

BOARD OF COUNTY COMMISSIONERS OF
JEFFERSON COUNTY KANSAS

RESOLUTION NO. 2012-022

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

Beginning at the Northeast Corner of the Southeast Corner of Section 29, Township 8 South, Range 20 East thence 250.00 feet west along said Half Section Line of Section 29 to the Point of Commencement for vacation of the public roadway as described in Road Record 1-288A, Jefferson County, Kansas, thence west along the Half Section Line of Section 29 to a point 260.00 feet east of the Northwest Corner of the Southeast Corner of said Section 29, the point being the terminus of the vacated roadway with a width of 40 feet centered on the said Half Section Line.

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 8/9/12 & 8/16/12; 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 September 17, 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:

Beginning at the Northeast Corner of the Southeast Corner of Section 29, Township 8 South, Range 20 East thence 250.00 feet west along said Half Section Line of Section 29 to the Point of

Commencement for vacation of the public roadway as described in Road Record 1-288A, Jefferson County, Kansas, thence west along the Half Section Line of Section 29 to a point 260.00 feet east of the Northwest Corner of the Southeast Corner of said Section 29, the point being the terminus of the vacated roadway with a width of 40 feet centered on the said Half Section Line.

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 24TH day of September, 2012.

/S/Richard Malm, Chairman

/S/Lynn Luck, Vice-Chair

/S/Roy Dunnaway, Member

Attest: /S/Linda M. Buttron, County Clerk