

# public notice

## IN THE DISTRICT COURT OF SHERMAN COUNTY, KANSAS

IN THE MATTER OF THE CONDEMNATION OF LAND FOR STATE HIGHWAY PURPOSES,  
E. DEAN CARLSON, Secretary of Transportation of the State of Kansas,

PURSUANT TO CHAPTER 26 KANSAS STATUTES ANNOTATED

## NOTICE OF APPRAISERS' HEARING

Plaintiff,  
Case No. 00-C-49

Defendants.

Notice is hereby given that the undersigned appraisers, appointed by the Court, will, in accordance with the provisions of K.S.A. 26-501 et seq., hold a public hearing on all matters pertaining to their appraisal of compensation and the assessment of damages for the taking of the lands or interests therein sought to be taken by the plaintiff in the above-entitled matter covering the following described lands:  
Tract 10

David Schields Farming, L.L.C., owner, 7455 Hwy. 27, Goodland, Kansas 67735; David B. Schields and Betty Jean Schields, husband and wife, owners, 7455 Hwy. 27, Goodland, Kansas 67735; David B. Schields and Betty Jean Schields, trustees, or successor trustee(s) of the David B. Schields Revocable Trust, dated February 26, 1999, 7455 Hwy. 27, Goodland, Kansas 67735; David B. Schields and Betty Jean Schields, trustees or successor trustee(s) of the Betty Jean Schields Revocable Trust, dated February 26, 1999; The First National Bank of Syracuse, mortgage interest holder, P. O. Box 928, Syracuse, Kansas 67878; The Equitable Life Assurance Society of the United States, mortgage interest holder, 787 Seventh Avenue, New York, NY 10019; Mary Darlene Schields, mortgage interest holder, 306 Poplar Drive, Goodland, Kansas 67735; Western State Bank of Goodland, Kansas, mortgage interest holder, 815 Center, P. O. Box 539, Goodland, Kansas 67735-0539.

(a) A PERMANENT EASEMENT for highway right of way and removal of borrow material over and upon a tract of land in the Northeast Quarter of Section 6, Township 7 South, Range 39 West of the 6th P.M., described as follows: BEGINNING at the Southeast corner of said Quarter Section; FIRST COURSE, thence on an assumed bearing of North 02 degrees 38 minutes 25 seconds East, 801.841 meters (2,630.71 feet) along the East line of said Quarter Section to the North line of said Quarter Section; SECOND COURSE, thence North 87 degrees 41 minutes 25

seconds West, 35.001 meters (114.83 feet) along said North line; THIRD COURSE, thence South 02 degrees 38 minutes 25 seconds West, 9.144 meters (30.00 feet); FOURTH COURSE, thence South 39 degrees 14 minutes 26 seconds East, 14.979 meters (49.14 feet); FIFTH COURSE, thence South 02 degrees 38 minutes 25 seconds West, 781.555 meters (2,564.16 feet) to the South line of said Quarter Section; SIXTH COURSE, thence South 87 degrees 50 minutes 52 seconds East, 25.001 meters (82.02 feet) along said South line to the point of beginning. The above described tract contains 2.019 hectares (4.99 acres), which includes 1.240 hectares (3.06 acres) of existing right of way, resulting in an acquisition of 0.779 hectare (1.93 acres), more or less.

(b) A PERMANENT EASEMENT for highway right of way and removal of borrow material over and upon a tract of land in the Southwest Quarter of Section 32, Township 6 South, Range 39 West of the 6th P.M., described as follows: BEGINNING at the Southwest corner of said Quarter Section; FIRST COURSE, thence on an assumed bearing of North 02 degrees 54 minutes 47 seconds East, 807.681 meters (2,649.87 feet) along the West line of said Quarter Section to the North line of said Quarter Section; SECOND COURSE, thence South 87 degrees 35 minutes 04 seconds East, 30.000 meters (98.43 feet) along said North line; THIRD COURSE, thence South 02 degrees 54 minutes 47 seconds West, 53.441 meters (175.33 feet); FOURTH COURSE, thence South 00 degrees 39 minutes 48 seconds East, 160.312 meters (525.96 feet); FIFTH COURSE, thence South 06 degrees 33 minutes 15 seconds West, 220.445 meters (723.24 feet); SIXTH COURSE, thence South 01 degree 56 minutes 41 seconds West, 355.051 meters (1,164.86 feet); SEVENTH COURSE, thence South 13 degrees 51 minutes 02 seconds East, 10.401 meters (34.13 feet); EIGHTH COURSE, thence South 02 degrees 54 minutes 47 seconds West, 9.145 meters (30.00 feet) to the South line of said Quarter Section; NINTH COURSE, thence North 87 degrees 44 minutes 15 seconds West, 35.002 meters (114.83 feet) along said South line to the point of beginning. The above described tract contains 2.541 hectares (6.28 acres), which includes 1.249 hectares (3.09 acres) of existing

right of way, resulting in an acquisition of 1.293 hectares (3.19 acres), more or less.

