

(FIRST PUBLISHED IN THE ATCHISON DAILY GLOBE June 9, 2010)

ORDINANCE NO. 6377

AN ORDINANCE REPEALING ALL OF CHAPTER 24  
PEDDLERS AND SOLICITORS OF THE CODE OF  
ORDINANCES OF THE CITY OF ATCHISON, KANSAS  
AND ESTABLISHING A NEW CHAPTER 24 PROVIDING  
SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE  
SAME SUBJECT

---

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ATCHISON,  
KANSAS:

WHEREAS, Chapter 24 Peddlers and Solicitors of the City of Atchison, Kansas, is hereby repealed in its' entirety and a new Chapter 24 is hereby established providing substitute and additional provisions related to peddling and soliciting in the City of Atchison, Kansas.

SECTION 1. The practice of being in and upon private residences in the City of Atchison, Kansas, by solicitors, peddlers, hawkers, itinerant merchants, and transient vendors of merchandise, not having been requested or invited so to do by the owner or owners, occupant or occupants of said private residences, for the purpose of soliciting orders for the sale of goods, wares, and merchandise, and/or for the purpose of disposing of and/or peddling or hawking the same, is hereby declared to be a nuisance, and punishable as such nuisance as a misdemeanor.

SECTION 2. Law Enforcement officers of the City of Atchison, Kansas are hereby required and directed to suppress the same, and to abate any such nuisance as is described in the first section of this ordinance.

SECTION 3. Any person convicted of perpetrating a nuisance, as described and prohibited in the first section of this ordinance upon conviction thereof shall be fined a sum not

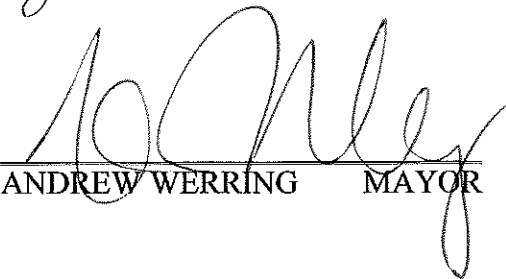
less than Fifty (\$50.00) dollars or more than Five Hundred (\$500.00) dollars together with costs of proceedings, which said fine may be satisfied, if not paid in cash by execution against the person of anyone convicted of committing the misdemeanor as herein prohibited.

SECTION 4. This ordinance does not include solicitation for charitable, religious or nonprofit organizations or corporations which have received tax exempt status under 26 USC Section 501 (c)(3) or other similar civic, charitable or nonprofit organizations. All exempt persons must provide proof of their exempt status along with photo identification upon request by a law enforcement officer.

SECTION 5. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 6. This Ordinance shall become effective upon its passage and publication in the official City newspaper.

PASSED this 7<sup>th</sup> day of June, 2010.

  
\_\_\_\_\_  
ANDREW WERRING      MAYOR

ATTEST:

  
\_\_\_\_\_  
DEBRA A. CLEM      CITY CLERK

**AFFIDAVIT OF PUBLICATION**  
Atchison Globe, 308 Commercial, Atchison, KS 66002

Reference: 114804  
Ad ID: 5785851

P.O. :

DESC. : Official Publication ORDINANCE NO. 6

ATCHISON CITY CLERK  
515 KANSAS  
ATCHISON, KS 66002

County of Atchison  
State of Kansas

I, Marilyn Andre, being first duly sworn, deposes and says: That she is the Office Manager of the ATCHISON GLOBE, a Newspaper printed in the State of Kansas, and published in and of general circulation in Atchison County, Kansas, with a general paid circulation on a Twice weekly basis in Atchison County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a Twice Weekly published on Wednesdays and Saturdays, 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 Atchison in said county as second class matter.

