

BOARD OF COUNTY COMMISSIONERS OF JEFFERSON COUNTY KANSAS

RESOLUTION NO. 12- 27

A RESOLUTION TO VACATE A PORTION OF 118TH STREET DESCRIBED AS FOLLOWS:

That portion of the L.D. Casebier Road currently known as 118th street Beginning at a point as described in Road Book 1, Page 132B as being 60 chains (3,960 feet) East of the Northeast Corner of Section 20, Township 9 South, Range 19 East of the 6th P.M., Jefferson County, Kansas, said point also being known as the Northwest Corner of the Northeast Quarter of the Northeast Quarter of Section 21, Township 9 South, Range 19 East of the 6th P.M.; thence South 5° East 10 Chains (660 Feet) as described in Road Book 1, Page 132B; thence South 34° East 6 Chains (396 Feet) as described in Road Book 1, Page 132B to the Point of Termination said point being the Point of Beginning of the Road Vacation recorded in Road Book A, Page 240.

All the easement rights of any existing utility lines within the above described strip are hereby reserved in perpetuity,

WHEREAS, the Jefferson County Commission authorized notice of proposed vacation of a portion of the above described road in Jefferson County Kansas; and

WHEREAS, the Notice of Public Hearing was published in the official county newspaper on 10/25 & 11/1/ 2012; and

WHEREAS, notice of the proposed vacation was mailed by certified mail, return receipt requested, to all landowners of record as required by K.S.A. 68-102 notifying said landowners of the intent to vacate a certain portion of the road and their right to protest said vacation; and,

WHEREAS, a hearing was held on November 5, 2012 for anyone wishing to protest the vacation of said particular road, and,

WHEREAS, as a result of that hearing, the Jefferson County Commissioners voted to vacate a certain portion of the road.

BE IT THEREFORE RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF JEFFERSON COUNTY KANSAS:

That the following road is not a public utility by reason of neglect, non-use, or inconvenience and that said road is impassable and the necessity for said road as a public utility does not justify the expenditure of the necessary funds to repair said road or put the same in condition for public travel and therefore a portion of said road is vacated as follows:

That portion of the L.D. Casebier Road currently known as 118th street Beginning at a point as described in Road Book 1, Page 132B as being 60 chains (3,960 feet) East of the Northeast Corner of Section 20, Township 9 South, Range 19 East of the 6th P.M., Jefferson County, Kansas, said point also being known as the Northwest Corner of the Northeast Quarter of the

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All the easement rights of any existing utility lines within the above described strip are hereby reserved in perpetuity.

This Resolution shall be in full force and effect following its passage by the Board of County Commissioners and its subsequent publication in the official county newspaper.

WHEREUPON, the Board of County Commissioners of Jefferson County Kansas passes and adopts this Resolution in regular session, at its chambers in Oskaloosa, Jefferson County, Kansas on this 5th day of November, 2012.

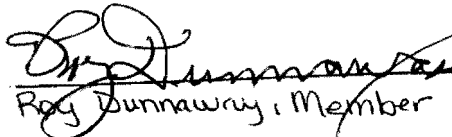

Richard Malm, Chairman

APPROVED, received and recorded this 5th day of November, 2012.

ATTEST:


Linda M. Buttron, County Clerk


Lynn Luck, Vice-Chair


Roy Dunnaway, Member