

CERTIFICATE

State of Kansas
Special District
2011

To the Clerk of Lyon County, State of Kansas
We, the undersigned, officers of
Allen Creek Watershed District No 89

Clerk

certify that: (1) the hearing mentioned in the attached publication was held;
(2) after the Budget Hearing this budget was duly approved and adopted
maximum expenditures for the various funds for the year 2011; and (3) the
Amount(s) of 2010 Ad Valorem Tax are within statutory limitations for the 2011 Budget.

		2011 Adopted Budget			
Table of Contents:		Page No.	Expenditure	Amount of 2010 Ad Valorem Tax	County Clerk's Use Only
Computation to Determine Limit for 2011		2			
Allocation MVT, RVT, 16/20M Veh & Slider		3			
Schedule of Transfers		4			
Statement of Indebt. & Lease/Purchase		5			
Fund	K.S.A.				
General	12-101a	6	332,353	49,900	4,986.65
Debt Service	10-113				
Totals	xxxxxxxxxx		332,353	49,900	
Budget Summary		4			
Neighborhood Revitalization Rebate Resolution			Is a Resolution required?	No	

Assisted by: Pool & Wright, Chartered
Address: 505 Commercial St
Emporia, KS 66801

County Clerk's Use Only
10,006,565
November 1st Total
Assessed Valuation

State Use Only
Received
Reviewed by _____
Follow-up: Yes ___ No ___

Attest: _____, 2010
County Clerk

FOR THE BOARD OR DIRECTORS
AT JULY 28, 2010:
Roger Wells
ROGER WELLS, PRESIDENT
John Marcotte
JOHN MARCOTTE, TREASURER
Governing Body

RECEIVED
2010 JUL 29 AM 11:21
EMPORIA OFFICE

Computation to Determine Limit for 2011

		Amount of Levy
1. Total Tax Levy Amount in 2010 Budget		+ \$ <u>50,499</u>
2. Debt Service Levy in 2010 Budget		- \$ <u>0</u>
3. Tax Levy Excluding Debt Service		\$ <u>50,499</u>
 2010 Valuation Information for Valuation Adjustments:		
4. New Improvements for 2010:	+ <u>32,937</u>	
5. Increase in Personal Property for 2010:		
5a. Personal Property 2010	+ <u>370,342</u>	
5b. Personal Property 2009	- <u>408,374</u>	
5c. Increase in Personal Property (5a minus 5b)	+ <u>0</u>	
		(Use Only if > 0)
6. Valuation of Property that has Changed in Use during 2010:		<u>51,390</u>
7. Total Valuation Adjustment (Sum of 4, 5c, 6)		<u>84,327</u>
8. Total Estimated Valuation July, 1,2010	<u>9,981,861</u>	
9. Total Valuation less Valuation Adjustment (8 minus 7)		<u>9,897,534</u>
10. Factor for Increase (7 divided by 9)		<u>0.00852</u>
11. Amount of Increase (10 times 3)		+ \$ <u>430</u>
12. Maximum Tax Levy, excluding debt service, without Resolution (3 plus 11)		\$ <u>50,929</u>
13. Debt Service Levy in this 2011 Budget		<u>0</u>
14. Maximum levy, including debt service, without a Resolution (12 plus 13)		<u>50,929</u>

If the 2011 budget includes tax levies exceeding the total on line 14, you must adopt a resolution to exceed this limit and attach a copy to this budget.

Adopted Budget General	Prior Year Actual 2009	Current Year Estimate 2010	Proposed Budget Year 2011
Unencumbered Cash Balance Jan 1	71,070	130,198	123,305
Receipts:			
Ad Valorem Tax	52,231	50,499	xxxxxxxxxxxxxxxxxxxxxx
Delinquent Tax	1,505		
Motor Vehicle Tax	7,505	8,320	7,939
Recreational Vehicle Tax		213	193
16/20M Vehicle Tax	1,087	1,065	1,016
LAVTR			0
Slider			0
In Lieu of Taxes			
State Grant	25,448	100,000	100,000
Landowner Contribution	2,699	50,000	50,000
Reimbursements	75		
Interest on Idle Funds	169		
Miscellaneous			
Does miscellaneous exceed 10% of Total Receipts			
Total Receipts	90,719	210,097	159,148
Resources Available:	161,789	340,295	282,453
Expenditures:			
Construction Costs	10,946	200,990	307,353
Administrative Costs	20,645	16,000	25,000
Neighborhood Revitalization Rebate			
Miscellaneous			
Does miscellaneous exceed 10% of Total Expenditures			
Total Expenditures	31,591	216,990	332,353
Unencumbered Cash Balance Dec 31	130,198	123,305	xxxxxxxxxxxxxxxxxxxxxx
2009/2010 Budget Authority Amount:	52,231	216,990	
		Non-Appr Bal	
		Tot Exp/Non-Appr Bal	332,353
		Tax Required	49,900
		Del Comp Rate: 0.000%	0
		Amount of 2010 Ad Valorem Tax	49,900

NOTICE OF BUDGET HEARING

State of Kansas
Special District
2011

The governing body of
Allen Creek Watershed District No 89
Lyon County

meet on July 28, 2010 at 8:00 PM at USD 251 Board of Education Office, 616 Main Street, Americus KS 66835 for the purpose of hearing answering objections of taxpayers relating to the proposed use of all funds and the amount of tax to levied. Detailed budget information is available at Pool & Wright, Chartered, 505 Commercial, Emporia, KS 66801 and will be available at this hearing.