The affixed notice appeared in said newspaper on the following date(s):

Run Dates: 06/09/10 to 06/09/10  
Appearances: 1  
AD SPACE: 162  
TOTAL COST: \$111.94  
FILED ON 06/16/10

(Signed) *Marilyn Andre*

Subscribed and sworn before me this  
16th day of June 2010

Rita Jones Notary Public



Official Publication  
ORDINANCE NO. 6377  
AN ORDINANCE REPEALING ALL  
OF CHAPTER 24  
PEDDLERS AND SOLICITORS OF  
THE CODE OF  
ORDINANCES OF THE CITY OF  
ATCHISON, KANSAS AND ESTAB-  
LISHING A NEW CHAPTER 24  
PROVIDING  
SUBSTITUTE AND ADDITIONAL  
PROVISIONS ON THE SAME  
SUBJECT

BE IT ORDAINED BY THE GOV-  
ERNING BODY OF THE CITY OF  
ATCHISON, KANSAS:

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Solicitors of the City of Atchison,  
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peddling and soliciting in the City of  
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occupants of said private resi-  
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and merchandise, and/or for the pur-  
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or hawking the same, is hereby  
declared to be a nuisance, and pun-  
ishable as such nuisance as a mis-  
demeanor.

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are hereby required and directed to  
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first section of this ordinance.

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person of anyone convicted of com-  
mitting the misdemeanor as herein  
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exempt status under 26 USC Section  
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and publication in the official City  
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PASSED this 7th day of June, 2010.  
ANDREW WERRING MAYOR  
ATTEST:  
DEBRA A. CLEM CITY  
CLERK  
June 9, 2010

range, Kenmore. Olive  
green \$110. Phone 816-  
579-9683.

SOFA. Next best, excellent  
condition. \$200.00. (816)  
858-0342.

TRUCK LIKE, on spin  
out rim, 14-9-28 \$10.00.  
(816)667-5563.

**GLOBE**

toolbox for truck,  
Still Cleaning!!

2001 Yamaha 150  
Sport Bowrider w/  
alum. Wesco trailer,  
girls bike, cigar  
humidor, antique  
Buffet, 16" Dodge  
Ram wheels, tile cut-  
ter, adult XXL  
clothes, camping  
stuff, books, pic-  
tures, bedding, odds  
& ends & lots more!!  
**GOOD STUFF CHEAP!**

770 Miscellaneous

Antique mahogany piano  
exc. cond., holds tunin  
well. \$800. 913-367  
6806.

795 **Wanted To Buy**

Buying Estates. Contents of  
old barns & houses, an  
other old junk. Phone 913-  
426-4192.

Large window air condi-  
tioner. 220. Phone 913-  
370-2681.

818 **Non-Register Pets**

**BLONDE Lab mixe  
pups, 10wks.,  
female, 4 male, \$20  
ea. (816) 646-9164**

**SMALL PUREBRE  
Yorkie puppy, n  
papers, current a  
everything. Will sta  
small. Can email pi-  
tures. \$300. 666-  
562-9661**

821 **Registered Pets**

**AKC ENGLISH MA-  
TIFFS, Fawns, Aps  
cots, Brindles. \$45  
660-828-4019**

# Legals

To place legal advertisements call 913-367-0381  
or you can email marlene@apex.com

Official Publication  
Notice is hereby given that  
the Planning Commis-  
sion/Board of Zoning  
Appeals for the City of  
Atchison will hold a public  
hearing to consider an  
application from William  
L. Seager, 1218 S. 8th St.  
(Lot 17 & the N. 15 feet of  
Lot 16, Block 8, Spring  
Garden Addition). The  
applicant is requesting a  
variance on lot coverage  
requirements to construct a  
30' x 38' garage.  
This public hearing will be  
held on Wednesday, July  
7 2010, at 4:30 p.m. in  
the Commission Room,  
second floor of City Hall at  
515 Kansas Avenue,  
Atchison, Kansas. Inter-  
ested persons may attend  
this public hearing, or sub-  
mit written comments to  
the Zoning Officer c/o  
City Hall.  
June 9, 2010

Official Publication  
IN THE DISTRICT COURT  
OF ATCHISON COUNTY,  
KANSAS  
US Bank National Associ-  
ation, as Trustee for the  
Structured Asset Securities  
Corporation, Series 2006-  
OW1 Plaintiff  
vs.  
Lori Ann Oswalt AKA Lori  
A Ford AKA Lori Ann  
Jones and Michael S  
Oswalt, et al., Defendants  
Case No. 09CV115  
K.S.A. 60  
Mortgage Foreclosure  
Division 5  
NOTICE OF SHERIFF'S  
SALE

