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June 9, 2003

Mr. David Brazil
Marion County Health Department
100 S. Third
Marion, Ks. 66861

Dave:

Please find various documents on the Pendergraft variance request.

At this point I believe we are set up this way:

1. Marion County has disclaimed any interest in the subject area for road right of way. (See Journal Entry to Quiet Title)
2. The Pendergraft's seek a variance from setback rules as set out in their June 24, 2002 application.
3. We are in need of a hearing date before the planning commission.

Please let me know if you need anything further, or if you just want to discuss the matter prior to the hearing.

Respectfully,



Daniel L. Baldwin