(c) A PERMANENT EASEMENT for highway right of way and removal of borrow material over and upon a tract of land in the Northwest Quarter of Section 32, Township 6 South, Range 39 West of the 6th P.M., described as follows: BEGINNING at the Southwest corner of said Quarter Section; FIRST COURSE, thence on an assumed bearing of North 02 degrees 54 minutes 47 seconds East, 807.681 meters (2,649.87 feet) along the West line of said Quarter Section to the North line of said Quarter Section; SECOND COURSE, thence South 87 degrees 25 minutes 49 seconds East, 34.999 meters (114.83 feet) along said North line; THIRD COURSE, thence South 02 degrees 54 minutes 36 seconds West, 9.144 meters (30.00 feet); FOURTH COURSE, thence South 42 degrees 53 minutes 27 seconds West, 15.564 meters (51.06 feet); FIFTH COURSE, thence South 00 degrees 03 minutes 02 seconds West, 100.125 meters (328.49 feet); SIXTH COURSE, thence South 04 degrees 32 minutes 59 seconds West, 140.057 meters (459.51 feet); SEVENTH COURSE, thence South 02 degrees 18 minutes 36 seconds West, 380.021 meters (1,246.79 feet); EIGHTH COURSE, thence South 02 degrees 54 minutes 47 seconds West, 166.559 meters (546.45 feet) to the South line of said Quarter Section; NINTH COURSE, thence North 87 degrees 35 minutes 04 seconds West, 30.000 meters (98.43 feet) along said South line to the point of beginning. The above described tract contains 2.298 hectares (5.68 acres), which includes 1.249 hectares (3.09 acres) of existing right of way, resulting in an acquisition of 1.049 hectares (2.59 acres), more or less.

(d) A TEMPORARY EASEMENT for the construction of an entrance over and upon a tract of land in the Northwest Quarter of Section 32, Township 6 South, Range 39 West of the 6th P.M., described as follows: BEGINNING at a point on the Easterly right of way line of the proposed highway which point is North 17 degrees 11 minutes 53 seconds East, 121.579 meters (398.88 feet) from the Southwest corner of said Quarter Section, the West line of said Quarter Section having an assumed bearing of North 02 de-

grees 54 minutes 47 seconds East; FIRST COURSE, thence South 02 degrees 54 minutes 47 seconds West, 41.000 meters (134.51 feet) along said right of way line; SECOND COURSE, thence North 85 degrees 47 minutes 17 seconds East, 56.436 meters (185.16 feet); THIRD COURSE, thence North 2 degrees 54 minutes 47 seconds East, 25.000 meters (82.02 feet); FOURTH COURSE, thence North 77 degrees 57 minutes 24 seconds West, 56.719 meters (186.09 feet) to the point of beginning. The above described tract contains 0.185 hectare (0.46 acre) more or less.

This easement expires three (3) years after legal possession through condemnation or ninety (90) days after completion of the highway construction for which this easement is acquired, or whichever comes first.

(e) A TEMPORARY EASEMENT for the construction of a channel change and the removal of borrow material over and upon a tract of land in the Northwest Quarter of Section 32, Township 6 South, Range 39 West of the 6th P.M., described as follows: BEGINNING at a point on the Easterly right of way line of the proposed highway, which point is North 06 degrees 43 minutes 21 seconds East, 412.732 meters (1,354.11 feet) from the Southwest corner of said Quarter Section, the West line of said Quarter Section having an assumed bearing of North 02 degrees 54 minutes 47 seconds East; FIRST COURSE, thence South 02 degrees 18 minutes 36 seconds West, 40.002 meters (131.24 feet) along said right of way line; SECOND COURSE, thence South 87 degrees 05 minutes 13 seconds East, 27.158 meters (89.10 feet); THIRD COURSE, thence North 02 degrees 54 minutes 47 seconds East, 40.000 meters (131.23 feet); FOURTH COURSE, thence North 87 degrees 05 minutes 13 seconds West, 27.579 meters (90.48 feet) to the point of beginning. The above described tract contains 0.109 hectare (0.27 acre), more or less.

