickock were hanged for murdering the family of four. Capote's best-selling book was made into a popular movie, filmed on location in Garden City.

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