(For Publication in the Harvey County Now one (1) time)

IN THE DISTRICT COURT OF HARVEY COUNTY, KANSAS
IN THE NINTH JUDICIAL DISTRICT

STATE OF KANSAS, **Plaintiff**
vs. **Case No. 18CV54**
$610.00 in U.S. Currency; **Defendants**

NOTICE OF PENDING FORFEITURE
Pursuant to K.S.A. 60-4109

To: Tyler Wachs
330 Indiana Ln, Salina, KS 67401

Jennifer Kelly
743 Chocktaw St, Salina, KS 67401

Sarah Bargman
19022 190 Rd, Smith Center, KS 66967

NOTICE IS HEREBY GIVEN that property herein described has been seized for forfeiture and is pending forfeiture to the Newton Police Department, pursuant to the Kansas Standard Asset Seizure and Forfeiture Act (KSASFA), K.S.A. 60-4101 et. seq., and amendments thereto. If you have not previously received a Notice of Seizure for Forfeiture, this is notice pursuant to the Act.

The date, place of seizure and description of the property affected by this notice is as follows:

Item #1: $610.00 in U.S. currency
Date of Seizure: February 15, 2015
Place of Seizure: I-135 MM29, Newton, KS 67114

The conduct giving rise to forfeiture and/or the violation of law alleged are multiple violations of K.S.A. 21-5705 and K.S.A. 21-5706.

You are hereby notified that the Plaintiff's Attorney has chosen to initially proceed with this matter administratively, and is making stipulation of exemptions available for the property seized for forfeiture as described above.

You may do any of the following:

1. File a verified petition for request for Stipulation of Exemption, pursuant to K.S.A. 60-4110, with the Plaintiff's Attorney **and** sending a copy to the seizing agency contact person; or
2. File a verified claim, pursuant to K.S.A. 60-4111, with the District Court, Plaintiff's Attorney, **and** the seizing agency contact person; or

3. Do nothing.

The law also provides for provisional return of the property under certain circumstances including the posting of a surety bond or a court hearing on whether probable cause existed when the property was seized.

You may wish to consult with an attorney before deciding what is best for you. However, if no petition or claim is filed within thirty (30) days of personal service, publication or mailing of this Notice, whichever is earlier, your interest in the property described above will be forfeited. All such petitions and claims shall comply with the strict affidavit and informational requirements for petitions and claims as set out in K.S.A. 60-4101 et. seq., and amendments thereto (KSASFA). Please be aware that it is a crime to falsely verify an ownership interest or other information in any request, petition or claim.

Dated: 20th day of March, 2018

/s/ Jason R. Lane

Jason R. Lane, #23457
Chief Deputy County Attorney
800 N. Main, Newton, KS 67114
(316) 284-6830
jlane@harveycounty.com

Copies for the seizing agency should be mailed to:
Mitchell Nedrow, Newton Police Department
120 E. 7th, Newton, KS 67114
(316) 284-6030

Copies for the District Court should be mailed to:
Clerk of the District Court
800 N. Main, Newton, KS 67114