



October 23, 2018

Eric Yost  
Sedgwick County Counselor  
525 North Main, 3<sup>rd</sup> Floor  
Wichita, KS 67203

Re: Sedgwick County Lease of Colvin Elementary School

Dear Eric:

This notice is given on behalf of Unified School District No. 259 regarding the termination of a year-to-year holdover lease between USD 259 and Sedgwick County, Kansas. On July 29, 2006, USD 259 and Sedgwick County entered into a lease where Sedgwick County leased a portion of space located within Colvin Elementary School. A copy of the lease and an addendum to the lease are attached. The lease had an initial term that started on January 1, 2006 and ended on December 31, 2010. The lease also provided for an extended term that started January 1, 2011, for five one-year periods.

At the end of the fifth one-year period, Sedgwick County continued to possess the rented premises. K.S.A. 58-2502 provides that when premises are let for one or more years and the tenant, with the assent of the landlord, continues to occupy the premises, the tenant is deemed to be a year-to-year tenant. K.S.A. 58-2505 provides that a 30-day notice in writing is necessary to be given by either party to terminate a holdover year-to-year tenancy.

This is notice that Sedgwick County's tenancy of the premises located in Colvin that is described in the attached lease is terminated as of December 31, 2018.

However, as we recently discussed, USD 259 is willing to extend the lease on terms set forth in the attached lease on a month-to-month basis starting January 1, 2019. Also as we discussed, USD 259 has plans for the space starting the 2019-2020 school year and it is contemplated that the month-to-month lease will be terminated on June 30, 2019.

If Sedgwick County is interested in a month-to-month lease starting January 1, 2019, please let me know and I will prepare a document that rescinds the termination and establishes a month-to-month lease.

Very truly yours,

Thomas R. Powell  
General Counsel  
Email: tpowell@usd259.net

cc: Alicia Thompson, Superintendent of Schools  
Shawn Springer, Principal, Colvin Elementary School  
Shane Schumacher, Property & Warranty Management

**ATTACHMENT C TO AMENDMENT NO. 2**