BUDGET SUMMARY

Proposed Budget 2011 Expenditures and Amount of 2010 Ad Valorem Tax establish the maximum limits of the 2011 budget. Estimated Tax Rate is subject to change depending on the final assessed valuation.

FUND	Prior Year Actual 2009		Current Year Estimate for 2010		Proposed Budget Year for 2011		
	Expenditures	Actual Tax Rate*	Expenditures	Actual Tax Rate*	Expenditures	Amount of 2010 Ad Valorem Tax	Actual Tax Rate*
General	31,591	4.970	216,990	4.981	332,353	49,900	4.999
Debt Service							
Totals	31,591	4.970	216,990	4.981	332,353	49,900	4.999
Less: Transfers	0		0		0		
Net Expenditures	31,591		216,990		332,353		
Total Tax Levied	52,231		50,499		xxxxxxxxxxxxxxxxxxxx		
Assessed Valuation	10,508,788		10,135,542		9,981,861		

Outstanding Indebtedness,

Jan 1,	2008	2009	2010
G.O. Bonds	0	0	0
Revenue Bonds	0	0	0
No-Fund Warrant	0	0	0
Lease Pur. Princ.	0	0	0
Total	0	0	0

*Tax rates are expressed in mills.

Clerk

Page No. 4

360

CERTIFICATE OF RESOLUTION
ALLEN CREEK WATERSHED DISTRICT NO.89, LYON COUNTY, KANSAS

The undersigned officers of the above Watershed District do hereby certify that the following resolution is a full, true, and correct copy of a resolution of the Board of Directors of said Watershed District that was duly and regularly adopted by said Board on the 28th day of July, 2010, when the budget for 2011 was approved:

"Resolution for 2011 Budget

This resolution is to express the property taxation policy of the Board of Directors with respect to financing the 2011 annual budget of the Watershed District.

Whereas, K.S.A. 79-2925b, provides that a resolution be adopted in accordance with that statute if property taxes are to levied for an annual budget in excess of the property taxes levied for the prior succeeding annual budget except for certain exceptions specified in the statute;

And whereas, the Watershed District proposes to finance its 2011 annual budget with property taxes that may exceed the amount levied to finance its 2010 annual budget, except with regard to revenue produced and attributable to those exceptions listed in K.S.A. 79-2925b and to grant money received for construction costs;

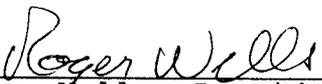
And whereas, budgeting, taxing, and service level decisions for all services of the Watershed District are the responsibility of the Board of Directors of the Watershed District;

And whereas, the Watershed District provides essential services in accordance with the Kansas Watershed District Act (K.S.A. 24-1201 et seq.) to protect the safety and well being of the citizens within its boundaries;

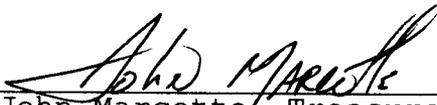
And whereas, the cost of provision of these services continues to increase, in some cases dramatically.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of Allen Creek Watershed District No. 89, Lyon County, Kansas, that the public be notified in accordance with law of the possibility of increased property taxes to finance the 2011 budget of the Watershed District."

Certified July 28, 2010.



Roger Wells, President



John Marcotte, Treasurer

2076.046

662

CERTIFICATE OF RESOLUTION
ALLEN CREEK WATERSHED DISTRICT NO.89, LYON COUNTY, KANSAS

The undersigned officers of the above Watershed District do hereby certify that the following resolution is a full, true, and correct copy of a resolution of the Board of Directors of said Watershed District that was duly and regularly adopted by said Board on the 28th day of July, 2010, when the budget for 2011 was approved:

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And whereas, the Watershed District proposes to finance its 2011 annual budget with property taxes that may exceed the amount levied to finance its 2010 annual budget, except with regard to revenue produced and attributable to those exceptions listed in K.S.A. 79-2925b and to grant money received for construction costs;

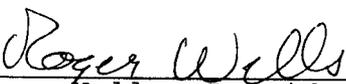
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And whereas, the Watershed District provides essential services in accordance with the Kansas Watershed District Act (K.S.A. 24-1201 et seq.) to protect the safety and well being of the citizens within its boundaries;

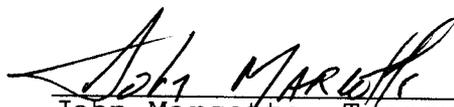
And whereas, the cost of provision of these services continues to increase, in some cases dramatically.

NOW THEREFORE BE IT RESOLVED by the Board of Directors of Allen Creek Watershed District No. 89, Lyon County, Kansas, that the public be notified in accordance with law of the possibility of increased property taxes to finance the 2011 budget of the Watershed District."

