Mr. John E. Fierro  
Ford County Attorney  
Ford County Courthouse  
Box 995  
Dodge City, Kansas 67801

You advise that recently in Ford County, two townships were proposed to be consolidated pursuant to K.S.A. 80-1109, and an election called pursuant to that provision. The question has now arisen whether residents of the cities of the third class located within the two townships were entitled to vote at that election.

K.S.A. 80-1109 states concerning that election in pertinent part thus:

"If a majority of the qualified electors in each township shall vote to consolidate, the board of county commissioners shall adopt a resolution certifying that the consolidation is in effect in accordance with the agreement..." [Emphasis Supplied.]

K.S.A. 1974 Supp. 15-104 states thus:

"Cities regulated and governed by this act [being cities of the third class] shall be and remain a part of the corporate limits of the townships in which the same are situated."
Thus, qualified electors of a city of the third class are also qualified electors of the township in which that city is located.

Yours very truly,

CURT T. SCHNEIDER
Attorney General

CC: Ms. Lucille Keck
Ford County Clerk
Ford County Courthouse
Dodge City, Kansas 67801