

BEFORE THE COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF A PORTION)
OF EASEMENT FOR DRAINAGE AND FLOODWAY)
RESERVE AGREEMENT)
)
GENERALLY LOCATED WEST OF SOUTH OLIVER) VAC2017-00001
STREET AND NORTH OF EAST 47TH STREET SOUTH)
STREET EAST)
)
)

VACATION ORDER

NOW on this 12th day of March, 2017, at 9:00 o'clock A.M., comes the petition filed by Spirit AeroSystems, Inc. (applicant/owner), praying for the vacation of the described portion of the "Easement for Drainage" and the "Floodway Reserve Agreement", to-wit:

The Portion of "Easement for Drainage" (Film 400, Page 1080) and "Floodway Reserve Agreement" (Film 400, Page 1083) to be vacated:

COMMENCING at the Northeast corner of the Northeast Quarter of the Southeast Quarter of Section 14, Township 28 South, Range 1 East of the 6th P.M., Sedgwick County, Kansas; Thence Bearing South 00°53'02" East, along the East line of said Northeast Quarter of the Southeast Quarter, a distance of 473.96 feet; Thence Bearing South 88°35'18" West, a distance of 760.81 feet to the POINT OF BEGINNING; Thence continuing Bearing South 88°35'18" West, a distance of 410.00 feet; Thence Bearing South 01°24'42" East, a distance of 150.00 feet; Thence Bearing North 88°35'18" East, a distance of 410.00 feet; Thence Bearing North 01°24'42" West, a distance of 150.00 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, the Wichita Eagle, such publication having occurred on February 2, 2017; 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 23rd day of February, 2017, and recommended that the vacation petition herein be approved.

The Board further finds that the vacation request is located within Sedgwick County, but within the City of Wichita's 3-Mile Subdivision Jurisdiction, and that the Wichita City Council considered the vacation request on the 28th day of March 2017, and recommended that the vacation petition herein be approved as a consent item.

THEREFORE, IT IS ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that the vacation of the described portion of the "Easement for Drainage" and the "Floodway Reserve Agreement", hereinabove described be the same and is hereby vacated. It is further ordered that County Clerk shall send this Vacation Order to the Register of Deeds of Sedgwick County.

Commissioners present and voting were:

DAVID M. UNRUH	_____
MICHAEL B. O'DONNELL II	_____
DAVID T. DENNIS	_____
RICHARD RANZAU	_____
JAMES M. HOWELL	_____

Dated this _____ day of _____, 2017.

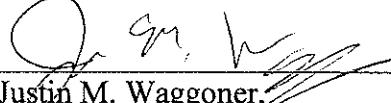
BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

DAVID M. UNRUH, Chairman
Commissioner, First District

APPROVED AS TO FORM:



Justin M. Waggoner,
Assistant County Counselor