

BOARD OF COUNTY COMMISSIONERS OF
JEFFERSON COUNTY KANSAS

RESOLUTION NO. 2011- 003

A RESOLUTION TO VACATE A PORTION OF A ROAD DESCRIBED AS FOLLOWS:

The below described strip of land is part of a public road established as Oskaloosa and Ozawkie County Road on November 10, 1865, recorded in Road Journal Book A, Page 31, Jefferson County, Kansas.

A strip of land 1035.80 feet long and 60 feet wide, being 30 feet on each side of the centerline which runs along the section line between sections 31 and 30 in Township 9 South, Range 19 East of the Sixth P.M., Jefferson County, Kansas, the centerline of said strip further described as: Beginning at the Northeast corner of the Northwest Quarter of said section 31; thence North 90°00'00"West, assumed bearing along the North line of said Northwest Quarter 1035.80 feet and there terminating.

All the easement rights of any existing utility lines within the above described strip are hereby reserved in perpetuity, IN JEFFERSON COUNTY KANSAS.

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 January 6, 2011; 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 February 7, 2011 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:

The below described strip of land is part of a public road established as Oskaloosa and Ozawkie County Road on November 10, 1865, recorded in Road Journal Book A, Page 31, Jefferson County, Kansas.

A strip of land 1035.80 feet long and 60 feet wide, being 30 feet on each side of the centerline which

runs along the section line between sections 31 and 30 in Township 9 South, Range 19 East of the Sixth P.M., Jefferson County, Kansas, the centerline of said strip further described as: Beginning at the Northeast corner of the Northwest Quarter of said section 31; thence North 90°00'00"West, assumed bearing along the North line of said Northwest Quarter 1035.80 feet and there terminating.

All the easement rights of any existing utility lines within the above described strip are hereby reserved in perpetuity, IN JEFFERSON COUNTY KANSAS.

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 14th day of February, 2011.

/s/Richard Malm, Chairman

/s/Lynn Luck, Vice-Chair

/s/Roy Dunnaway, Member

APPROVED, received and recorded this 14th day of February, 2011.

/s/Linda M. Buttron, County Clerk