Certified July 28, 2010.



Roger Wells, President



John Marcotte, Treasurer

2076.046

Law Offices of
Keith A. Greiner, Chartered
517 Bank of America Building
P. O. Box 708, Emporia KS 66801-0708
620-342-1157 (telephone/facsimile)
(Washington, DC 202-686-2158 (telephone/facsimile)
202-256-6124 (cell phone)/800-593-6176 pin=02 (rings in DC)
greinerk@att.net (email)

July 29, 2010

County Clerk of Lyon County, Kansas
Lyon County Courthouse
430 Commercial Street
Emporia, Kansas 66801-7216

Re: 2011 Budget for Allen Creek Watershed District No. 89, Lyon
County, Kansas

Enclosed in accordance with K.S.A. 79-2930 are:

1. Two certified copies of the 2011 budget adopted July 28, 2010, by the above Watershed District;
2. Two copies of the proof of publication; and
3. Two certified copies of a budget resolution for the Watershed District in accordance with K.S.A. 79-2925b approved at the meeting of the Board of Directors on July 28, 2010, in the event that property taxes will be levied for the 2011 budget in excess of the property taxes levied for the prior succeeding annual budget.

Sincerely,



Keith A. Greiner, Chartered
Attorneys for the Watershed
District

Enclosures

cc w/o encl.: Roger Wells, President
Michael W. Van Gundy, Vice-President
Glen Wessel, Secretary
John Marcotte, Treasurer

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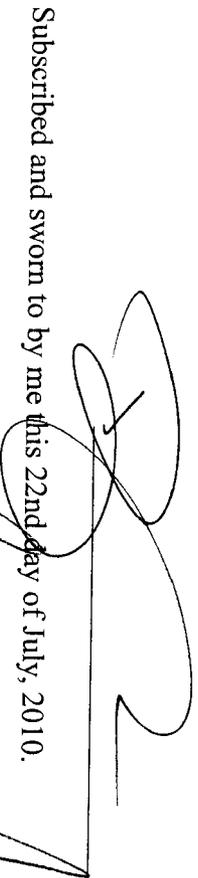
AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, LYON COUNTY, ss:

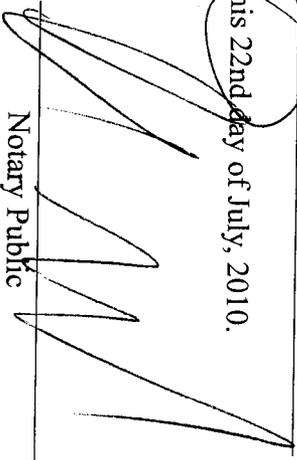
Regina Murphy, being first duly sworn, deposes and says: That she is an employee of The Emporia Gazette, a daily newspaper printed in the State of Kansas, and published in and of general circulation in Lyon County, Kansas, with a general paid circulation on a daily basis in Lyon County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

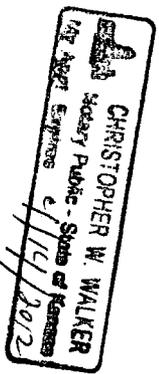
Said newspaper is a daily published at least 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Emporia in said County as periodical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

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for ONE DAY ONLY, the first publication thereof being made as aforesaid on the 17th day of July, 2010, with no subsequent publications being made.



Subscribed and sworn to by me this 22nd day of July, 2010.


Notary Public



Printer's Fee: \$72.38

Date Paid:

Blue

EXHIBIT A

NOTICE OF BUDGET HEARING

The governing body of
Lyon County

Allen Cook, Wardschool District No. 89

State of Kansas
Special District
2011

held on July 26, 2010 at 8:00 PM at USD 251 Board of Education Office, 616 Main Street, Emporia, KS 66835 for the purpose of hearing and receiving objections of taxpayers relating to the proposed use of all funds and the amount of tax to be levied. Budget information is available at Ford & Wright, Chartered, 500 Commercial, Emporia, KS 66801 and will be available at this hearing.

BUDGET SUMMARY
Proposed Budget 2011 Expenditures and Amount of 2010 Ad Valorem Tax establish the maximum limits of the 2011 budget. Estimated Tax Rates is subject to change depending on the final assessed valuations.

FUND	Prior Year Actual 2009		Current Year Estimate for 2010		Proposed Budget Year for 2011	
	Expenditures	Tax Rate	Expenditures	Tax Rate	Expenditures	Amount of 2011 Tax Rate
General	31,591	4.936	216,990	4.981	332,333	6.206
Public Service						4.999
Total	31,591	4.936	216,990	4.981	332,333	6.206
Less Transfers						
Net Expenditures	31,591		216,990		332,333	
Total Tax Levied	\$2,317		\$9,709		\$37,333	
Assessed Valuation	10,508,788		10,508,788		2,811,861	

Outstanding Indebtedness, Jan 1,	2008	2009	2010
G.O. Bonds	0	0	0
Revenue Bonds	0	0	0
Not Paid Warrant	0	0	0
Lease Pay. Pkgs.	0	0	0
Total	0	0	0

*Tax rates are expressed in mills.

John Morritt
Chair

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