Under and by virtue of an  
Order of Sale issued by  
the Clerk of the District  
Court in and for the said  
County of Atchison, State  
of Kansas, in a certain  
cause in said Court Num-  
bered 09CV115, wherein  
the parties above named  
were respectively plaintiff  
and defendant, and to me,  
the undersigned Sheriff of  
said County, directed, I  
will offer for sale at public  
auction and sell to the  
highest bidder for cash in  
hand at 10:00 AM, on  
06/25/2010, at the front  
door of Atchison County  
Courthouse, the following  
described real estate locat-  
ed in the County of Atch-  
ison, State of Kansas, to  
wit:

LOTS ONE (1) TO EIGHT  
(8) INCLUSIVE, BLOCK  
TWENTY-EIGHT (28); LOTS  
ONE (1) TO SEVEN (7)  
INCLUSIVE, BLOCK TWEN-  
TY-NINE (29) AND LOTS  
EIGHT (8) TO FOURTEEN  
(14) INCLUSIVE, BLOCK

THIRTY (30), ALL LYING  
AND BEING SITUATED IN  
THE CITY OF MUSCOTAHA.  
TOGETHER WITH THAT  
PORTION OF THE SOUTH  
ONE-HALF (S 1/2) OF THE  
VACATED FIFTH STREET  
LYING NORTH OF AND  
ABUTTING LOTS 1-8,  
BLOCK 28 AND ALSO  
THAT PORTION OF THE  
VACATED FIFTH STREET  
LYING BETWEEN LOTS 1-7  
BLOCK 29 AND LOT 8-14,  
BLOCK 30, IN THE CITY OF  
MUSCOTAHA, ATCHISON  
COUNTY, KANSAS.

John Calhoun,  
SHERIFF OF ATCHISON  
COUNTY, KANSAS  
Respectfully Submitted,  
By: Shawn Scharenborg,  
# 24542  
Sara Knittel, # 23624  
Kelli N. Breer, # 17851  
Kozeny & McCubbin, L.C.  
(St. Louis Office) 12400  
Olive Blvd., Suite 555 St.  
Louis, MO 63141 (314)  
991-0255 (314) 567-  
8006 Email: sscharen-  
borg@km-law.com Send  
Court Returns to:  
Kansas@km-law.com Attorney  
for Plaintiff  
June 2, 9, & 16, 2010

Official Publication  
ORDINANCE NO. 6376  
AN ORDINANCE  
ANNEXING LAND PUR-  
SUANT TO K.S.A. 12-  
520 (a) (7)

WHEREAS, the following  
described tract of land is  
located in Atchison County,  
Kansas; and  
WHEREAS, the tract of  
land adjoins the City of  
Atchison, Kansas, and the  
owner of the tract has filed  
a written consent to  
annexation with the City of  
Atchison pursuant to  
K.S.A. 12-520 (a) (7); and  
WHEREAS, the governing  
body of the City of Atch-  
ison, Kansas, finds it advis-  
able to annex such land.

NOW THEREFORE, BE IT  
ORDAINED BY THE GOV-  
ERNING BODY OF THE  
CITY OF ATCHISON,  
KANSAS:

SECTION 1. That the fol-  
lowing described land,  
meeting the conditions for  
annexation prescribed in  
K.S.A. 15-520, is hereby  
annexed and made a part  
of the City of Atchison,  
Kansas:  
A TRACT OF LAND IN THE  
SOUTHWEST QUARTER  
AND THE NORTHWEST  
QUARTER OF SECTION  
35, AND THE SOUTHEAST  
QUARTER AND THE  
NORTHEAST QUARTER OF  
SECTION 34, TOWNSHIP

5 SOUTH, RANGE 20  
EAST OF THE 6TH PRINCIPAL  
MERIDIAN, ATCHISON  
COUNTY, KANSAS  
DESCRIBED AS FOLLOWS:  
ALL OF THE RIGHT-OF-  
WAY OF COUNTRY CLUB  
ROAD NOT PREVIOUSLY  
ANNEXED IN TO THE CITY  
OF ATCHISON BETWEEN  
THE WEST RIGHT OF WAY  
LINE OF GRANDEUR  
ROAD AND THE WEST  
RIGHT-OF-WAY LINE OF  
17TH STREET;  
SECTION 2. This ordi-  
nance shall take effect and  
be in full force from and  
after its publication in the  
official city newspaper.  
PASSED AND APPROVED  
by the governing body of  
the City of Atchison,  
Kansas, this 7th day of  
June, 2010.

