

PETITION FOR DE-ANNEXATION

TO THE CITY COUNCIL OF THE CITY OF OLATHE, KANSAS:

David M. Brooks, the undersigned, on behalf of CF Gardner LLC, respectfully states:

1. That I am an Authorized Signatory of CF Gardner LLC, record owner of the land located in Johnson County, Kansas, which is legally described on Exhibit A attached hereto and incorporated by reference herein.
2. That such land adjoins the City of Olathe, Kansas, as is shown on the map on Exhibit B attached hereto and incorporated by reference herein.
3. That I respectfully pray that such land be de-annexed and unincorporated from the City of Olathe, Kansas, and do hereby consent to such de-annexation consistent with the provisions of K.S.A. 12-504 and 12-505.

[No further text; signature page follows]

RECEIVED
JUL 08 2024
CITY OF OLATHE
CITY CLERK OFFICE

CF Gardner LLC

By: David N. Brooks
Secretary

1345 Avenue of the Americas, Floor 46
New York, NY 10105

CERTIFICATION

STATE OF New York)
) ss.
COUNTY OF New York)

This instrument was acknowledged before me on July 2, 2024, by David N. Brooks as Authorized Signatory of CF Gardner LLC, a Delaware limited liability company.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Samuel Adqui
NOTARY PUBLIC

My Commission Expires:
Feb 24, 2027

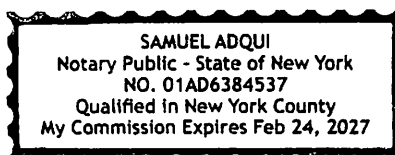


Exhibit A

Legal Description

File No.006-2059

Maegardner

November 17, 2006

Surveyor's Recommended Property Description

All that part of Section 21, Township 14 South, Range 23 East, in Johnson County, Kansas, described as follows:

COMMENCING at the Southeast corner of the Southwest Quarter of Section 21, Township 14 South, Range 23 East; thence North 1 degree 50 minutes 33 seconds West along the East line of the Southwest Quarter of said Section 21 a distance of 60.00 feet to a point on the North right of way line of 175th Street, the POINT OF BEGINNING; thence South 88 degrees 06 minutes 22 seconds West along the North right of way line of 175th Street a distance of 1891.91 feet to a point; thence North 89 degrees 59 minutes 05 seconds West along the North right of way line of 175th Street a distance of 600.33 feet to a point; thence North 58 degrees 27 minutes 25 seconds West along the North right of way line of 175th Street a distance of 35.91 feet to a point on the East right of way line of Clare Road; thence North 4 degrees 33 minutes 14 seconds West along the East right of way line of Clare Road a distance of 200.25 feet to a point; thence North 16 degrees 26 minutes 06 seconds West along the East right of way line of Clare Road a distance of 98.23 feet to a point; thence North 1 degree 41 minutes 29 seconds West along the East right of way line of Clare Road a distance of 363.68 feet to a point; thence North 8 degrees 50 minutes 52 seconds East along the East right of way line of Clare Road a distance of 191.30 feet to a point; thence North 1 degree 09 minutes 30 seconds East along the East right of way line of Clare Road a distance of 1105.95 feet to a point on the Southeasterly right of way line of Interstate Highway I-35; thence in a Northeasterly direction along the Southeasterly right of way line of Interstate Highway I-35 and along a curve to the left whose initial tangent bears North 56 degrees 11 minutes 53 seconds East, having a radius of 11,609.16 feet, through a central angle of 4 degrees 43 minutes 03 seconds, an arc distance of 955.86 feet to a point on the North line of the Southwest Quarter of said Section 21; thence North 87 degrees 17 minutes 46 seconds East along the North line of the Southwest Quarter of said Section 21 a distance of 351.60 feet to a point that lies 33.00 feet West of the Southwest corner of the East half of the Northwest Quarter of said Section 21; thence North 1 degree 51 minutes 33 seconds West following a line formed by striking a line between a point lying 33.00 feet West of the Southwest corner of the East half of the Northwest Quarter of said Section 21 and a point lying 37.00 feet West of the Northwest corner of the East half of the Northwest Quarter of said Section 21, a distance of 267.10 feet to a point on the Southeasterly right of way line of Interstate Highway I-35; thence in a Northeasterly direction along the Southeasterly right of way line of Interstate Highway I-35 and along a curve to the left whose initial tangent bears North 49 degrees 17 minutes 09 seconds East, having a radius of 11609.16 feet, through a central angle of 5 degrees 15 minutes 23 seconds, an arc distance of 1065.03 feet to a point; thence North 44 degrees 01 minutes 46 seconds East along the Southeasterly right of way line of Interstate Highway I-35 a distance of 1111.52 feet to a point; thence North 50 degrees 52 minutes 20 seconds East along the Southeasterly right of way line of Interstate Highway I-35 a distance of 503.59 feet to a point; thence North 44 degrees 01

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minutes 46 seconds East along the Southeasterly right of way line of Interstate Highway I-35 a distance of 100.00 feet to a point; thence North 39 degrees 34 minutes 26 seconds East along the Southeasterly right of way line of Interstate Highway I-35 a distance of 386.17 feet to a point; thence South 45 degrees 58 minutes 14 seconds East along the Southeasterly right of way line of Interstate Highway I-35 a distance of 205.00 feet to a point; thence North 44 degrees 01 minutes 46 seconds East along the Southeasterly right of way line of Interstate Highway I-35 a distance of 171.20 feet to a point; thence South 53 degrees 17 minutes 01 seconds East along the Southeasterly right of way line of Interstate Highway I-35 a distance of 67.05 feet to a point that is 363.45 feet Northwesterly of Interstate I-35 Highway Right of Way, 812 feet right of Centerline Station 717 + 11, as established in Project 50-46-I-02-3(10) Part 2 (as measured along said right of way line); thence South 1 degree 54 minutes 42 seconds East a distance of 969.14 feet to a point on the South line of the North half of the Northeast Quarter of said Section 21; thence South 87 degrees 35 minutes 10 seconds West along the South line of the North half of the Northwest Quarter of said Section 21 a distance of 1321.33 feet to the Southwest corner thereof; thence South 1 degree 50 minutes 30 seconds East along the West line of the Northeast Quarter of said Section 21 a distance of 1338.85 feet to the Northeast corner of the Southwest Quarter of said Section 21; thence South 1 degree 50 minutes 33 seconds East along the East line of the Southwest Quarter of said Section 21 a distance of 2552.59 feet to the POINT OF BEGINNING, and containing 8,111,270 Square Feet or 186.209 Acres, more or less.

[end of legal description]

Exhibit B

Parcel Map

