

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, MARION COUNTY, ss:

Melvin Honeyfield, being first duly sworn, deposes and says: That he is the production manager of the Marion County Record, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Marion County, Kansas, with a general paid circulation on a weekly basis in Marion County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly newspaper published at least 50 times a year; has been so 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 Marion 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

12th day of December, 2012

with subsequent publications being made on the following dates:

Melvin Honeyfield

Subscribed and sworn to before me this

12th day of December, 2012

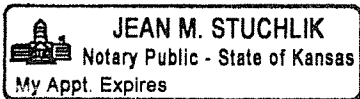
Jean M. Stuchlik
Notary Public, Marion County, Kansas

My appointment expires: 11-20-16

PUBLICATION FEE: \$111.00

Affidavit Fee 5.00

(Seal)



(First published in the Marion County Record, Marion, Kansas, December 12, 2012)1t
RESOLUTION NUMBER 12-18
PC-12-05
A RESOLUTION APPROVING A CONDITIONAL USE PERMIT TO RE-ESTABLISH A RETAIL CHRISTMAS TREE FARM CURRENTLY OPERATING AS PINE CREEK FARM IN THE "A" AGRICULTURAL DISTRICT ON PROPERTY LOCATED AT 994 MERIDIAN, NEWTON, KS OWNED AND OPERATED BY WYNN & ARDITH SCHROEDER.
WHEREAS, a public notice of above

said proposed conditional use was properly given including publication in the official County newspaper of a public hearing on October 3, 2012; and

WHEREAS, on the 25th day of October, 2012, the Marion County Planning Commission held a public hearing to consider the above said proposed conditional use; and

WHEREAS, the Marion County Planning Commission has recommended approval of a conditional use permit for a retail Christmas tree farm at 994 Meridian; and

WHEREAS, the Marion County Planning Commission has determined that the conditions include:

- 1) All State of Kansas operational permits be obtained and maintained
- 2) that signage be limited to one four-foot by eight-foot non-illuminated sign
- 3) and that parking be provided on-site in accordance with the requirements of the Marion County Zoning Regulations.

NOW THEREFORE BE IT RESOLVED that a conditional use is hereby approved for a retail Christmas tree farm on property as presented for the following described property:

S19, T21, R01, ACRES 25.1, PRT NW/4 BEG NW/C NW/4 E 1496.73' ALG N LI S 784.19' W 1481.02' TO W LI NW/4 N 784.44 TO POB LESS ROW

BE IT FURTHER RESOLVED, that it is hereby directed that the Marion County Zoning District Maps be amended to reflect above said conditional use.

This Resolution is made by the Board of County Commissioners of Marion County, Kansas on this 19th day of November, 2012.

Dan Holub, Chairman, District 2

Randy Dallke, Commissioner,

District 3

Roger K. Fleming, Commissioner,

District 1

Attest:

Carol Maggard, County Clerk