

AFFIDAVIT OF PUBLICATION
State of Kansas, County of Johnson, ss:
LOYD NEFF

of lawful age, being duly sworn upon oath states that he is the Editor of the Johnson County Herald, that said newspaper has been published at least weekly, fifty (50) times a year, and has been so published for at least one year prior to the first publication of the attached notice. That said paper has a general paid circulation on a semi-weekly basis, was entered as second class matter July 17, 1924 at the postoffice at Overland Park, Kansas, under the Act of March 3, 1897, is not a trade, religious, or fraternal publication, and is printed in Johnson County, Kansas.

The attached notice is a true copy, and was printed and published in the regular and entire issue of the Johnson County Herald for.....1.....consecutive weeks:

First week:March 28, 1963.....
Second week:
Third week:
Fourth week:
Fifth week:
Sixth week:

Loyd Neff
Loyd Neff, Editor

Subscribed in my presence and sworn to before me
this 28 day of March, 1963.
Charry L. Lawhead
Notary Public in and for
Johnson County, Kansas
My commission expires **January 23, 1967**

Publication fee - - - - - \$ 13.13
Affidavits, Notary's fee - - - - - \$.....
Additional copies - - - @ - - - \$.....
Total publication fee - - - - - \$ 13.13

IN THE.....COURT OF
JOHNSON COUNTY, KANSAS
State of Kansas, Johnson County, ss:
....., 19.....
The within Proof of Publication approved by

Johnson County Herald—Fully qualified to
publish legal notices

WESTWOOD HILLS
(First Published in Johnson County Herald Thursday, March 28, 1963)
ORDINANCE NO. 64
An Ordinance relating to trees and shrubs.
Be it ordained by the governing body of the City of Westwood Hills, Kansas as follows:
Section 1. Whenever any competent city authority or competent state or federal authority when requested by the Governing Body of the City shall file with the Governing Body a statement in writing based upon a laboratory test or other supporting evidence that trees or tree materials or shrubs located upon private property within said city are infected or infested with or harbour any tree or plant disease or insect pest or larvae, the uncontrolled presence of which may constitute a hazard to or result in the damage or destruction of other trees or shrubs in the community, describing the same and where located, said governing body shall direct the city clerk to forthwith issue notice requiring the owner or agent of the owner of the premises to treat or remove any such designated tree, tree material or shrub within thirty days from the date of service of such notice; said notice shall be served by the city marshal or other police officer, by delivering a copy thereof to the owner, or agent of such property or if the same be unoccupied and the owner a nonresident, then the city clerk shall notify the owner by mailing a notice to his last known address. If the owner or agent shall fail to comply with the requirements of said notice within thirty days from the delivery or mailing of such notice, then the street superintendent or other designated officer shall proceed to have the designated tree, tree material or shrub treated or removed and report the cost thereof to the city clerk, and the cost of such treatment or removal shall be paid by the owner of the property or shall be assessed and charged against the lot or parcel of ground on which the tree, tree material or shrub was located. The city clerk shall at the time of certifying other city taxes to the county clerk, certify the unpaid costs and the county clerk shall extend the same on the tax roll of the county against said lot or parcel of ground.
Section 2. All dead trees adjacent to city right-of-way, utility lines or wires, sidewalks or areas which children frequent are hereby declared to be a public nuisance and shall be removed by the property owner at his own expense.
Section 3. In the event that said property owner shall not remove said dead trees provided for in Section 2, then the city clerk shall cause notice to be given as provided in Section 1; and if not removed, as provided in Section 1, then the city shall remove said tree and shall certify the cost thereof to the county clerk as provided in Section 1 hereof.
Section 4. It shall be unlawful for any person owning or controlling any hedge, fence or other type of bush or shrubs bordering on any of the sidewalks in the city to permit the same to grow or extend over said adjacent sidewalk.
Section 5. Any ordinance in conflict with this ordinance be and the same is hereby repealed.
Section 6. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be fined in a sum not less than Ten Dollars (\$10.00), nor more than One Hundred Dollars (\$100.00) for each offense or by confinement in the county jail not to exceed ninety days or both.
Section 7. This ordinance shall take effect and be in effect after its publication.
Passed by the City Council this 11th day of March, 1963.
Approved this 11th day of March, 1963.
S/ Hal Sandy
Mayor
ATTEST:
Ora Amberg
City Clerk

25

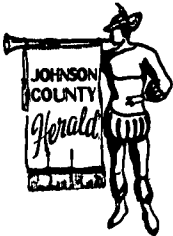
Case No.

