

BEFORE THE COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF A)
PORTION OF A PLATTED FLOODWAY)
RESERVE EASEMENT)
)
GENERALLY LOCATED EAST OF 127TH STREET) CASE NO. VAC2013-00002
EAST, APPROXIMATELY ¼-MILE NORTH OF)
39TH STREET SOUTH, NORTH OF TWIN MILL)
STREET, ON THE WEST OF TRIPLE CROWN)
STREET)

VACATION ORDER

NOW on this 12th day of June, 2013, at 9:00 o'clock A.M., comes the petition filed by Brock A. Beran (owner), praying for the vacation of the following-described portion of a platted floodway reserve easement, to-wit:

Partial Vacation of a platted Floodway Reserve Easement on Lot 6, Block B, Twin Mill Estates, Sedgwick County, Kansas: *That part of the platted Floodway Reserve Easement on Lot 6, Block B, Twin Mill Estates, Sedgwick County, Kansas, described as Commencing at the S.E. Corner of said Lot 6; thence N00°00'39"E, along the East line of said Lot 6, 155.60 feet to the N.E. Corner of said Easement; thence S88°12'01"W, along the Northerly line of said Easement, 179.88*

feet to a point of intersection for a Point of Beginning; thence N87°26'51"W, along the Northerly line of said Easement, 351.52 feet to the N.W. Corner of said Easement; thence S34°56'54"W, along the Westerly line of said Easement, 35.53 feet; thence S87°26'51"E, 164.74 feet; thence N84°15'33"E, 207.99 feet to the Point of Beginning.

WHEREUPON, it is shown that proper notice has been given by publication once at least 20 days prior to the date of hearing in the official county newspaper, such publication having occurred on , February 14, 2013; and it is further shown that proper proof of such publication has been filed herein. The Board finds that such notice is in lawful form and that it conforms to K.S.A. 58-2613, and amendments thereto.

THEREAFTER, the Board, being duly advised in the premises, finds and determines that no private rights will be injured or endangered by such vacation; that the public will suffer no loss or inconvenience thereby; that no written objections hereto have been filed with the Sedgwick County Clerk; and that, in justice to the petitioner, the petition's prayer should be granted.

The Board further finds that the Metropolitan Area Planning Commission held a public hearing on the 7th day of March 2013, and recommended that the vacation petition herein be approved.

THEREFORE, IT IS ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that the portion of the platted floodway reserve easement, hereinabove described be the same and is hereby vacated. It is further ordered that County Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

DATED this _____ day of _____.


**BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS**

James B. Skelton, Chairman
Fifth District

ATTEST:

Kelly B. Arnold, County Clerk

APPROVED AS TO FORM:



Robert W. Parnacott
Assistant County Counselor