

public notice

IN THE DISTRICT COURT OF SHERMAN COUNTY, KANSAS CIVIL DIVISION

STATE OF KANSAS, ex rel. KANSAS HIGHWAY PATROL, Plaintiff,

v.

\$7,518.00 IN U.S. CURRENCY; M/L 120 POUNDS OF MARIJUANA; Defendants.

Case No. 10 CV _____

Pursuant to the Kansas Standard Asset Seizure and Forfeiture Act, K.S.A. 60-4101 et seq.

NOTICE OF PENDING FORFEITURE Pursuant to K.S.A. 60-4109

NOTICE IS HEREBY GIVEN that property herein described

has been seized for forfeiture and pending forfeiture to the Kansas Highway Patrol pursuant to the Kansas Standard Asset Seizure and Forfeiture Act (KSASFA), K.S.A. 60-4101 et seq. If you have not previously received a Notice of Seizure for Forfeiture, this is notice pursuant to the Act. The property was seized by the Kansas Highway Patrol on June 12, 2010, on I-70 at milepost 26, in Sherman County, Kansas. The value of the property has been set at \$7,518.00; and the drugs have no lawful value. The conduct giving rise to forfeiture and/or the violation of law alleged is: the property is the proceeds of and/or was used or intended to be used to facilitate violation(s) of illegal drug transactions, all act(s) giving rise to property's forfeiture. Further, a presumption of forfeitability exists in that illegal substances were located in/on the property at seizure.

Should you believe you have a true ownership interest in the seized property, you may do either of the following; (1) File a verified claim with the Court, sending copies to the Plaintiff's Attorney and the Seizing Agency; or (2) Do nothing.

You may wish to consult with an attorney before deciding what is best for you. However, if no valid claim is timely filed within thirty (30) days of your service of this Notice, your interest in the seized property, if any, will be forfeited. Any claim shall comply with the strict requirements of true ownership documentation, as set out in K.S.A. 60-4111.

You should be aware that it is a crime to falsely allege an ownership interest in property or to provide other false information in a claim. Further, pursuant to K.S.A. 60-4116(f), a claimant who fails to establish that a substantial portion of the claimant's

interest is exempt from forfeiture may be responsible to pay the reasonable costs, expenses and attorney fees of other claimants and the State.

This Notice seeks claims to the seized property only. Should a valid claim(s) be timely filed, as may be determined by the Court upon motion of the State, the State will respond with a judicial petition for forfeiture, and this matter will proceed to trial.

The law enforcement agency's copy of your claim should be mailed to:
Lt. Kirk Simone, KHP, 122 SW 7th St., Topeka, Kansas 66603

The original claim for the Court should be mailed to:
Clerk of the Sherman County District Court, 813 Broadway, Goodland, Kansas 67735

Issued this 8th day of September,

ber, 2010.
Darian P. Dernovich #20859
Legal Counsel
Kansas Highway Patrol
122 S.W. 7th Street
Topeka, Kansas 66603-3847
(785) 296-1786
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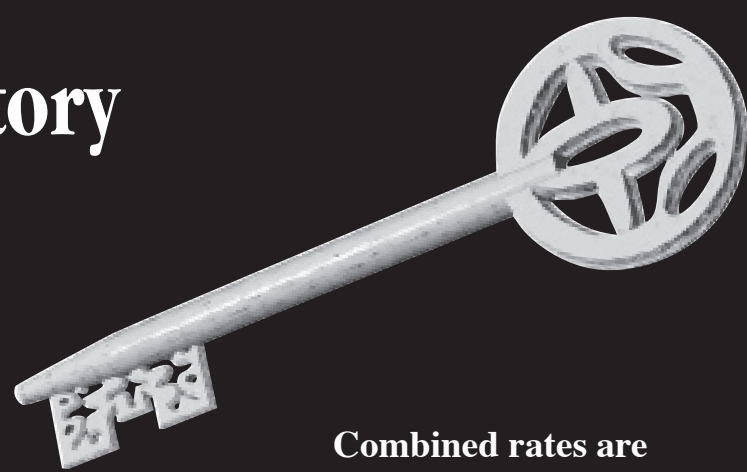
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