

ACKNOWLEDGMENT
Homestead Agricultural Lot Split

For Case Number: 2-HLS-16-02

Type/Print Name of Property Owner: Kenny and Elaine Schmidt

The Marion County Subdivision Regulations have established a Homestead Agricultural Lot Split intended to provide for the creation of one (1) new lot surrounding an original homestead area that does not have frontage on a public road and cannot comply with the provision of an agricultural lot split. Like an agricultural lot split, the Homestead Agricultural Lot Split allows the creation of no more than one (1) new lot from an agricultural tract of land without having to rezone and plat the affected lots, provided the landowner creating the new lot enters into a *Homestead Agricultural Lot Split Agreement* with Marion County, Kansas, acknowledging that no further divisions of land from the original agricultural lot or tract of land will occur unless the then relevant Zoning and Subdivision Regulations are complied with regarding any rezoning and platting requirements. Unlike the procedure for an Agricultural Lot Split, which may be approved administratively, a Homestead Agricultural Lot Split requires a full public hearing before the Marion County Planning Commission and final approval by the Board of County Commissioners in the same manner as required for a plat approval under the Marion County Subdivision Regulations. No rezoning of the property is necessary, but the public hearing and approval process must be followed.

The information provided herein is the formal application to execute the Homestead Agricultural Lot Split process. If approved, a Homestead Agricultural Lot Split Agreement must be signed and recorded as provided in the relevant Zoning and Subdivision Regulations. This process must be completed and the relevant documents recorded with the Marion County Register of Deeds before any building permits for construction may be issued.

The owner herein agrees to comply with the Subdivision Regulations for Marion County, as amended, and all other pertinent resolutions of Marion County, and statutes of the State of Kansas, including the execution of the formal Homestead Agricultural Lot Split Agreement. It is agreed that all costs of recording the lot split and supplemental documents thereto with the Register of Deeds shall be assumed and paid by the owner at the time of filing. The undersigned further states that he/she is the owner of the property proposed for the Homestead Agricultural Lot Split and that no building permits may be issued for any construction until *all documents* required by Marion County have been executed and *properly filed of record*.

Owner's Signature Kenny R. Schmidt Elaine J. Schmidt

Agent (if any) _____