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION



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Notary Public in and for
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ATTEST:
Ora Amberg
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Section 7. This ordinance shall take effect and be in effect after its publication.

Passed by the City Council this 11th day of March, 1963.

Approved this 23rd day of March, 1963.

Hal Sardy
Mayor

Attest:

Chas M. Amburg
City Clerk

I HEREBY CERTIFY that the foregoing is a true and correct copy of the original of an Ordinance passed on the 11th day of March 1963; that the record of the final vote of passage is found in the minutes of the meeting of the City Council of Westwood Hills, Kansas, held on the 11th day of March 1963; and that it was published in the JOHNSON COUNTY HERALD, the official city paper, on the 28 day of March 1963.

Gra M. Curbey
CITY CLERK

I HEREBY CERTIFY that the foregoing is a true and correct copy of the original of an Ordinance passed on the 11 day of March 1963; that the record of the final vote of passage is found in the minutes of the meeting of the City Council of Westwood Hills, Kansas, held on the 11 day of March 1963; and that it was published in the JOHNSON COUNTY HERALD, the official city paper, on the 28 day of March, 1963.

Ora M. Ambrey
CITY CLERK.

11.5

WESTWOOD HILLS

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Approved this 11th day of March, 1963.
S/ Hal Sandy
Mayor

ATTEST:
Ora Amberg
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Section 7. This ordinance shall take effect and be in effect after its publication.

Passed by the City Council this 11th day of March, 1963.

Approved this 11th day of March, 1963.

S/ Hal Sandy
Mayor

ATTEST:
Ora Amberg
City Clerk

WESTWOOD HILLS

(First Published in Johnson County
Herald Thursday, March 28, 1963)
ORDINANCE NO. 61

An Ordinance relating to trees and shrubs.

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Section 1. Whenever any competent city authority or competent state or federal authority when requested by the Governing Body of the City shall file with the Governing Body a statement in writing based upon a laboratory test or other supporting evidence that trees or tree materials or shrubs located upon private property within said city are infected or infested with or harbours any tree or plant disease or insect pest or larvae, the uncontrolled presence of which may constitute a hazard to or result in the damage or destruction of other trees or shrubs in the community, describing the same and where located, said governing body shall direct the city clerk to forthwith issue notice requiring the owner or agent of the owner of the premises to treat or remove any such designated tree, tree material or shrub within thirty days from the date of service of such notice; said notice shall be served by the city marshal or other police officer, by delivering a copy thereof to the owner, or agent of such property or if the same be unoccupied and the owner a nonresident, then the city clerk shall notify the owner by mailing a notice to his last known address. If the owner or agent shall fail to comply with the requirements of said notice within thirty days from the delivery or mailing of such notice, then the street superintendent or other designated officer shall proceed to have the designated tree, tree material or shrub treated or removed and report the cost thereof to the city clerk, and the cost of such treatment or removal shall be paid by the owner of the property or shall be assessed and charged against the lot or parcel of ground on which the tree, tree material or shrub was located. The city clerk shall at the time of certifying other city taxes to the county clerk, certify the unpaid costs and the county clerk shall extend the same on the tax roll of the county against said lot or parcel of ground.

Section 2. All dead trees adjacent to city right-of-way, utility lines or wires, sidewalks or areas which children frequent are hereby declared to be a public nuisance and shall be removed by the property owner at his own expense.

Section 3. In the event that said property owner shall not remove said dead trees provided for in Section 2, then the city clerk shall cause notice to be given as provided in Section 1; and if not removed, as provided in Section 1, then the city shall remove said tree and shall certify the cost thereof to the county clerk as provided in Section 1 hereof.

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