



Case No. \_\_\_\_\_

Plaintiff.

vs.

Defendant.

**PROOF OF PUBLICATION**

# Johnson County Herald

STATEMENT  
FOR ADVERTISING ACCOUNT WITH  
JOHNSON COUNTY PUBLISHERS, INC.  
Box 8 5830 Nall  
Shawnee Mission, Kansas 66201 • TErrace 1-2500

Date 9-18, 19 74

City of Westwood Hills  
2001 W. 50th  
Westwood Hills, Kansas 66205

I do hereby certify that the foregoing  
account is true and correct and amounts  
due and unpaid and that State or local  
taxes are not included in the amounts  
billed.

By Helen M. Caldwell  
JOHNSON COUNTY HERALD

	1ST. WEEK	2ND. WEEK	3RD. WEEK	4TH. WEEK	5TH. WEEK	TOTAL	RATE	AMOUNT
DATE .....								\$
DISPLAY .....								
CLASSIFIED .....								
LEGAL .....						Ord. #93		32.64

Accounts Due 1st of Month following date of advertising.

8% Interest on accounts over 30 days old.

For Current Month .....

Previous Balance Forward .....

THANK YOU!

TOTAL ..... 32.64

WESTWOOD HILLS

(First published in the Johnson County Herald Wednesday September 18, 1974)

ORDINANCE NO. 93

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A TEMPORARY NOTE BY THE CITY OF WESTWOOD HILLS, KANSAS IN THE SUM OF \$56,663.26 TO PAY PART OF THE COST OF CONSTRUCTING CERTAIN SIDEWALK, CURB AND GUTTER REPLACEMENT IMPROVEMENTS WITHIN THE CITY OF WESTWOOD HILLS, KANSAS.

WHEREAS, the City of Westwood Hills, Kansas by resolution published in the official City newspaper on January 9, 1974 has authorized the construction of certain sidewalk, curb and gutter repair and replacement improvements throughout the City of Westwood Hills, Kansas except in that part of the City which has been officially designated "retail district" and except on and next to the street designated 50th Terrace in said City, the cost of such construction to be paid for by the issuance of the City's general obligation bonds, and

WHEREAS, an engineer's preliminary estimate in the amount of \$528,000 has been prepared by the City's consulting engineers and approved by the governing body of said City, and

WHEREAS, all legal requirements pertaining to the construction of certain sidewalk, curb and gutter replacement improvements have been complied with and the work is now in progress and

WHEREAS, there is now due the engineers and contractors the sum of \$56,663.26 as shown by approved invoices now on file and said amount is now due and payable to such engineers and contractors, and

WHEREAS, no funds are available to pay said contractors and other expenses and said City is authorized by K.S.A. 1973 Supp. 10-123 to issue temporary notes to pay the cost of making an improvement which is to be paid for by the issuance of bonds.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

Section 1. That pursuant to the provisions of K.S.A. 1973 Supp. 10-123 for the purpose of paying the cost of the improvement hereinbefore described, there shall be issued Temporary Note No. 4, Series 1974, in the principal amount of \$56,663.26. Said note shall be dated September 1, 1974, shall mature September 1, 1975, or when called for the option of said City by written notice to the holder thereof and shall bear interest at the rate of four and three-quarters per cent (4 3/4 percent) per annum, payable at maturity, at the office of the City Treasurer in the City of Westwood Hills, Kansas.

Section 2. Said temporary note shall be substantially in the following form:

UNITED STATES OF AMERICA  
STATE OF KANSAS  
COUNTY OF JOHNSON  
CITY OF WESTWOOD HILLS  
SERIES 1974

No. 4 \$56,663.26

TEMPORARY NOTE

KNOW ALL MEN BY THESE PRESENTS: That the City of Westwood Hills, State of Kansas, for value received hereby acknowledges itself to be indebted and promises to pay to the bearer the sum of Fifty-six Thousand Six Hundred Sixty-three and 26/100 Dollars (\$56,663.26) lawful money of the United States of America on or before the first day of September, 1975, with interest thereon at the rate of four and three-quarters per cent (4 3/4 percent) per annum payable at maturity at the office of the City Treasurer in the City of Westwood Hills, Kansas.

