IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF KANSAS

OLIVER BROWN, et al.,	Plaintiffs,)		
and)		
CHARLES and KIMBERLY SMITH, machildren, by their mother and friend, LINDA BROWN SMITH, et	next)	No.	T-316
Vs.	,		
BOARD OF EDUCATION OF TOPEKA, SHAWNEE COUNTY, KANSAS,)		
et al.,	Defendants.)		

ANSWER OF UNIFIED SCHOOL DISTRICT NO. 501
TO PLAINTIFF-INTERVENORS INTERROGATORY NO. 5
OF THE THIRD SET

5. Please identify all occasions on which the School District has rented non-school district facilities for purposes of relieving overcrowing and identify the basis on which students were assigned to attend classes in the rented facility.

ANSWER:

Attached hereto is a chart identifying those occasions on which Unified School District No. 50l or its predecessor rented non-school district facilities (beginning with the 1950-51 school year) as requested by Interrogatory No. 5.

VERIFICATION

STATE OF KANSAS)
) ss:
COUNTY OF SHAWNEE)

The undersigned, of lawful age, being first duly sworn upon his oath, deposes and states:

That he is Assistant Superintendent, Business Services for Unified School District No. 501, that he has read the answer to Interrogatory No. 5 of Intervening Plaintiffs' Interrogatories—Third Set which was prepared under his general direction and supervision and such answer is true and correct to the best of his knowledge and belief.

Further affiant saith not.

W. Wayne Warner

Subscribed and sworn to before me this 28th day of Notable 1982.

Notary Public

my appointment expires:

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing ANSWER OF UNIFIED SCHOOL DISTRICT NO. 501 TO PLAINTIFF-INTERVENORS' INTERROGATORY NO. 5 OF THE THIRD SET was served by hand delivering the same this 25th day of October, 1982, to attorneys for Intervening Plaintiffs by serving Richard Jones, 605 S.E. Quincy, Suite 1, Topeka, Kansas 66603.

K. Gary Sebelius

of Eidson, Lewis, Porter & Haynes 1300 Merchants National Bank Bldg.

Topeka, Kansas 66612 (913) 233-2332

Attorneys for Unified School District No. 501

ATTACHMENT FOR ANSWER TO PLAINTIFF-INTERVENORS' INTERROGATORY NO. 5 - THIRD SET

Please identify all occasions on which the School District has rented non-school district facilities for purposes of relieving overcrowding and identify the basis on which students were assigned to attend classes in the rented facility.

DATE	LOCATION	STATED PURPOSE	ASSIGNMENT OF STUDENTS
October 1, 1951	Seabrook Congregational Church 19th and Gage	Conducting a public school during the period Sept. 1, 1951 through June 1, 1952.	No mention of how or what students will attend that facility.
October 1, 1951	Residence of Russell and Katherine Sewell 1212 W. 17th	To be used as a classroom for third grade at Quinton Heights from Oct. 8, 1951 to June 1, 1952	No mention of how or what students will attend that facility.
November 5, 1951	Faith Lutheran Church 17th and Gage Blvd.	Housing a group of elementary school children during the period from Oct. 15, 1951 through June 12, 1952. Used to relieve crowded condition at Seabrook School.	No mention of how or what students will attend that facility.
January 7, 1952	Land adjacent to Washington School from Santa Railway.	Playground for Washington School	
January 5, 1953	Renew lease of land adjacent to Washington School		
November 18, 1953	Renew lease agreement for lar adjacent to Washington School		
August 7, 1961	A. G. Harrison	A practice field for use by Topeka West High School from Aug. 28, 1961 to Oct. 20, 1961.	
August 21, 1961	Free Methodist Church Area South of Highland Park South Elementary	Eisenhower Junior High School for football practice from Sept. 5 1961 to Nov. 1, 1961.	,
August 21, 1961	Owner not identified in the minutes	Area east of Jardine Junior High School for football practice from Sept. 5, 1961 to Nov. 1, 1961.	

5. (continued)

DATE

LOCATION

STATED PURPOSE

ASSIGNMENT OF STUDENTS

July 19, 1966

Fort Wayne Leasing Company

Portable Classrooms at Central Park Elementary to house students because of the tornado-destroyed building.

Beginning in 1962 and continuing until the construction of the Area Vocational-Technical School (AVTS), the district rented several different buildings to house the Manpower Development Training Program (MDTA). These facilities were used only for those programs.