ANDREW WERRING  
MAYOR  
ATTEST:  
DEBRA CLEM  
CITY CLERK  
June 9, 2010

Official Publication  
ORDINANCE NO. 6377  
AN ORDINANCE  
REPEALING ALL OF  
CHAPTER 24

PEDDLERS AND SOLICITORS  
OF THE CODE OF ORDINANCES  
OF THE CITY OF ATCHISON,  
KANSAS AND ESTABLISHING  
A NEW CHAPTER 24 PROVIDING  
SUBSTITUTE AND ADDITIONAL  
PROVISIONS  
ON THE SAME SUBJECT  
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KANSAS:

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Peddlers and Solicitors of  
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SECTION 1. The practice  
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and transient vendors of  
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been requested or invited  
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owners, occupant or occu-  
pants of said private resi-  
dences, for the purpose of  
soliciting orders for the  
sale of goods, wares, and  
merchandise, and/or for  
the purpose of disposing  
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hawking the same, is hereby  
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convicted of perpetrating a  
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a sum not less than Fifty  
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with costs of proceedings,  
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isfied, if not paid in cash  
by execution against the per-  
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persons must provide proof  
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SECTION 5. All ordinances  
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become effective upon its  
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the official City newspaper.  
PASSED this 7th day of  
June, 2010.  
ANDREW WERRING  
MAYOR  
ATTEST:  
DEBRA A. CLEM  
CITY CLERK  
June 9, 2010

Official Publication  
IN THE DISTRICT COURT  
OF ATCHISON COUNTY,  
KANSAS

In the Matter of the Estate  
of RACHAEL B. WAGNER  
RAUTH, deceased  
No. 2010 PR 24  
NOTICE OF HEARING  
AND NOTICE TO  
CREDITORS  
THE STATE OF KANSAS  
TO ALL PERSONS CON-  
CERNED:  
You are hereby notified that  
on the 25th day of May,

2010, a Petition for Probate  
of Will and Issuance of Let-  
ters Testamentary under the  
Kansas Simplified Estates  
Act was filed in this Court by  
GREGORY P. WAGNER, the  
proposed Executor named in  
the Last Will and Testa-  
ment of RACHAEL B. WAG-  
NER RAUTH, deceased,  
dated SEPTEMBER 9, 1994,  
praying the instrument  
attached thereto be admitted  
to probate and record as the  
Last Will and Testament of  
the decedent; Letters Testa-  
mentary under the Kansas  
Simplified Estates Act be  
issued to an Executor to  
serve, without bond.  
You are further advised  
under the provisions of the  
Kansas Simplified Estates  
Act the Court need not  
supervise administration  
of the Estate, and no  
notice of any action of the  
Executor or other proceed-  
ings in the administration  
will be given, except for  
notice of final settlement of  
decedent's estate.  
You are further advised if  
written objections to Sim-  
plified Administration are  
filed with the Court, the  
Court may order that  
supervised administration  
ensue.

You are required to file  
your written defenses  
thereto on or before the  
18th day of June, 2010, at  
8:30 o'clock a.m. in the  
District Court, in Atchison,  
Atchison County, Kansas,  
at which time and place  
the cause will be heard.  
Should you fail therein,  
judgment and decree will  
be entered in due course  
upon the Petition.  
All creditors are notified to  
exhibit their demands  
against the Estate within four  
(4) months from the date of  
the first publication of this  
notice, as provided by law,  
and if their demands are not  
thus exhibited, they shall be  
forever barred.

Gregory P. Wagner  
Petitioner  
RESPECTFULLY SUBMITTED:  
LARRY R. MEARS, CHAR-  
TERED  
104 NORTH SIXTH  
STREET - SUITE 1  
P.O. BOX 157  
ATCHISON, KS 66002 -  
0157  
TELEPHONE: 913-367-  
0850  
ATTORNEYS FOR PETI-  
TIONER  
BY: Larry R. Mears  
NO. 07157.  
May 26, June 2 & June 9,  
2010

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**G**