This easement expires three (3)

years after legal possession through condemnation or ninety (90) days after completion of the highway construction for which this easement is acquired, or whichever comes first.

(f) A PERMANENT EASEMENT for highway right of way and removal of borrow material over and upon a tract of land in the Northeast Quarter of Section 31, Township 6 South, Range 39 West of the 6th P.M., described as follows: BEGINNING at the Southeast corner of said Quarter Section; FIRST COURSE, thence on an assumed bearing of North 02 degrees 54 minutes 47 seconds East, 807.681 meters (2,649.87 feet) along the East line of said Quarter Section to the North line of said Quarter Section; SECOND COURSE, thence North 87 degrees 55 minutes 54 seconds West, 35.005 meters (114.85 feet) along said North line; THIRD COURSE, thence South 02 degrees 54 minutes 47 seconds West, 9.145 meters (30.00 feet); FOURTH COURSE, thence South 12 degrees 04 minutes 54 seconds East, 11.595 meters (38.04 feet); FIFTH COURSE, thence South 02 degrees 54 minutes 47 seconds West, 787.224 meters (2,582.76 feet) to the South line of said Quarter Section; SIXTH COURSE, thence South 87 degrees 48 minutes 40 seconds East, 32.003 meters (105.00 feet) along said South line to the point of beginning. The above described tract contains 2.589 hectares (6.40 acres), which includes 1.249 hectares (3.09 acres) of existing right of way, resulting in an acquisition of 1.340 hectares (3.31 acres), more or less.

(g) A PERMANENT EASEMENT for highway right of way and removal of borrow material over and upon a tract of land in the Southeast Quarter of Section 31, Township 6 South, Range 39 West of the 6th P.M., described as follows: BEGINNING at the Southeast corner of said Quarter Section; FIRST COURSE, thence on an assumed bearing of North 02 degrees 54 minutes 47 seconds East, 807.681 meters (2,649.87 feet) along the East line of said Quarter Section to the North line of said Quarter Section; SECOND COURSE, thence North 87 degrees 48 minutes 40

seconds West, 32.003 meters (105.00 feet) along said North line; THIRD COURSE, thence South 02 degrees 54 minutes 47 seconds West, 32.776 meters (107.53 feet); FOURTH COURSE, thence South 06 degrees 43 minutes 38 seconds West, 150.333 meters (493.22 feet); FIFTH COURSE, thence South 00 degrees 34 minutes 13 seconds East, 230.426 meters (755.99 feet); SIXTH COURSE, thence South 02 degrees 27 minutes 17 seconds West, 375.012 meters (1,230.35 feet); SEVENTH COURSE, thence South 45 degrees 54 minutes 32 seconds West, 14.664 meters (48.11 feet); EIGHTH COURSE, thence South 02 degrees 54 minutes 16 seconds West, 9.144 meters (30.00 feet) to the South line of said Quarter Section; NINTH COURSE, thence South 87 degrees 41 minutes 25 seconds East, 35.001 meters (114.83 feet) along said South line to the point of beginning. The above described tract contains 2.523 hectares (6.23 acres), which includes 1.249 hectares (3.08 acres) of existing right of way, resulting in an acquisition of 1.274 hectares (3.15 acres), more or less.

Such hearing will commence at 10:00 a.m. on the 8th day of November, 2000, at the Sherman County Courthouse, Jury Room, in Goodland, Kansas, or on the following day without further notice, and may be continued thereafter from day to day or place to place until the same is concluded with respect to all properties involved in the action. Any party may present either oral or written testimony at such hearing.

You are further notified that the court has set the 13th day of November, 2000, for the filing of the awards of these appraisers with the Clerk of the District Court, and any party dissatisfied with the award may appeal therefrom as by law permitted within thirty (30) days from the day of filing.

John Leo Hayden

Charlene Cole

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GoodlandNet LLC welcomes the Sherman Theatre to our online community. Consult their ad in the Goodland Daily News for movie information or go online at [www.goodlandnet.com/movies](http://www.goodlandnet.com/movies)

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