This note is issued by the City of Westwood Hills, Kansas, to pay part of the cost of constructing certain sidewalk, curb and gutter repair and replacement improvements in the City of Westwood Hills, Kansas pursuant to K.S.A. 1973 Supp. 10-123 and 12-6a01 et seq., and any amendments thereto and resolutions adopted by the governing body of said City. It is hereby declared and certified that this

note is issued in conformity with provisions, restrictions and limitations of the law, and that all acts, conditions and things required to be done by the Constitution and laws of the State of Kansas have been done and performed, and that the total indebtedness of said City including this note does not exceed any constitutional or statutory limitation.

IN WITNESS WHEREOF, the City of Westwood Hills, in the State of Kansas, by its governing body has caused this note to be signed by its Mayor and its corporate seal affixed thereto, and to be attested by the City Clerk and dated this first day of September, 1974.

Mayor

ATTEST:

City Clerk

STATE OF KANSAS, ss:  
COUNTY OF JOHNSON, ss:

I, the undersigned City Clerk of the City of Westwood Hills, Kansas, hereby certify that the within Temporary Note No. 4 Series 1974, of the City of Westwood Hills, Kansas, has been duly registered in my office according to law.

WITNESS my hand and official seal this —

City Clerk

OFFICE OF THE STATE  
AUDITOR OF KANSAS

I, Clay E. Hedrick, State Auditor of Kansas, do hereby certify that a transcript of the proceedings leading up to the issuance of this temporary note has been filed in my office, and that this temporary note was registered in my office according to law this —

WITNESS my hand and official seal.

State Auditor of Kansas

By

Assistant State Auditor

Section 3. The Mayor and City Clerk are hereby authorized and directed to prepare and execute the temporary note hereinbefore described and to procure the proper registration thereof, and to deliver said temporary note to the purchaser thereof upon payment of the purchase price therefor. The proceeds of said temporary note shall be placed in the City Treasury and shall be applied solely for the purpose of providing funds to pay the costs of constructing certain sidewalk, curb and gutter replacement improvements in said City under the provisions of K.S.A. 12-6a01 et seq., and all amendments thereto.

Section 4. The full faith, credit and resources of the City of Westwood Hills, Kansas shall be, and the same hereby are pledged for the prompt payment of said temporary note and all interest thereon as matures in accordance with its terms. The governing body of the City of Westwood Hills, Kansas shall make provision for the payment of the principal of and interest on said temporary note as the same shall become due by the issuance of general obligation bonds for said City, or by levying and collecting necessary taxes therefor in the manner provided by law.

Section 5. This ordinance shall be in full force and effect from and after its adoption by the governing body of the City, its approval by the Mayor and its publication in the official City newspaper.

PASSED by the governing body this 13th day of September, 1974.

SIGNED by the Mayor this 13th day of September, 1974.

s. Jerry D. Foster

Mayor of the City of Westwood

Hills, Kansas

ATTEST:

s. Ora M. Amberg

City Clerk

(SEAL)

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Johnson County

Herald

AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

M. H. CLINGAN being first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said

newspaper for 1 consecutive weeks, the first publication thereof being made as aforesaid on the

18th day of September, 1974, with subsequent publications being made on the following dates:

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Subscribed and sworn to before me this 18th

day of September, 1974.

Heleen M. Caldwell

Notary Public in and for  
Johnson County, Kansas  
NOTARY PUBLIC

My commission expires JOHNSON COUNTY, KANSAS  
MY COMMISSION EXPIRES-AUG-28-1975

Notary Fee - - - - - \$-----

Printer's fee - - - - - \$ 32.64

Additional copies - - - - - \$-----

Total Charge - - - - - \$ 32.64

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  
Since 1924

Case No. \_\_\_\_\_

Plaintiff.

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Defendant.

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